

MARY JO ADAMS

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

P. O. Box 631 • Brenham, Texas 77834-0631

2007 OCT 18 PM 2:54

October 15, 2007

Texas Commission on Environmental Quality
CHIEF CLERKS OFFICE
P.O. Box 13087
Austin, Texas 78711-3087

IPX OPA
OCT 18 2007
MWD
54044

RE: Seadrift Ranch Pastures
Water Quality Permit
No. WQ0014716001;
Docket No. 2007-1052-MWD

Dear TCEQ:

I have owned the property at 1499 Swan Point Rd, Seadrift, Texas for 24 years and at 1573 Swan Point Rd, for 14 years. My family and I have enjoyed this area for fishing, swimming, and other recreational activities during that time. We want to continue to feel comfortable doing so in the future. We have tried very hard to maintain the integrity of the area in our own actions. We have seen improvement in the area through the years. It seems to me that the installation of this proposed system would be a significant change in our environment. We do not need more fresh water emptied into our bay. We get enough of that through natural circumstances. Everything sounds good on paper, but I worry about misuses or accidents. I understand that the property involved has already changed hands since development started. What about possible changes in ownership in the future? If this permit is granted, I will put my trust in the TCEQ to continually, carefully monitor this process during construction and in the years to follow. Please put my name on the mailing list for Seadrift Ranch Pastures, LTD for TPOES

MARY JO ADAMS

P. O. Box 631 • Brenham, Texas 77834-0631

Permit for Municipal Wastewater Proposed
Permit No. WQ 0014716001.

I love this area and I would appreciate
being informed about activities in the area.
Thank you for the opportunity to respond.
My mailing address is P. O. Box 631, Brenham,
Texas 77834-0631.

Sincerely,

Mary Jo Adams

2417 Wooldridge Drive
Austin, Texas 78703

9/January/2007

David Bower
Texas Commission on Environmental Quality
Are Director
MC 174
P.O. Box 13087
12100 Park 35 Circle
Austin, Texas 78711

RE: Proposed Permit No. WQOO16001

Dear Mr. Bower:

This letter concerns the above permit and the possibility of granting it. This huge and very expensive development can afford to have septic tanks for each house that is built out there. Falcon Point does not need to have a sewage plant. This is a cheap way of furnishing septic facilities to the future homeowners.

I have had a house at Swan Point for ten (10) years and have fished there that long. There are several oyster reefs very close to the vicinity of the proposed discharge as well as sea grasses where various kinds of birds wade and fish thrive.

By allowing Falcon Point this permit will seal the fate of many wading birds and fish.

Please do not grant this permit before you personally check where the oyster beds, birds, and fish in relation to the discharge area.

Enclosed are maps of the area.

Thank you very much,



Helen C. Arnold
lawiar@aol.com

MWD
54044

RECEIVED
JAN 22 2007
TCEO
FIELD OPERATIONS

OPA

BY *BM*

CHIEF CLERK'S OFFICE

2007 JAN 24 PM 2:18

TEXAS
COMMISSION ON
ENVIRONMENTAL
QUALITY

WQOO14716001

MWD

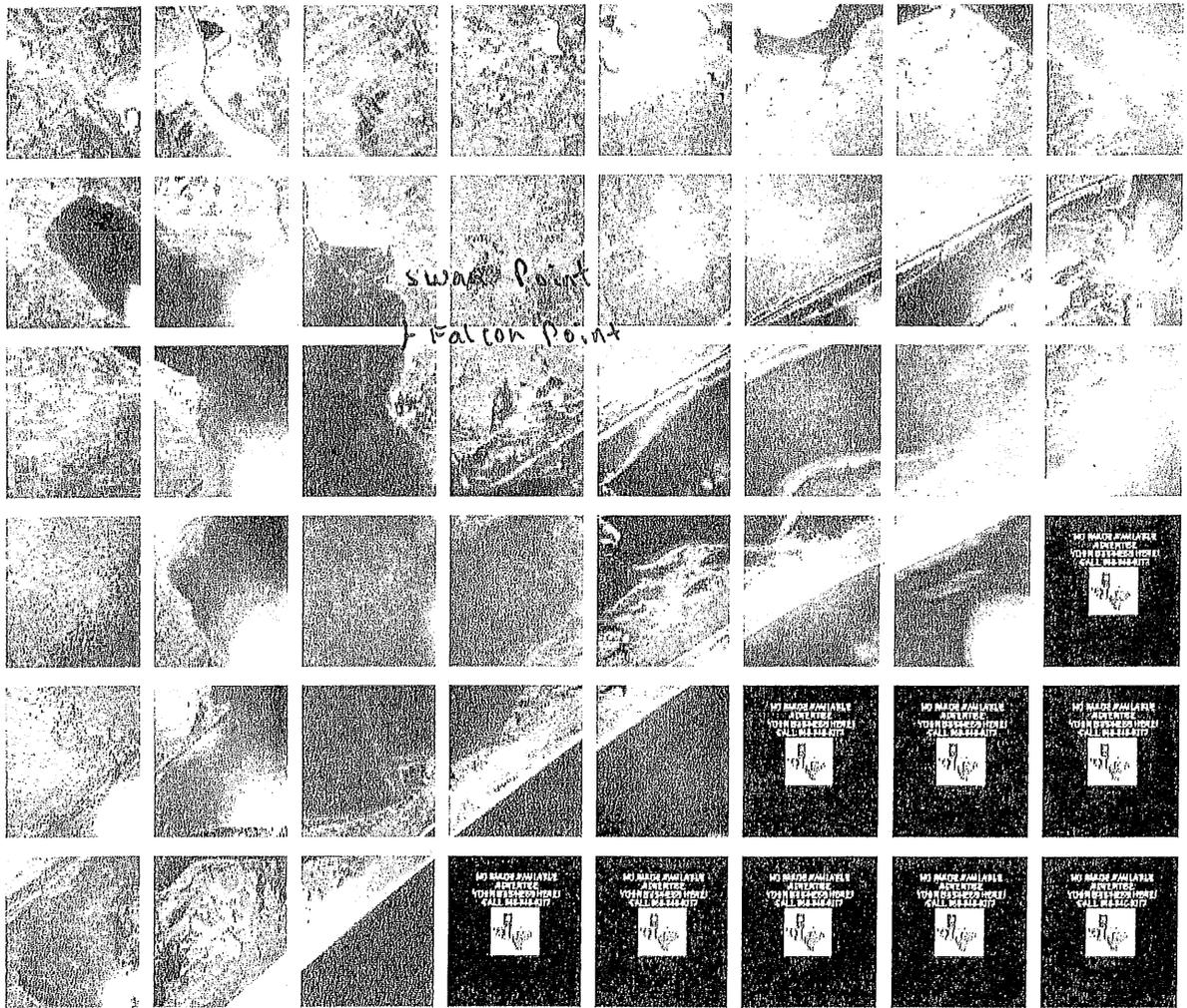
[Click here for more Seadrift and Fort O'Connor Area Maps](#)

1

 [Texmaps - A Birds Eye view Of The Texas Coast - San Antonio Bay](#)

San Antonio Bay

San Antonio Bay is a large body of water located on the south coast of Texas. It is the largest bay in the state and is home to a variety of wildlife. The bay is also a popular destination for tourists and is a major source of income for the local economy.



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Google

Address Seadrift, TX 77983



This map shows the location of Falcon Point/Seadrift Ranch Partners area of development.

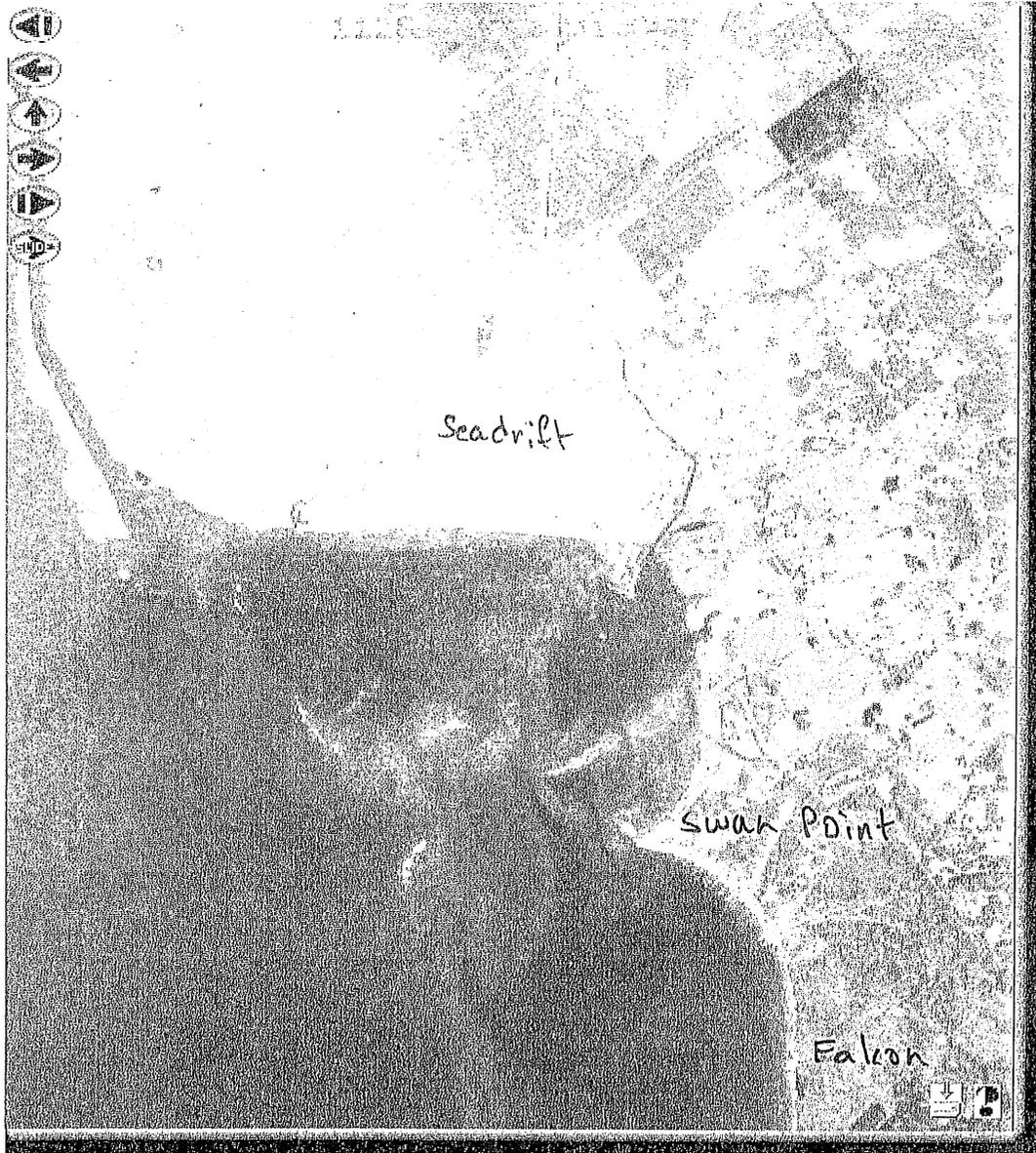
As you can see, they will discharge waste in the area of oyster beds and marsh grass where the wading birds feed.

This is also the area where we get off the boat and wade while we fish.

I hope you will not allow this permit and allow the water to remain clean and clear allowing our wild life to survive.

3

Click on center of mouse to zoom in, right side to pan, left side to pan, wheel to pan, scroll to pan, scroll to pan, scroll to pan, scroll to pan.



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MWD
54044

2417 Wooldridge Drive
Austin, Texas 78703

9/January/2007

Kathleen Harnett White, Chairman
Texas Commission on Environmental Quality
Are Director
MC 174
P.O. Box 13087
12100 Park 35 Circle
Austin, Texas 78711

BY QH

RE: Proposed Permit No. WQ0016001

WQ0014716001

Dear Mr. Bower:

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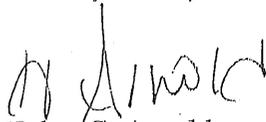
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Please do not grant this permit before you personally check where the oyster beds, birds, and fish in relation to the discharge area.

Enclosed are maps of the area.

Thank you very much,


Helen C. Arnold
lawiar@aol.com

MWD

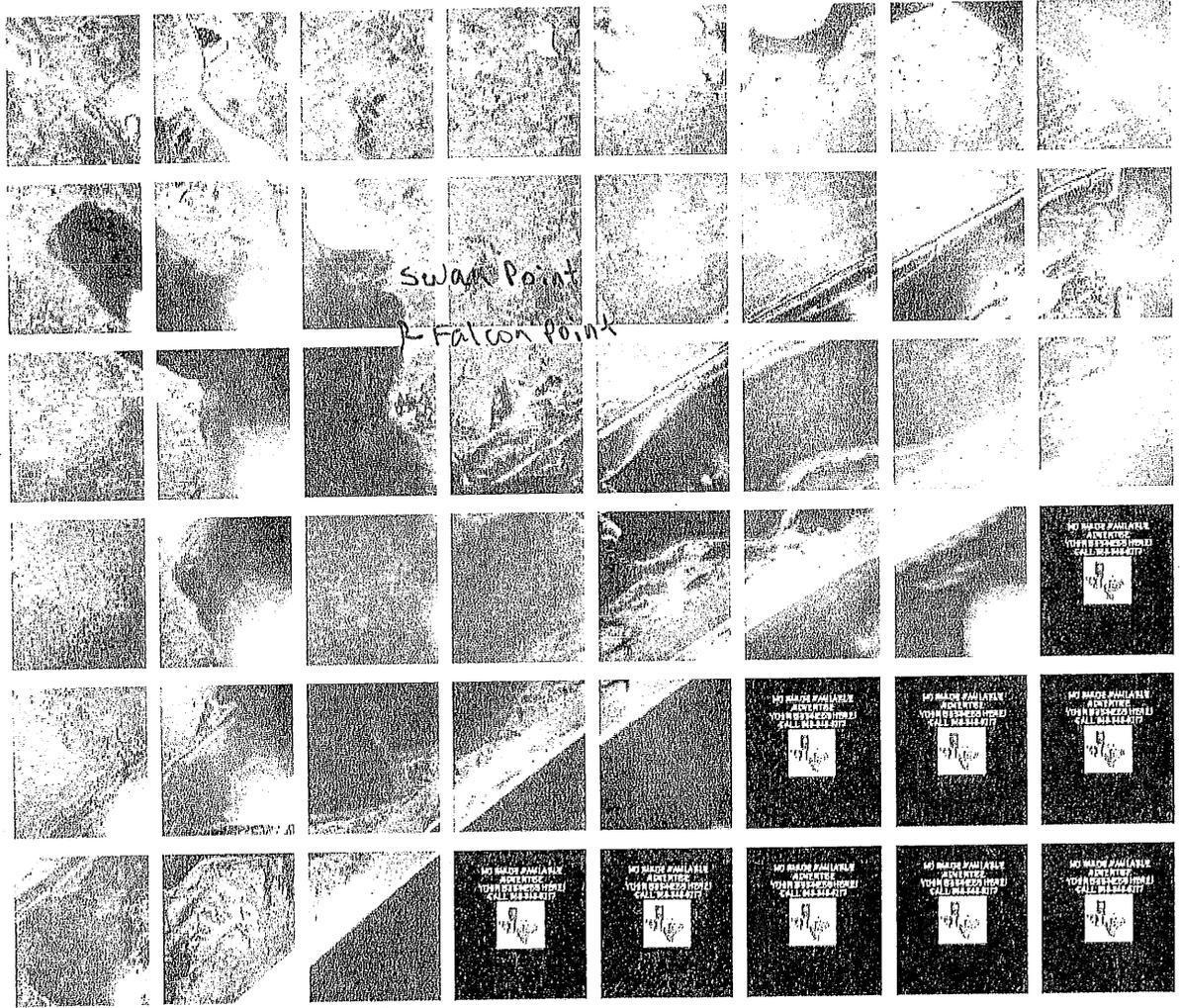
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Click here for more Seadrift and Port O'Connor Area Maps

Tezmaps - A Bird's Eye View Of The Texas Coast - San Antonio Bay

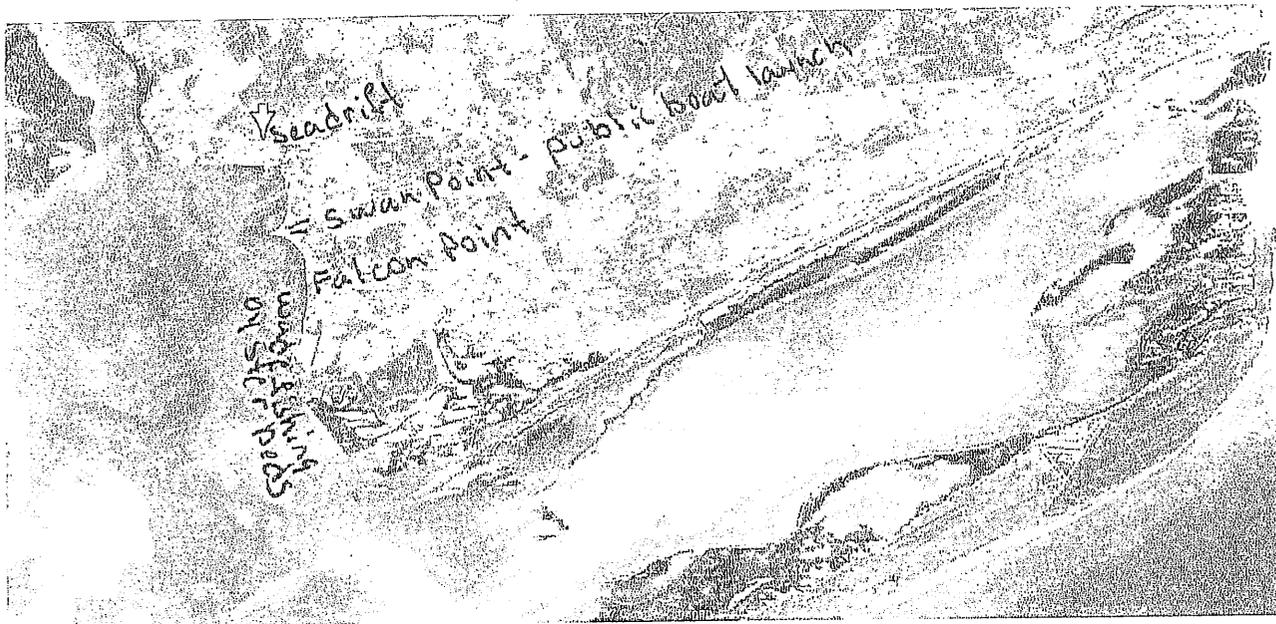
San Antonio Bay

San Antonio Bay is a large body of water located in the Gulf of Mexico. It is one of the largest bays in Texas and is home to a variety of marine life. The bay is also a popular destination for tourists and is surrounded by beautiful scenery.



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Address Seadrift, TX 77983



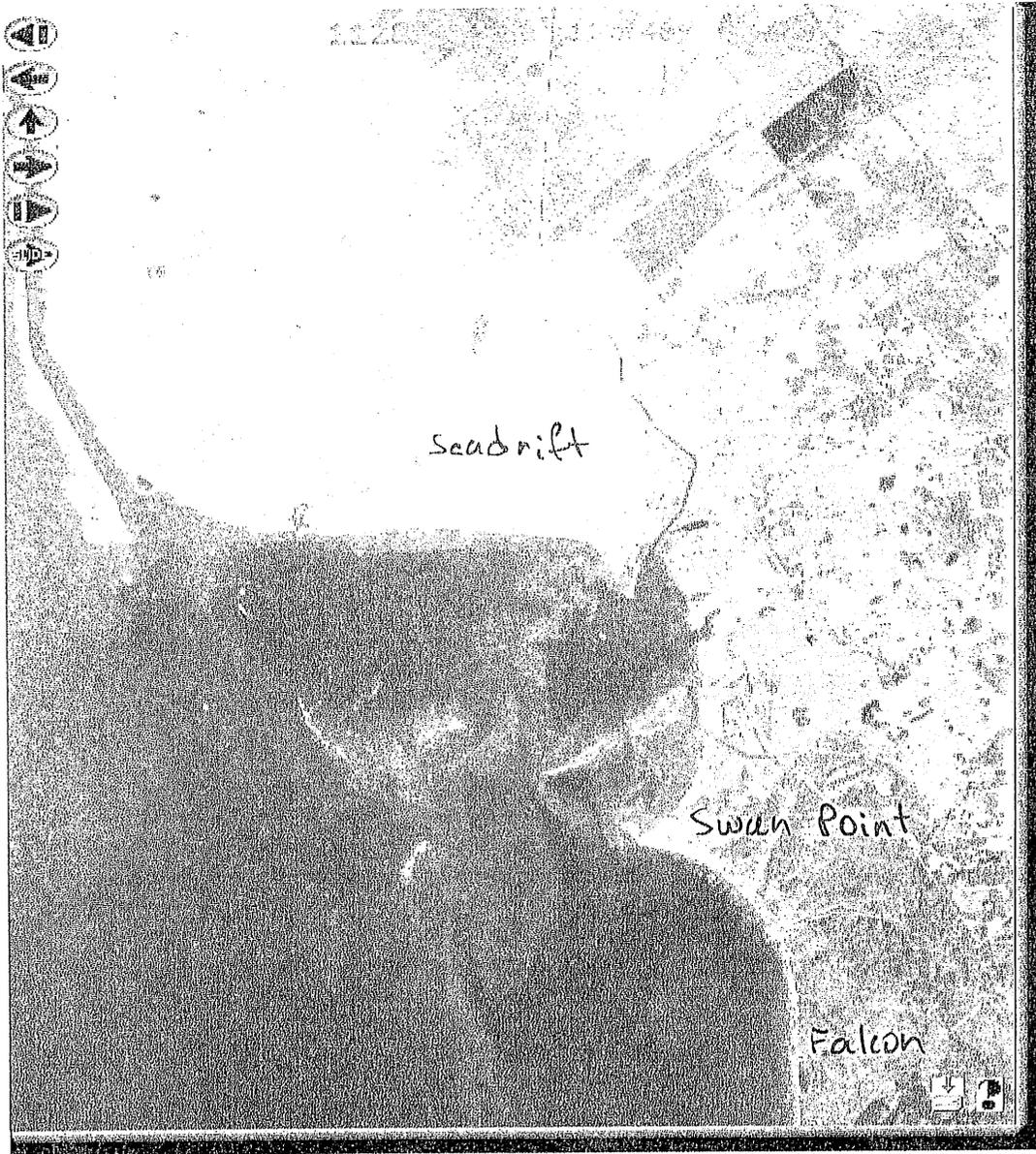
This map shows the location of Falcon Point/Seadrift Ranch Partners area of development.

As you can see, they will discharge waste in the area of oyster beds and marsh grass where the wading birds feed.

This is also the area where we get off the boat and wade while we fish.

I hope you will not allow this permit and allow the water to remain clean and clear allowing our wild life to survive.

Click on center of image to zoom in, right side to pan east and left side to pan west. Go here for more Texas maps



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2417 Wooldridge Drive
Austin, Texas 78703

MWD
5/10/04

9/January/2007

RECEIVED
JAN 11 2007

Jodena N. Henneke, Director
Texas Commission on Environmental Quality
Are Director
MC 174
P.O. Box 13087
12100 Park 35 Circle
Austin, Texas 78711

OPA
JAN 22 2007
BY *[Signature]*

RE: Proposed Permit No. WQ0016001

WQ0016001

Dear Mr. Bower:

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Enclosed are maps of the area.

Thank you very much,

HCA/Arnold

Helen C. Arnold
lawiar@aol.com

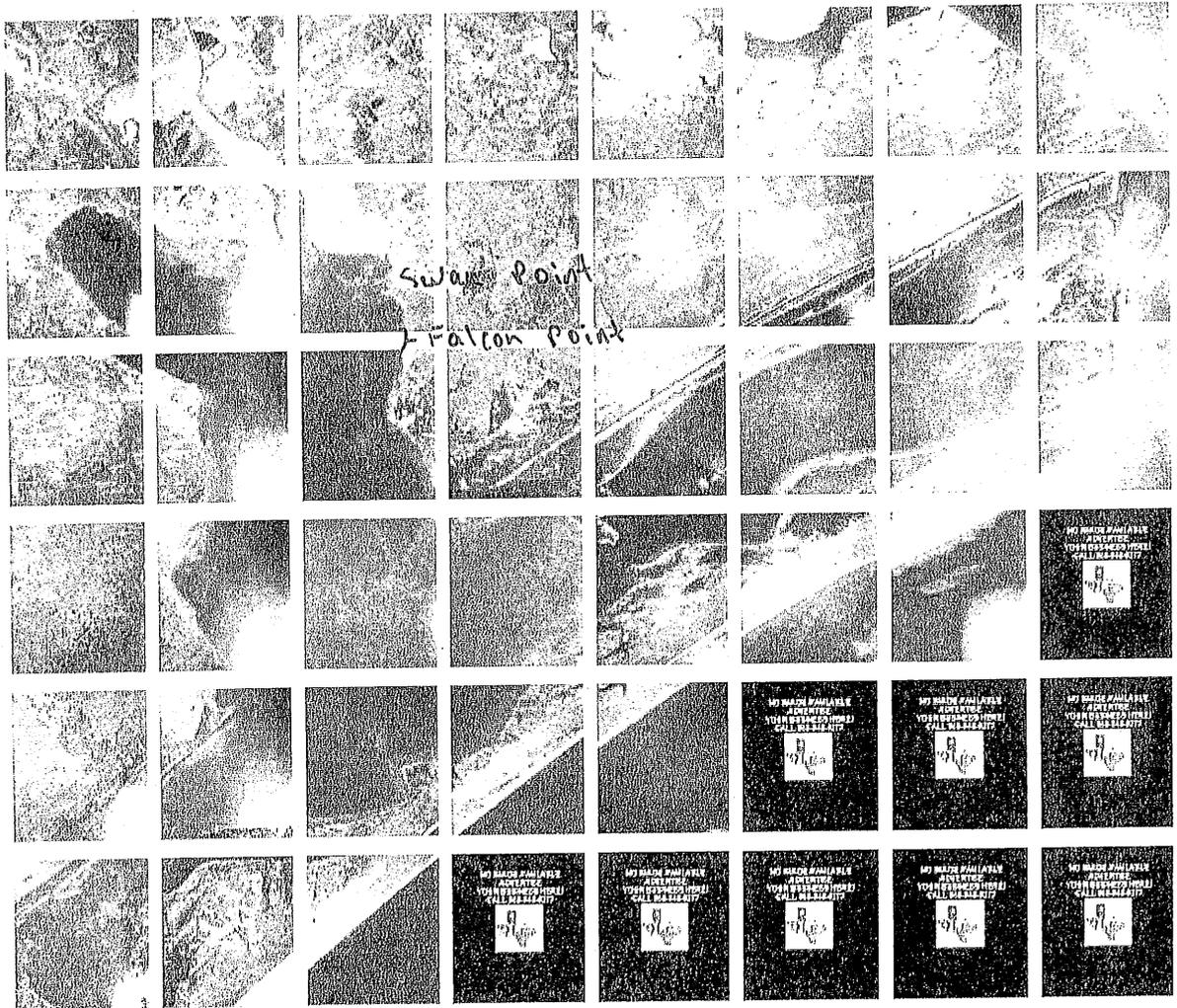
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[Click here for more Seadrift and Port O Control Area Maps](#)

 [Tezmaps - A Birds Eye View Of The Texas Coast - San Antonio Bay](#)

San Antonio Bay

San Antonio Bay is a large bay on the Texas coast. It is one of the largest bays in the United States. The bay is home to a large number of birds and other wildlife. It is also a popular area for fishing and boating. The bay is a beautiful area and is well worth a visit.



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Address Seadrift, TX 77983



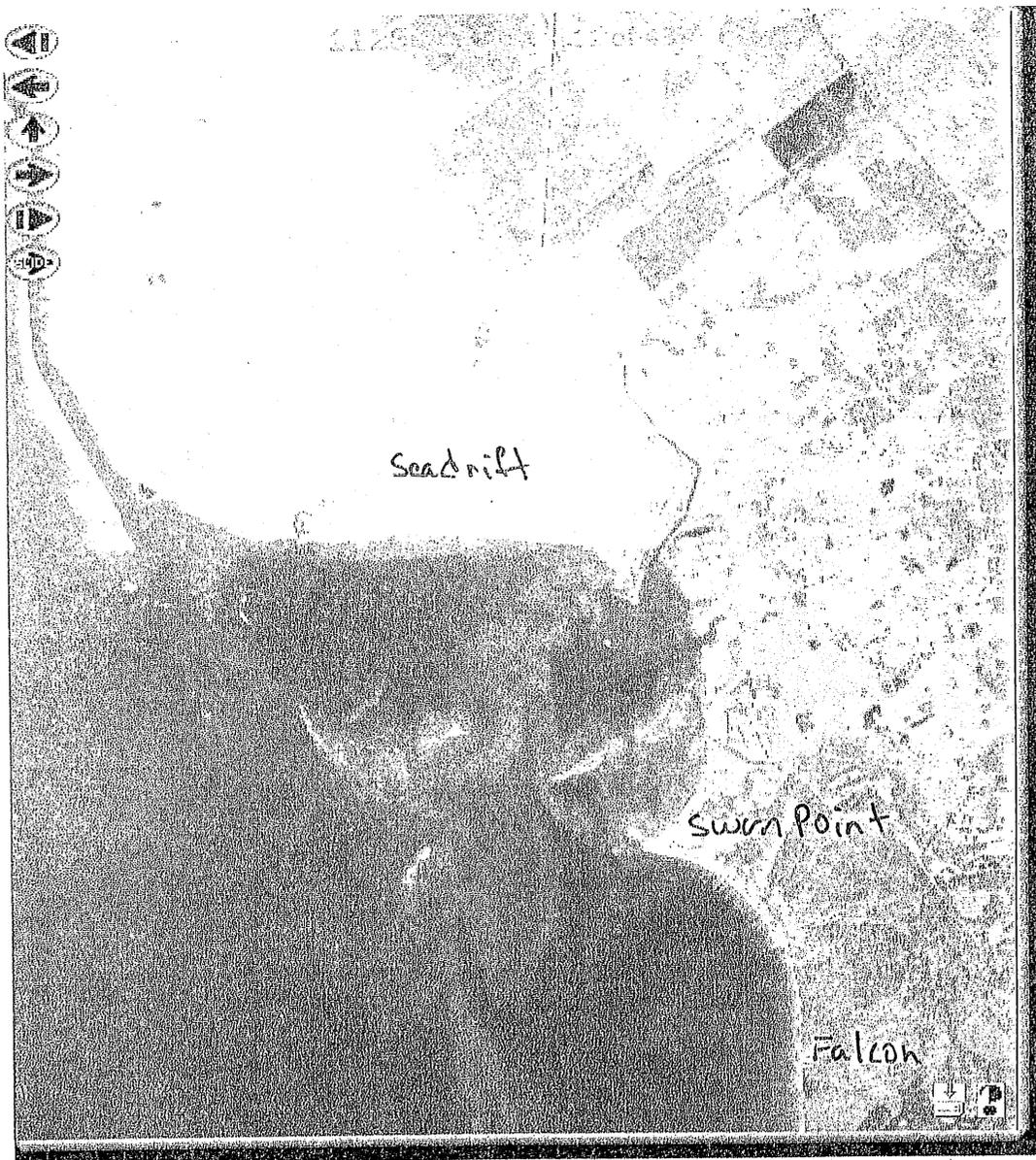
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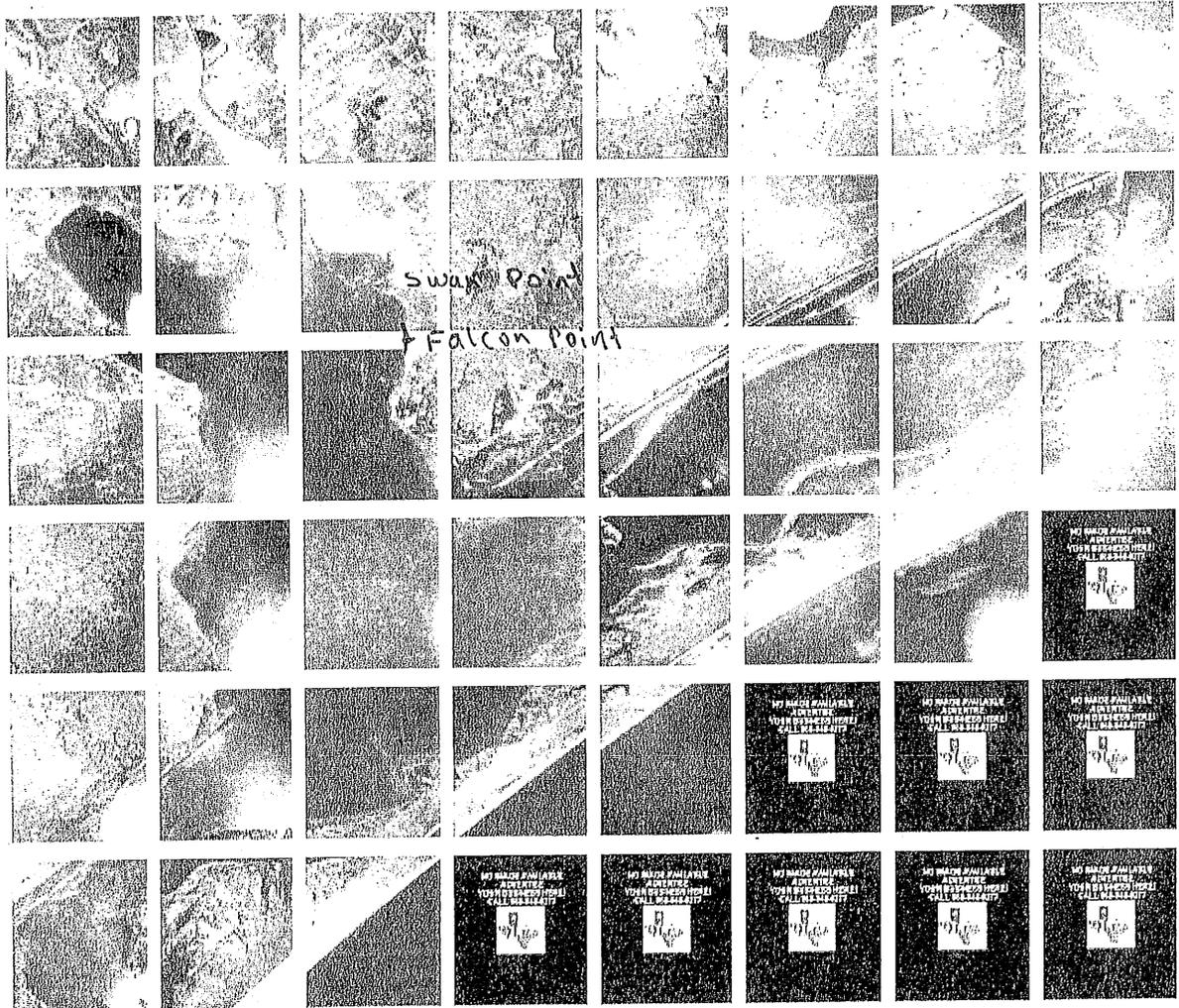


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[Texmaps - A Bird's Eye View Of The Texas Coast](#) - San Antonio Bay

San Antonio Bay

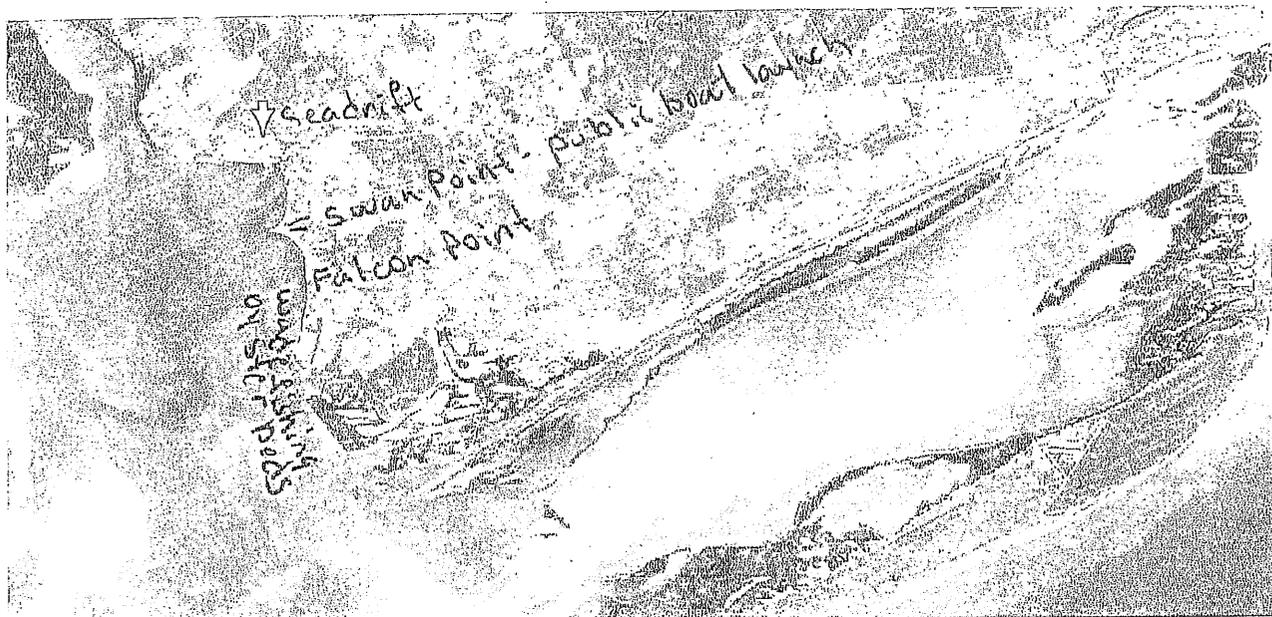
Images from 8/10/04 to 10/10/04. [Click here for a complete listing of all photos in this album.](#)
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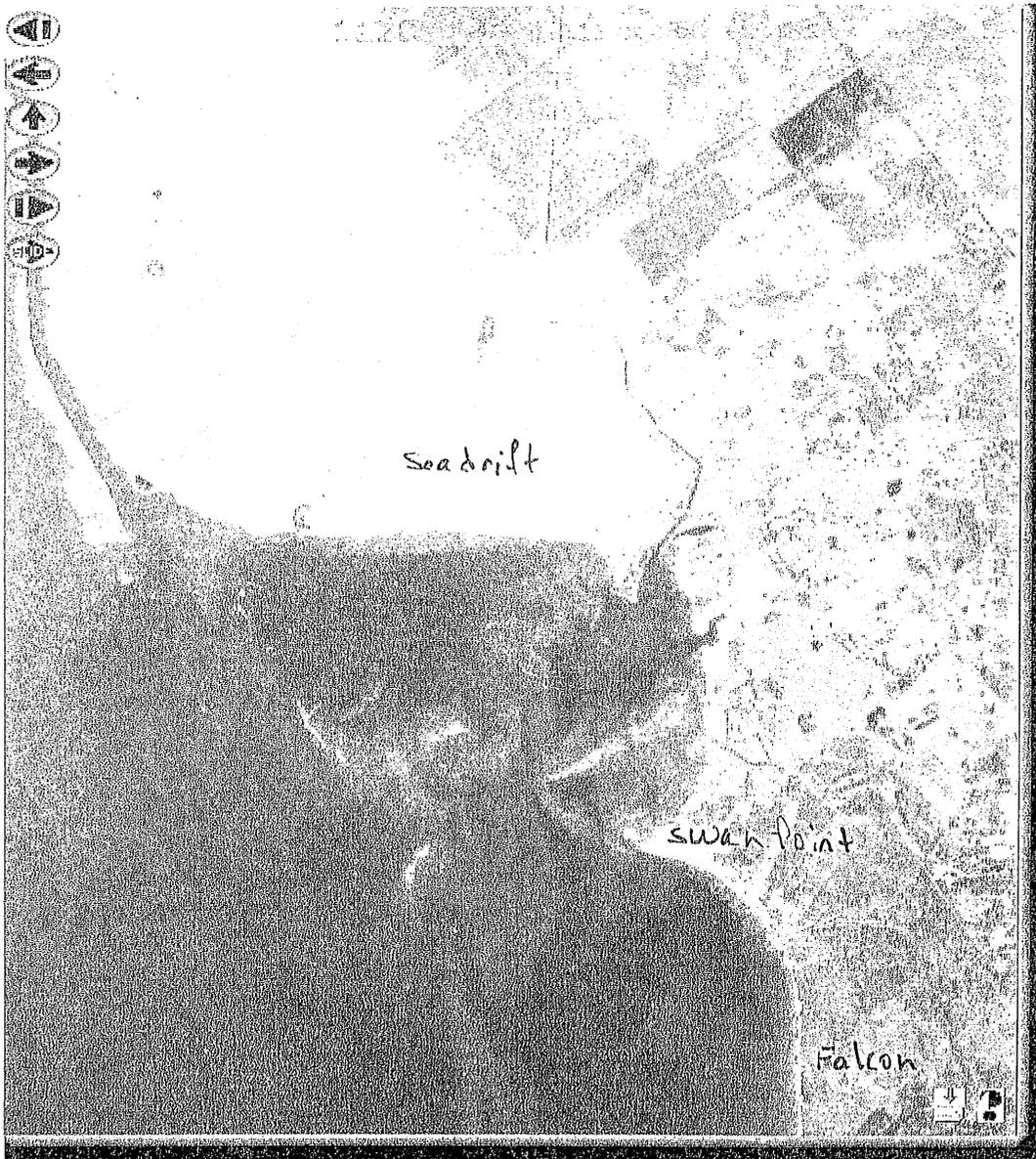
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OPA

SEP 2 2007

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

BY DL

SEP 25 AM 10:18
WQ 00476001
CHIEF CLERKS OFFICE

Dear TCEQ,

MWD
54044

As an adjacent owner to Seadrift Ranch Partners Water Quality Permit NO. WQ 00476001 Docket NO. 2007-1052-MWD. I wish to offer my support of said permit. As a land owner in many parts of this state I believe it is paramount these days to use sewer instead of Septic, Especially in areas where water is involved. I can not understand your delay these many months in granting this permit.

I only hope that those opposed, that are on septic should have some government agency look into their subdivisions to make sure all property owners are up to code. This would include Bay Footh Lodge which operates a Commercial Business in an adjacent residential subdivision.

Again please place my vote as a yes for this water Quality Permit.

Kindest Regards,

Russell Douglas

14716-001

1111)

OPA

OCT 27 2006

OCT 31 2006

October 25, 2006

BY KY

TCEQ
Austin, Texas
Ralph Marquez

RE: Pollutant Wastewater Elimination System
Proposed Permit #: WQ0014716001

*MWD
5/20/04*

CHIEF CLERKS OFFICE

OCT 30 PM 2:09

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Dear Mr. Marquez,

I am strongly opposed to the proposed sewage discharge permit applied by the Falcon Point Ranch Development in Seadrift, Texas. Please do not take this issue lightly.

I want to bring this very critical issue to your attention and wish you to consider the impact of the sewage discharge near existing homes, live oyster reefs and numerous sea grass stands. There must be a better way to handle the sewage needs of this very large developing neighborhood.

I am also troubled by the apparent misleading answers on the permit application concerning the existence of live oyster reefs and sea grass. The applicant answered no to the existence of oyster reefs and sea grasses. As a fisherman and property owner in the area, I know personally that there are numerous live oyster reefs and an abundance of sea grasses in the specific area.

Your review of this situation requires personal attention and future generations expect you to do the right thing.

Sincerely,

Steven B. Dublin
Steven B. Dublin
Fisherman/Citizen
512-302-3248

Handwritten initials and date

NOV. 8, 2006

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
OFFICE OF THE CHIEF CLERK, MC105
P.O. Box 13087
AUSTIN, TX 78711-3087

OPA

NOV 13 2006

BY DM

MWD
3/10/04

Ref. Application for Proposed Permit No. WQ0014716001

This application has been made by Seadrift Ranch Partners, LTD, 816 Congress Ave., Suite 1280, Austin, Texas 78701 to: TCEQ to authorize the discharge of treated waste water into San Antonio Bay at a point near Falcon Point and Swan Point Roads in Calhoun County.

I have obtained copies of the permit application from Calhoun County Public Library and studied this proposal. I am against the approval of this permit and feel that the county as a whole could be better served, if the developer would go further south with this proposed discharge, which would be away from the existing shore line homes and nearer to open and deeper waters.

I am a resident of Calhoun County and have been for 20 plus years. I live on San Antonio Bay approximately 2 miles North of the proposed discharge site.

I call on you to consider all of the facts, the health of the bay and all persons involved when considering this application and would hope that you do not approve it.

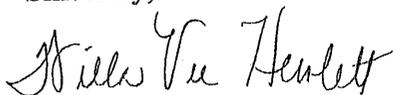
Thank you
Carrie N. Henry

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ENVIRONMENTAL

eliminate that fishing spot. I might also add that the proposed spot is at the extreme end of the Falcon Point Ranch property. The Falcon Point Ranch has extensive waterfront access which could be designated as the location to "discharge" any overflow. The overflow could easily be funneled to the barge canal, which is much deeper than the area proposed by the permit. Undoubtedly the developers are more concerned with the "sensibilities" of their future investors than with the persons who have lived along the Swan Point Road for years.

My request is that you give consideration to all sides of the question before making a determination on this proposal. Please place my name on the permanent mailing list for this particular permit number so that I may be aware of what is happening.

Sincerely,



Willa Vee Hewlett

Enclosures

cc: Environmental Protection Agency
Texas Park and Wildlife
Representative Ron Paul
Senator Kay Bailey Hutchison
Senator John Cornyn

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN WATER QUALITY PERMIT

PROPOSED PERMIT NO. WQ0014716001

APPLICATION. Seadrift Ranch Partners, LTD., 816 Congress Avenue, Suite 1280, Austin, Texas, 78701, has applied to the Texas Commission on Environmental Quality (TCEQ) for proposed Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0014716001 (EPA ID. No. TX0128805) to authorize the discharge of treated wastewater at a volume not to exceed a daily average flow of 25,000 gallons per day. The domestic wastewater treatment facility is located 3,600 feet southeast of the intersection of Swan Point and Falcon Point Roads in Calhoun County, Texas. The discharge route is from the plant site to a proposed pond; thence to an existing pond; thence to the San Antonio Bay. TCEQ received this application on May 12, 2006. The permit application is available for viewing and copying at Calhoun County Public Library, 200 West Mahan Street, Port Lavaca, Texas.

The application is subject to the goals and policies of the Texas Coastal Management Program and must be consistent with the applicable Coastal Management Program goals and policies.

ADDITIONAL NOTICE. TCEQ's Executive Director has determined the application is administratively complete and will conduct a technical review of the application. After technical review of the application is complete, the Executive Director may prepare a draft permit and will issue a preliminary decision on the application. Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.

PUBLIC COMMENT / PUBLIC MEETING. You may submit public comments or request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ will hold a public meeting if the Executive Director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material or significant public comments. Unless the application is directly referred for a contested case hearing, the response to comments, and the Executive Director's decision on the application, will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting

reconsideration of the Executive Director's decision and for requesting a contested case hearing. A contested case hearing is a legal proceeding similar to a civil trial in state district court.

TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST: your name, address, phone number; applicant's name and proposed permit number; the location and distance of your property/activities relative to the proposed facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; and, the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify an individual member of the group who would be adversely affected by the proposed facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

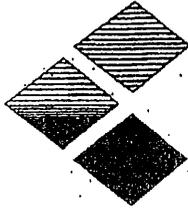
The Commission will only grant a contested case hearing on disputed issues of fact that are relevant and material to the Commission's decision on the application. Further, the Commission will only grant a hearing on issues that were raised in timely filed comments that were not subsequently withdrawn.

MAILING LIST. If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this specific application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and/or (2) the mailing list for a specific county. If you wish to be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

AGENCY CONTACTS AND INFORMATION. All written public comments and requests must be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087. If you need more information about this permit application or the permitting process, please call TCEQ Office of Public Assistance, Toll Free, at 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040. General information about TCEQ can be found at our web site at www.tceq.state.tx.us.

Further information may also be obtained from Seadrift Ranch Partners, LTD. at the address stated above or by calling Mr. Bill Ball at (512) 477-7161.

Issuance Date July 10, 2006



URBAN

e n g i n e e r i n g

June 5, 2006

Stephanie V. Baker
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

RE: Application for proposed Permit No. WQ0014716001 (EPA I.D. No. TX0128805)

Dear Ms. Baker:

The following answers are in response to the letter dated May 19, 2006.

1. Item 3.d. Administrative Report: The address is correct.
2. Item 5.j. Administrative Report: This is a private facility.
3. Item 1.a. Administrative Report 1.1: See Attached.
4. Item 1.b. Administrative Report 1.1: See Attached.
5. Everything seems correct.

Technical Data:

1. Item 6(b) Technical Report 1. See Attached.

The Bay Club at Falcon Point Ranch Subdivision consists of 108 lots from approximately 0.34 acres to 0.76 acres. The waterfront lots are 55' wide and the water view lots are 80' wide. This is to be a gated private subdivision. These lots are anticipated to be used recreationally with very few permanent residences.

The design flow for the proposed plant was calculated using the average daily flow from TCEQ Title 30 Chapter 317 - Design Criteria for Sewerage Systems. The proposed plant was designed for an average daily flow of 100 gallons per person per day with 108 lots with 2.20 people per lot, which equals 23,760 gallons per day. In addition, the Falcon Point Lodge will be removed from its on site sewage facility and connected to the proposed wastewater treatment plant.

Water for the subdivision will be provided by a public water system.

Future growth for this subdivision is minimal. There is a possibility of 20 to 40 additional lots south of Falcon Point Lodge, which could be served off of this plant. The proposed plant is a packaged system that can be expanded if needed.

Sincerely,

Thomas A. Schmidt, P.E.

TAS/lal
Attachments

Petra Hockey
P.O.Box 217
Port O'Connor, TX 77982

OPA

OCT 26 2006

BY

Jz

WQ0014716001

MWD
54044

Texas Commission on Environmental Quality
Office of the Chief Clerk
MC 105
P.O.Box 13087
Austin, TX 78711-3087

OFFICE OF THE CHIEF CLERK

Port O'Connor, 24 October 2006

Dear Sirs:

I strongly urge you to not issue a permit for a Texas Pollutant Discharge Elimination System to Seadrift Ranch Partners Ltd. for the following reasons:

- the facility that would discharge up to 25,000 gallons of treated domestic waste water per day is located in an ecologically very sensitive area with a totally flat topography that is prone to regular flooding. I know from personal experience of having lived in the area for 15 years and conducted weekly avian surveys for over a year on the very ranch that is applying for the permit that flooding occurs on a regular basis in most years more than once. Just this year alone produced rains of over 10 inches in 48 hours on 3 occasions ... and that in a year where the coastline was not even threatened by a hurricane.

Even sophisticated and supposedly fool proof sewer systems (like the one installed in close by Port O'Connor less than 10 years ago) fail regularly during such strong rain events.

I believe that it is only a question of time (and not very much at that) before untreated waste water would discharge into San Antonio, Hynes and Guadalupe Bays.

- The San Antonio, Hynes and Guadalupe Bay system is a well known very productive nursery bay system on which the reproduction of many fish species, crabs, shrimp, etc. depends. Exposing this bay system to contamination from discharge in question would be foolish and irresponsible. Not only does the health of the bay depend on the water quality but also the livelihood of many people who fish, shrimp and oyster these bays for a living. Seafood harvest is one of the main industries of the city of Seadrift which would be directly affected by the outflow. Waterfowl hunting, fishing and tourism are other big sources of income to the community. They too would be negatively impacted.

- The San Antonio Bay shorelines directly affected by the outflow are primary feeding habitat for

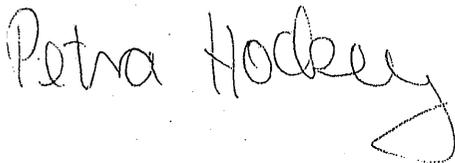
the federally Endangered Whooping Crane population. In fact, the high gloss advertising brochure of the development which causes the need for this application uses their presence along the "pristine shorelines and salt marshes" as one of the reasons that makes this development so special.

The main food items and the entire food chain of the Whooping Cranes is directly affected by the water quality. Discharge of pollutants can and will have dramatic and catastrophic consequences. Regular aerial censusing of the Whooping Cranes by USFW has established that the number of individuals in the direct vicinity of the ranch that is applying for the permit is 20+ (see <http://www.ccbirding.com/twc/> under Welder Flats for exact count data).

Countless millions of dollars have been and are still being spent to bring the Whooping Cranes back from the brink of extinction. With a total count of only 220 in the only wild migrating flock whose winter habitat includes the shorelines and marshes of the ranch that applied for the permit their continued survival is still very tenuous and can not accommodate any additional stress factors such as this proposed discharge and the dangers it brings with it.

Please give serious consideration to these factors.

Yours,

A handwritten signature in cursive script that reads "Petra Hockey". The signature is written in dark ink and is positioned above the printed name.

Petra Hockey

133 South T-Head Drive Seadrift, Texas 77983



OPA

NOV 02 2006

BY KG

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
NOV 1 11 4 24
CHIEF CLERKS OFFICE

October 22, 2006

Texas Commission on Environmental Quality
Area Director
MC 174
P.O. Box 13087
12100 Park 35 Circle
Austin, Texas 78711

*MWD
54044*

Re: Proposed Permit No. WQ0014716001

Dear David Bower:

We're anxious to have this wastewater outflow moved away from the Swan Point region. Please understand I have been wade fishing this shoreline for years that Falcon Point Ranch proposes to use for their discharge point. I strongly disagree with the Falcon Point Ranch answers while completing the Wastewater Permit Application. Please understand their answers are no true. Falcon Point Ranch answered to the following questions. 2.b. Are there oyster reefs in the vicinity of the discharge? No is checked... This is false; there is several oyster reefs that run parallel to the ranch shoreline. 2.c. Are there any Sea Grasses within the vicinity of the point of discharge? No is checked. Again, this is completely false. This shoreline is covered with Sea Grass. Both oyster reefs and Sea Grasses are in this area. This discharge would not be beneficial to them. We hope Falcon Point Ranch understands their environmental responsibilities to San Antonio Bay.

Sincerely,

Chris Martin

Chris Martin
President
www.BayFlatsLodge.com

*MWD
54044*

133 South T-Head Drive Seadrift, Texas 77983



OPA

OCT 26 2006

BY

JV

October 22, 2006

Texas Commission on Environmental Quality
Office of the Chief Clerk
MC 105
P.O. Box 13087
Austin, Texas 78711-3087

*MWS
Clerk
5/4/06*

OFFICE OF THE CHIEF CLERK

11000 N. FARM ROAD

AUSTIN, TEXAS 78711

Re: Proposed Permit No. WQ0014716001

We're anxious to have this wastewater outflow moved away from the Swan Point region. Please understand I have been wade fishing this shoreline for years that Falcon Point Ranch proposes to use for their discharge point. I strongly disagree with the Falcon Point Ranch answers while completing the Wastewater Permit Application. Please understand their answers are no true. Falcon Point Ranch answered to the following questions. 2.b. Are there oyster reefs in the vicinity of the discharge? No is checked... This is false; there is several oyster reefs that run parallel to the ranch shoreline. 2.c. Are there any Sea Grasses within the vicinity of the point of discharge? No is checked. Again, this is completely false. This shoreline is covered with Sea Grass. Both oyster reefs and Sea Grasses are in this area. This discharge would not be beneficial to them. We hope Falcon Point Ranch understands their environmental responsibilities to San Antonio Bay.

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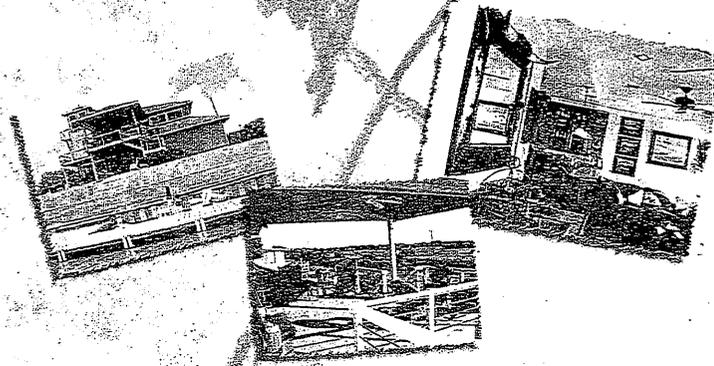
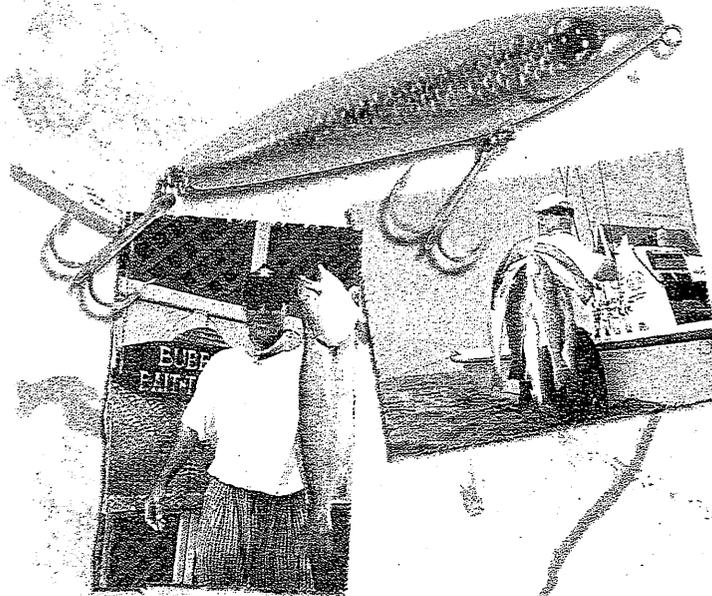
Bay Flats Fishing at its Best

Each person has his or her own choice when choosing what kind of fishing they like.

During the Spring and Summer the fishing is excellent while using Artificials. Depending on your style, Bay Flats can offer you everything from Wade Fishing, Shore Lines, Fly Fishing, Drift Fishing Reefs, or site casting for huge tailing reds.

During Winter or Fall you can catch some lifetime Trophy Trout and Trophy Reds while using Artificials. The Top water action can get Hot. Wade Fishing or Drift Fishing can be done year round for Monster Trout and Reds.

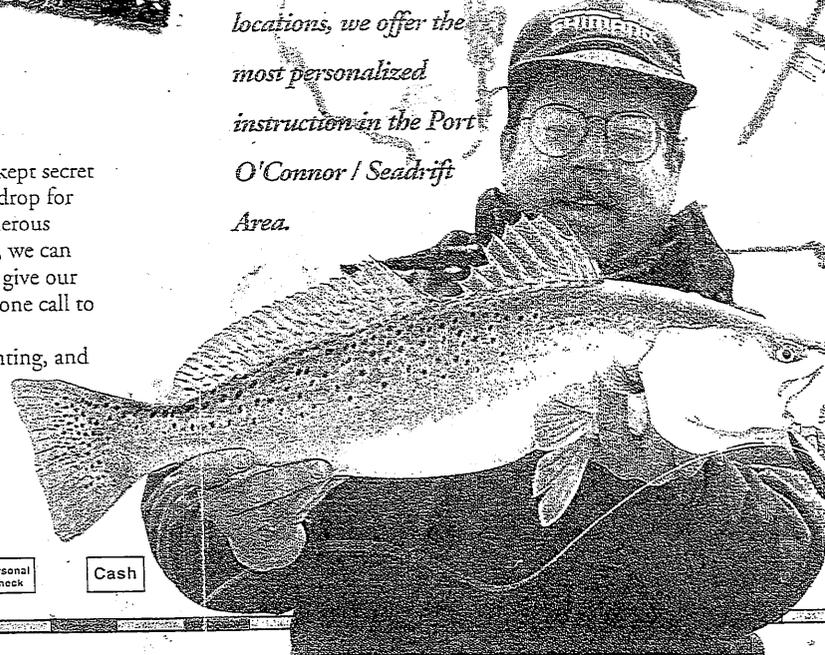
Chris and his competent team of guides specialize in personal service and making the most out of your adventure on the Flats.



For those seeking to learn specific techniques or locations, we offer the most personalized instruction in the Port O'Connor / Seadrift Area.

Bay Flats Lodge on San Antonio Bay. The best kept secret on the Gulf Coast. Bay Flats is the perfect backdrop for combining business and pleasure. We host numerous groups each year and because of our experience, we can ensure that everything runs like clockwork. We give our guest (private or corporate) the convenience of one call to handle all your accommodations, fishing, duck hunting, goose hunting, dove hunting, hog hunting, and alligator hunting needs. We assure your stay at Bay Flats Lodge will be most memorable and relaxing as possible. You'll Enjoy Our Cast of Professional Full Time Captains

We Accept:



BEN N. and BARBARA B. NURICK
1131 Swan Point Road
Seadrift, TX 77983
361-785-7077 or 210-260-0093

PM

OPA

AUG 23 2006

BY KY

August 21, 2006

Office of the Chief Clerk
MC 105
TCEQ
P.O. Box 13087
Austin, TX 78711-3087

WQ0014716001
540244

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
AUG 23 11 09:52
CHIEF CLERK'S OFFICE

Re: Proposed Permit No. WQ0014716001
Applicant: Seadrift Ranch Partners, Ltd
Affected Landowner: 1131 Swan Point Road
Ben N. and Barbara B. Nurick

Dear Sir:

We are submitting our comments and request a public meeting on this application.

We reviewed the packet of information available at the Calhoun County Public Library in Port Lavaca regarding this application. Although the TCEQ's Executive Director has determined the application is "administratively complete", some significant items were omitted. Those omitted items are, but not limited to, the following:

1. There is not a list and area map of wastewater treatment and/or collection systems located within three miles of the areas to be serviced by the proposed facility. Even though the City of Seadrift is located within 3 miles of the proposed facility with collection points across the road from the Applicant's land, there is no mention of the Applicant attempting to look at other options before submitting this application. Surely the Applicant would have corresponded with these facilities before making this application, but there is no record of any correspondence or attempt to pursue this option.
2. Our area floods during significant rain and the proposed facility states there would be a pond into which effluent would be discharged before it goes into San Antonio Bay. There is no information regarding the level of this pond or the facility and no protective measures are described. Should a heavy rain occur which causes the pond to overflow, there is a definite potential threat to our property and health caused by effluent from this pond. The Applicant has also not mentioned the effect the open pond would have on residents in the affected area regarding odor.

Office of the Chief Clerk
August 21, 2006

3. The most important and significant issue is the effect the significant discharge from this facility would have on the ecosystem of San Antonio Bay. No environmental studies are provided by the Applicant which might support their proposal. Excess natural *fresh rainwater* affects the salinity of the Bay, but the salinity returns after the rainfall ceases. Because it doesn't rain every day, the water is primarily in its natural state. **The constant discharge of chlorinated water into the Bay will prevent the return of normal water salinity.** Because the natural habitat no longer exists, fish and natural vegetation will not return to this area, and we have lost the pleasure of fishing from our pier because there would be no fish! Our grandchildren, and children who live in the affected area, play and swim in the water. The altered water state caused by Applicant's facility could encourage harmful organisms to flourish and definitely would be a health hazard. Until environmental studies could be performed in this area, we strongly object to Applicant's proposal as it poses a threat to our health, quality of life and the ecosystem of San Antonio Bay.

We respectfully request that Applicant's application for the proposed water treatment plant be denied. Alternately, we request a public meeting regarding this application.

Sincerely,


Ben N. Nurick


Barbara B. Nurick

Aug 25, 2006

Captain Lynn Stackable
13403 Briarhollow Dr.
Austin, TX 78729

Office of the Chief Clerk
MC105
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087

Ref: Proposed Permit No. WQ0014716001

I am adamantly opposed to granting this permit to Falcon Point Ranch.

Sincerely,

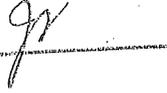


Captain Lynn Stackable

OPA

AUG 25 2006

BY



*Handwritten: 7/30/06
GMS*

CHIEF CLERKS OFFICE

2006 AUG 28 PM 2:40

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY



OPA

August 22, 2006

AUG 23 2006

BY _____



Office of the Chief Clerk
MC 105
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087

CHIEF CLERK'S OFFICE

AUG 23 11 24 AM

TEXAS
COMMISSION ON
ENVIRONMENTAL
QUALITY

RE: Permit # WQ0014716001

MWD
54044

Dear Sir or Madam:

This letter is in reference to Proposed Permit # WQ0014716001 by Seadrift Ranch Partners LTD to construct a wastewater treatment facility at Falcon Point with discharge into San Antonio bay directly adjacent to existing residences.

Historical:

About 1.5 years ago we purchased a fishing cabin located at 1111 Swan Point Road on San Antonio Bay in Seadrift, Texas. Our attraction to this investment is the rural nature of the place and direct access to the bay for recreation. Our lot, as well as many others on Swan Point Road, have permitted piers up to 300 ft. out into the Bay where residents may swim, fish and watch the myriad of wildlife.

The area is starting to develop, however, up to now this has been limited to single-family houses in a new development called Swan Point Landings. These new houses are required to have aerobic septic systems and lot sizes have remained correspondingly large enough to accommodate this. Seadrift is not a large municipality and it is extremely unlikely there will be a community supported sewer system in the near future.

The PROBLEM:

In a letter we received from the Texas Commission on Environmental Quality we were notified that land very close to our house is being developed with intent to operate a sewer system discharging up to 25,000 gallons/day of treated wastewater into a set of ponds that will ultimately flow in the Bay less than a block away from our residence. This discharge flow will be from the stream located next to the end house on the attached aerial photo (indicated). We are concerned about the proximity of the outflow from the proposed treatment facility coupled with normal tidal or wind currents that will push the effluent from this release directly across the residential fishing/recreation areas. We have Ph.D. degrees in biological science and are fully cognizant that a plant this size will likely not scrub phosphate or nitrogen from the effluent and at 25,000 gallons per day will also substantially change the salinity locally. Altering the water chemistry and salinity in the shoreline region will impact wildlife in the area and has the potential to decrease property values downstream from the discharge. The establishment of this facility will promote higher density housing where lot sizes needed



for aerobic systems are abandoned. The entire Swan Point shoreline may be affected, including a public park and boat ramp located at the end of the point. A few select concerns are listed below.

(1) Residents in the area (including us) frequently fish in the proposed area of discharge, including the existing freshwater pond that harbors alligators and other wildlife and is a known local flounder spot. The effect on wildlife in this area due to construction equipment has already been observed as recently we have seen alligators out of the pond in the Bay around out piers, a very rare observation.

(2) Currents and tidal flow we have witnessed suggest the discharge will likely cross our pier area and the effect salinity and water chemistry which in turn will effect the use of our property. This is particularly a concern in the winter when the water levels in the Bay become low such that almost no water depth (\approx 8 inches) is realized at least 300 ft. off the shoreline. Have the extreme seasonal fluctuations in water depth been considered in this proposal? The discharge of the indicated volume during winter months will substantially affect the area. Simply moving the discharge point out farther into the Bay will not change this effect.

(3) If approved we see a real potential for higher density housing that would likely change the area, possibly alter land values, and further disrupt wildlife in the area.

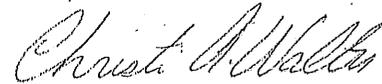
(4) Safeguards developed for long term management and maintenance of the treatment facility once the development is completed are not known to us at this time. Who will oversee and assume liability for inappropriate discharge events after the developer leaves?

The TCEQ letter seems to indicate we must show how we would be affected by the proposed facility, while we believe the burden should be on those seeking the permit to show we will not be affected by its construction or discharge operation. We are thus opposed to this permit and request complete review with public input.

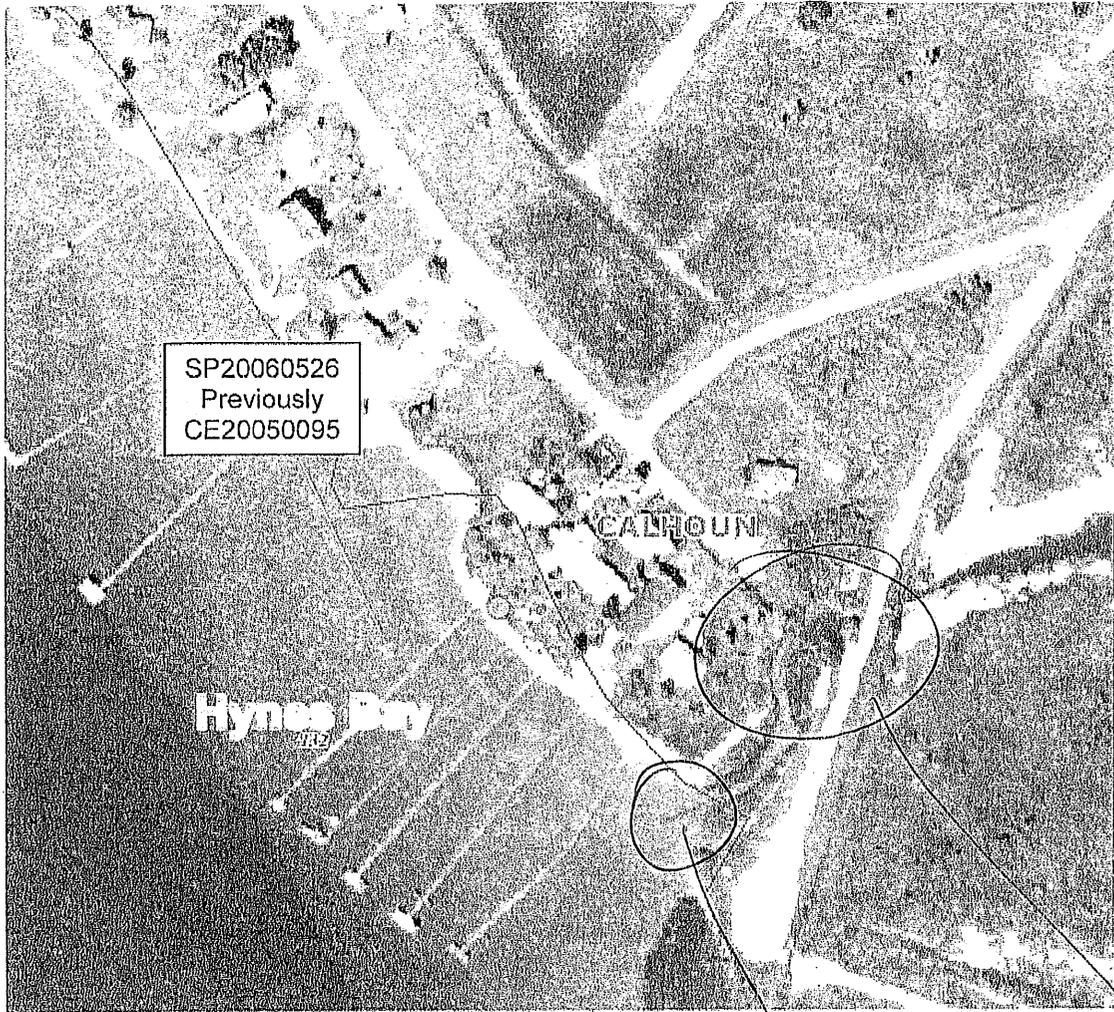
Thank you for your time,



Ron Walter, Ph.D.
815 Lone Star Drive
New Braunfels, TX 78130
Phone: 830-606-1226
Cell: 830-481-0598



Christi A. Walter, Ph.D.



Title: Walter, Ronald B./SP20060526	Date of Inspection: 04/13/2006
Company: General Land Office	Creator: JStephens
Scale: 1 in. = 2,000 ft.	Exhibit B