

MWD
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OPA
HR

MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

Reference: Proposed Permit
No. WQ0014867001

CHIEF CLERKS OFFICE

2008 MAR - 3 PM 4: 31

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Gentlemen:

We vehemently object to the construction of a Sewage Plant on the above-referenced proposed permit requested by Fannett Sewer Service and Water Supply Corporation.

The proposed construction site for this facility is adjacent to Burrell Gully to discharge treated sewage water and toxic waste. This area is prone to FLOODING and is NOT feasible for this plant. The foul odor emitted from this pollutant plant and quantity of water released could adversely affect the health and quality of life among citizens living on Burrell Wingate Road and a nearby Subdivision.

The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours, LS Bergeron

Name: LS Bergeron

Address 14837 Boonpocks RD

Ph. No. 409 794 2883

MWD

February 27, 2008

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

Reference: Proposed Permit
WQ0014867001

I am writing this letter as a concerned land owner. We live in close proximity (property right beside the proposed site).

My concern is that when we have excess amount of rain, which is often here in South East Texas, the Burrell Gully backs up on my property and the neighboring properties. If there is a constant outflow of waste water from this sewage plant, and we have rain plus the extra outflow, how is this facility and the Burrell Gully going to handle the extra water? I do not want this water backing up on my property. I am also concerned about the odor. There is going to be an odor. I do not care what anyone says. I thought they put sewer plants in outlying areas away from homes and communities. This sewer plant will not be used by anyone in our area (Burrell Wingate Road). So why is it going to be so close to us. We do not want it. We understand that the people wanting to go forward with this project, have property they wish to develop with housing and/or apartments. My suggestion is to put the sewer plant nearer to their property where the people who will be using it. If they want it, put it over there, not in an area where they will not have to smell it.

I am requesting a public meeting and contested hearing. I appreciate any correspondence referred to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701. His telephone number is 409-832-1957.

Sincerely,

Chris Betar

Lloyd and Chris Betar
Landowners
21148 Burrell Wingate Road
Beaumont, TX 77705

Home phone 409-794-1153

*MWD
6/16/33*

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 FEB 29 AM 10: 32

CHIEF CLERKS OFFICE

PM OPA HR

MAR 03 2008

BY *DM*

MW

February 12, 2008

MWD
61633

OPA

FEB 14 2008

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

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RFR
BY *llc*

WQ 14867-001

CHIEF CLERKS OFFICE

2008 FEB 14 AM 10:39

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

I would like to request a contested case hearing or a reconsideration of the Executive Directors decision.

I would also like to be added to the mailing list pertaining to this specific application for the Fannett Sewer Service and Water Supply Corporation, P.O. Box 20492, Beaumont, TX 77720.

I would property adjacent to this and NOT happy about this company shoving a sewer plant in our area. He needs to put it next to his apartment complex that we understand he will build after this goes through.

Thank you

Chris Betar

Chris Betar
21148 Burrell Wingate Rd
Beaumont, TX 77705

MWD

OPA

MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

PM OPA HR

MAR 04 2008

BY

2008 MAR -3 PM 4:30
USE CHIEF CLERKS OFFICE

TEXAS
COMMISSION
ON ENVIRONMENTAL
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Office of the Chief Clerk, MC 105
Texas Commission on Environmental Quality
P. O. Box 13087
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We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name:

Barbara Blanchard

Address:

*20397 Burrell Wingate Rd
BMT 5X 77705*

Ph. No.:

409-794-2759

MWD
4/16/33

MWD

MWD PM OPA HR
61633
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

Office of the Chief Clerk, MC 105
Texas Commission on Environmental Quality
P. O. Box 13087
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We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: Chad Blanchard

Address 10080 Joshua Court Bmt, TX 77705

Ph. No. (409) 794-2048

me

PM ODA HR

MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

MWD
6/16/33

Office of the Chief Clerk, MC 105
Texas Commission on Environmental Quality
P. O. Box 13087
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Reference: Proposed Permit
No. WQ0014700

2008 MAR -3 PM 4:30
CHIEF CLERK'S OFFICE

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We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: Roland Blanchard

Address 20397 Burrell Wingate Rd. ⁷⁷⁷⁰⁵ BEAUMONT, TEXAS

Ph. No. 409-794-2759

MW

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Sincerely yours,

Name: Earl W. Callahan

Address 13875 Benders Rd Bmt 77705

Ph. No. (409) 794-1431

MWD

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CHIEF CLERKS OFFICE

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Sincerely yours,

Name: Janette Callahan
Address 13875 Bron Locke Rd.
Ph. No. (409) 794-1431

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Sincerely yours, John Callahan

Name: John Callahan

Address: 18967 Burrell-Wingate RD

Ph. No. 794-2491

MW

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6/16/33 PM

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Sincerely yours,

Name: Hope Colston

Address 20536 Burrell-Wingate Rd

Ph. No. 409) 794-2154

Beaumont, TX
77705

MW

PM OPA HR

MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

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We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: Ronnie Colston/Debbie Colston

Address 30616 Burrell Wingate Rd

Ph. No. 409)794-1251

Beaumont, TX
77705

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6/16/33

MSD

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APR 01 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 MAR 31 AM 10:43

BY DL

CHIEF CLERKS OFFICE

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

MWD
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Reference: Proposed Permit
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Sincerely yours, James O. Derouen

Name: James O Derouen

Address: 14774 Bouldocks Rd

Ph. No. 794-2152

MW

MUSD
6/6/33

PM OPA HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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Sincerely yours,

Name: Christine Edmonds
Address 8333 Longhorn Rd. 77701
Ph. No. (409) 794-3170

MW

9

TCEQ Public Meeting Form

Thursday, December 11, 2008

Fannett Sewer Service and Water Supply Corporation Proposed TPDES Permit No. WQ0014867001

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2008 DEC 12 PM 2:13
CHIEF CLERKS OFFICE

PLEASE PRINT:

Name: Christine Edmonds

Mailing Address: 8333 Longhorn Road

Physical Address (if different): _____

City/State: Beaumont Zip: 77705

Phone: 409-794-3170

Please add me to the mailing list.

Are you here today representing a municipality, legislator, agency, or group?

Yes No

If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

Please give this to the person at the information table. Thank you.

mw

PM/OPA HR/

MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

Office of the Chief Clerk, MC 105
Texas Commission on Environmental Quality
P. O. Box 13087
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Sincerely yours,

Name: JOHN L. FLOYD

Address 8392 LONGHORN RD.

Ph. No. 409-794-2070

MWD

PM OPA HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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Texas Commission on Environmental Quality
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Sincerely yours, ^{Joyce Sewell} Hankamer

Name: Joyce Sewell Hankamer

Address: 19885 Burrell Wingate

Ph. No. 409-794-2110

MLJD
6/6/33

MLJD

MWD
6/16/33

PM OPA *HR*
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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Sincerely yours,

Sharon Harley

Name:

Sharon Harley

Address

13949 Brondocks Rd

Ph. No.

(409) 942601

MW

MWD
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FANNETT ENVIRONMENTAL GROUP

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Sincerely yours,

Name: Jackie Jordan
Address: 3753 Boondales Rd
Bmnt. TX. 77705
Ph. No. 409-794-2480

MWD

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Sincerely yours,

Name: *Yenny A Jordan*
Address: *13753 Boondocks Rd*
Ph. No. *409 794 2480*

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QUALITY

Gentlemen:

We vehemently object to the construction of a Sewage Plant on the above-referenced proposed permit requested by Fannett Sewer Service and Water Supply Corporation.

The proposed construction site for this facility is adjacent to Burrell Gully to discharge treated sewage water and toxic waste. This area is prone to FLOODING and is NOT feasible for this plant. The foul odor emitted from this pollutant plant and quantity of water released could adversely affect the health and quality of life among citizens living on Burrell Wingate Road and a nearby Subdivision.

The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: G. C. Kessler

Address 21372 Burrell Wingate Rd.

Ph. No. 409-794-1432

MWD

~~Don't Speak~~

7

TCEQ Public Meeting Form

Thursday, December 11, 2008

Fannett Sewer Service and Water Supply Corporation

Proposed TPDES Permit No. WQ0014867001

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 DEC 12 PM 2:13

CHIEF CLERKS OFFICE

PLEASE PRINT:

Name: G. C. Kessler

Mailing Address: 21372 Burrell Wingate Rd.

Physical Address (if different): Same

City/State: Fannett Zip: 77705

Phone: (409) 794-1432

Please add me to the mailing list.

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

Please give this to the person at the information table. Thank you.

Handwritten initials

Feb. 5, 2008

OPA

FEB 08 2008

BY

[Signature]

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 FEB -8 AM 10:11

CHIEF CLERKS OFFICE

MWD
6/633

Dear Sirs:

I would like to express my opposition to proposed permit no. WQ0014867001. This site lies adjacent to my residence at which my only source of water is a 26 foot shallow well. Back up from Burrell Gully has left 2 feet of standing water on my property on 4 separate occasions within the past 2 years. An additional 120,000 gallons of waste-water discharge per day to a drainage system that's not performing satisfactorily will compromise the quality of my water supply & drainage.

Please add my name to the mailing list of public notices in regard to the Fannett Sewer Service and Water Supply Corp. proposed permit no. WQ0014867001.

Respectfully,
GC Kessler
21372 Burrell Wingate Rd.
Beaumont, Tx 77705-7340
409-794-1432

MW

*MWSD
61633*

PM OPA HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERKS OFFICE

2008 MAR -3 PM 4: 31

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Reference: Proposed Permit
No. WQ0014867001

Gentlemen:

We vehemently object to the construction of a Sewage Plant on the above-referenced proposed permit requested by Fannett Sewer Service and Water Supply Corporation.

The proposed construction site for this facility is adjacent to Burrell Gully to discharge treated sewage water and toxic waste. This area is prone to FLOODING and is NOT feasible for this plant. The foul odor emitted from this pollutant plant and quantity of water released could adversely affect the health and quality of life among citizens living on Burrell Wingate Road and a nearby Subdivision.

The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

*Anita & Homer
Kiker*

Sincerely yours,

Name: Anita & Homer Kiker

Address 19476 Burrell Wingate Rd

Ph. No. 409-794-2340

MW

MWD
6/633
PM
OPA HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERKS OFFICE

2008 MAR -3 PM 4:31

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Reference: Proposed Permit
No. WQ0014867001

Gentlemen:

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The proposed construction site for this facility is adjacent to Burrell Gully to discharge treated sewage water and toxic waste. This area is prone to FLOODING and is NOT feasible for this plant. The foul odor emitted from this pollutant plant and quantity of water released could adversely affect the health and quality of life among citizens living on Burrell Wingate Road and a nearby Subdivision.

The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours, Glenn

Name: Glenn Kiker

Address: 1390 Boondocks Rd ^{Bmt.} TX 77705

Ph. No. 409 794 1172

MWD

6

TCEQ Public Meeting Form

Thursday, December 11, 2008

Fannett Sewer Service and Water Supply Corporation Proposed TPDES Permit No. WQ0014867001

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2008 DEC 12 PM 2:13
CHIEF CLERKS OFFICE

PLEASE PRINT:

Name: Glenn Kiker

Mailing Address: 13910 Boondocks Rd.

Physical Address (if different): _____

City/State: BMT TX. Zip: 77705

Phone: (409) 794 1178

Please add me to the mailing list.

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

Please give this to the person at the information table. Thank you.

mw

MLSD
6/16/33

PM OPA HR

MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERK'S OFFICE

2008 MAR -3 PM 4:30

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Reference: Proposed Permit
No. WQ0014867001

Gentlemen:

We vehemently object to the construction of a Sewage Plant on the above-referenced proposed permit requested by Fannett Sewer Service and Water Supply Corporation.

The proposed construction site for this facility is adjacent to Burrell Gully to discharge treated sewage water and toxic waste. This area is prone to FLOODING and is NOT feasible for this plant. The foul odor emitted from this pollutant plant and quantity of water released could adversely affect the health and quality of life among citizens living on Burrell Wingate Road and a nearby Subdivision.

The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: Homer H. Kiber

Address 19476 BURRELL-WINGATE RD.

Ph. No. (409) 794-2340 77705

me

MLSD
6/6/33

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

PM OPA HR

MAR 03 2008

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

Reference: Proposed Permit
No. WQ001480001

CHIEF CLERK'S OFFICE
2008 MAR -3 PM 4:30
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Gentlemen:

We vehemently object to the construction of a Sewage Plant on the above-referenced proposed permit requested by Fannett Sewer Service and Water Supply Corporation.

The proposed construction site for this facility is adjacent to Burrell Gully to discharge treated sewage water and toxic waste. This area is prone to FLOODING and is NOT feasible for this plant. The foul odor emitted from this pollutant plant and quantity of water released could adversely affect the health and quality of life among citizens living on Burrell Wingate Road and a nearby Subdivision.

The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing.!!
All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.!

Sincerely yours,

Name: Lindsay Kiker (Lindsey Kiker)
Address: 3910 Boondocks Rd. Bmt, TX.
Ph. No. (409) 794-1172 77705

MLSD

MWP
6/16/03

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

PM
H

OPA

APR 01 2008

FANNETT ENVIRONMENTAL GROUP

2008 MAR 31 AM 10:43

FEBRUARY 26, 2008

BY ll

CHIEF CLERKS OFFICE

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

Reference: Proposed Permit
No. WQ0014867001

Gentlemen:

We vehemently object to the construction of a Sewage Plant on the above-referenced proposed permit requested by Fannett Sewer Service and Water Supply Corporation.

The proposed construction site for this facility is adjacent to Burrell Gully to discharge treated sewage water and toxic waste. This area is prone to FLOODING and is NOT feasible for this plant. The foul odor emitted from this pollutant plant and quantity of water released could adversely affect the health and quality of life among citizens living on Burrell Wingate Road and a nearby Subdivision.

The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: Leonard King

Address 17807 Boondocks Rd

Ph. No. 409 744 3857

MWP

MWD
61633

2635 Evalon Court
Beaumont, TX 77702
September 26, 2009
Ph: 409/835-4330

OPA RFR

SEP 30 2009

Ms. LaDonna Castanuela, Chief Clerk
TCEQ, MC-105
P. O. Box 13087
Austin, TX 78711-3087

BY DM

RE: Fannett Sewer Service and Water Supply Corporation
TPDES Permit No. WQ0014867001

Dear Ms. Castanuela:

This letter is in response to your letter dated September 16, 2009, regarding the Executive Director's Decision on the above reference and ask Reconsideration of his Decision on the following:

COMMENT 13: Access information on Revised description the physical location of the facility date January 29, 2009.

RESPONSE 13:

There was never "TEMPORARY" ACCESS submitted as to the physical location in the approved Wastewater Permit Application Plan (WWPAP) dated December 2007. Notification of the Access Revision to the physical location dated January 29, 2009, NOR Notification of the Access Revision to the physical location executed by Steve Heironimus, dated July 15, 2009 in the WWPAP TEEQ Core Data Form Section, paragraph 35, were never sent to the Mailing List Protestants.

In view of the two above-mentioned revisions without Notification to Protestants on the Mailing List, we ask the Executive Director to file a MOTION FOR REMAND.

2009 SEP 30 AM 9:59
CHIEF CLERKS OFFICE
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

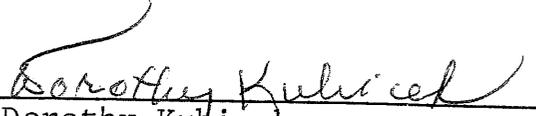
my

COMMENT: WATER QUALITY

Burrell Gully is located directly on our back property line in Fannett and is the DISCHARGE ROUTE for the proposed referenced sewer plant. Due to the proximity of our property to Burrell Gully, our fear is seepage from contaminated water to our rice fields and animals grazing on and adjacent to our land. Water contamination to rice crops and sale of beef cattle could be disastrous for human consumption. Water Quality is our utmost concern and eliminating this Discharge Route would stop an unforeseen tragedy.

We ask the Executive Director to Deny this proposed Permit.

Sincerely yours,


Dorothy Kubicek

dk

MWD
W11633

2635 Evalon Court
Beaumont, TX 77702
March 2, 2009
Ph: 409/835-4330

OPA

LaDonna Castanuela, Chief Clerk
TCEQ, MC-105
P. O. Box 13087
Austin, TX 78711-3087

RFR

MAR 10 2009

BY BP

Re: Fannett Sewer Service and Water Supply Corporation
TPDES Permit No. WQ0014867001

Dear Ms. Castanuela:

This letter is in Response to the Executive Director's Decision on the above-referenced permit, dated February 11, 2009, of which my husband and I own the agricultural land adjacent to the proposed facility site. We still have concerns regarding the permit and request Reconsideration on the Executive Director's Decision on Responses 3 and 12.

RESPONSE 3: (Odor)

Regardless of fines or penalties imposed on the facility, the odors will persist. It is impossible for the facility to ensure enough precautions to completely eliminate all the odors emitting from the facility. According to Mr. Jeff Beavers with Schaumberg and Polk, he stated to me, there will be foul odors. These foul odors can affect our health; and, also noises from electrical power pumps will be a distracting annoyance and interfere with the outdoor enjoyment of our property.

RESPONSE 12: (Facility and Road Location)

You are absolutely correct in your reply that the Executive Director did not find any information indicating applicant intends to locate the facility in a different location nor not use the limestone road to the proposed facility site as submitted in the Wastewater Permit Application Plan (WPAP). Eventhough it is not in the WPAP, Applicant DOES plan to change the entrance location to the facility site as evidenced by the enclosed copies of correspondence and schematic from Attorney, John Stover, who represents Schaumberg and Polk.

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2009 MAR -9 AM 10:41
CHIEF CLERKS OFFICE

12/14

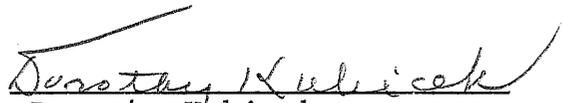
My husband and I refuse to sell our agricultural land to the Applicant; and, if Applicant breaches the signed WPAP Document submitted to TCEQ, the Applicant can and will build a road from Burrell Wingate Road, through our agricultural land to the facility site only by declaring imminent domain.

If this action is permitted by Schaumberg and Polk, one water canal crossover will be eliminated and numerous electrical pole lines must be erected down our property line to furnish electricity to the facility power pumps. These pole lines will interfere and be extremely dangerous for the Air Service Pilot to fly over and plant rice on and near our land, which will adversely affect our activities.

Once the permit is approved and TCEQ no longer has control nor responsibility in overseeing the construction of the facility, nor make certain all guidelines are implemented in the WPAP, then Schaumberg and Polk have the authority to make changes feasible to them.

Based on our Responses to 3 and 12, my husband and I request and urge the Executive Director Reconsider his Decision and not grant this proposed permit.

Sincerely yours,


Dorothy Kubicek
2635 Evalon Court
Beaumont, TX 77702
Ph: 409 - 835-4330

enclosures



ZELESKEY

Steve Roper

October 10, 2008

Jack D. Hicks

William R. Ricks

Robert T. Cain, Jr.

Robert Alderman, Jr.

Joseph M. McElroy

Todd L. Kassaw

Scott C. Skelton

Jeff S. Chance

Aimee C. Slusher

Jeff "Marty" Bamhill

Brent L. Watkins

Amy D. Long

Judi C. Wells

Mr. and Mrs. Joe R. Kubicek
2635 Evalon Street
Beaumont, Texas 77702-1236

In re: 2.025 acres of land out of the M. Chirino
League, A-10

Dear Mr. and Mrs. Kubicek:

Fannett Sewer Service and Water Supply Corporation would like to purchase from you 2.025 acres of land as shown on the attached drawing. It is willing to pay you \$8,000 for this tract.

I have enclosed a Real Estate Sales Contract for you to sign for this transaction. Please sign and return all three copies to me and I will have them signed by a representative of Fannett SSWSC and obtain the earnest money. I will then return you a fully executed copy.

As required by law, I have enclosed a copy of the Texas Landowner's Bill of Rights.

Texas Water Code Section 49.221 gives the directors, engineers, attorneys, agents, operators, and employees of Fannett SSWSC the authority to "...go on to any land to inspect, make surveys, or perform tests to determine the condition, value, and usability of the property..." for its facilities and improvements. Fannett SSWSC intends to exercise this right and have its environmental consultant inspect and make surveys of the 2.025 acre tract. Mr. Travis Williams of Schaumberg and Polk will be contacting you as to the date and time.

Of Counsel:
John D. Stover

Linda O. Poland

Ralph M. Zeleskey
(1922-2000)

James R. Cornelius
(1920-2006)

Kenzy D. Hallmark
(1928-2007)

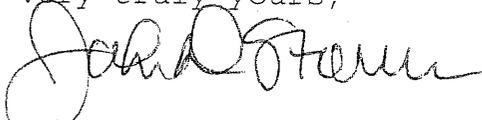
ZELESKEY CORNELIUS HALLMARK ROPER HICKS PLLC
Attorneys and Counselors

PO Drawer 1728
1616 South Chestnut
Lufkin, Texas 75902-1728
tel: 936.632.3381 fax: 936.632.6545
www.zeleskey.com
Additional office: Nacogdoches, Texas

Mr. and Mrs. Kubicek
October 10, 2008
Page Two

Please feel free to contact me concerning any of the issues in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "John D. Stover". The signature is written in a cursive style with a large initial "J".

John D. Stover

JDS/rc
\\PFDeakt0p\ODMA\PCDOCS\DOCS1\296802\1

Enclosure

cc: Mr. Steve Heironimus

1

JOE R. KUBICEK
78.777 ACRES
--REMNANT OF 119.903 ACRES--
VOL. 1540 PG. 221
D.R. of J.C.TX.

PRELIMINARY

HAROLD S. ANDERSON
C.C.F.# 101182117
VOL. 867
O.P.R. of J.C.TX.

MANUEL CHIRINO LEAGUE, ABST. No. 10
DAVID BURRELL LEAGUE, ABST. No. 68

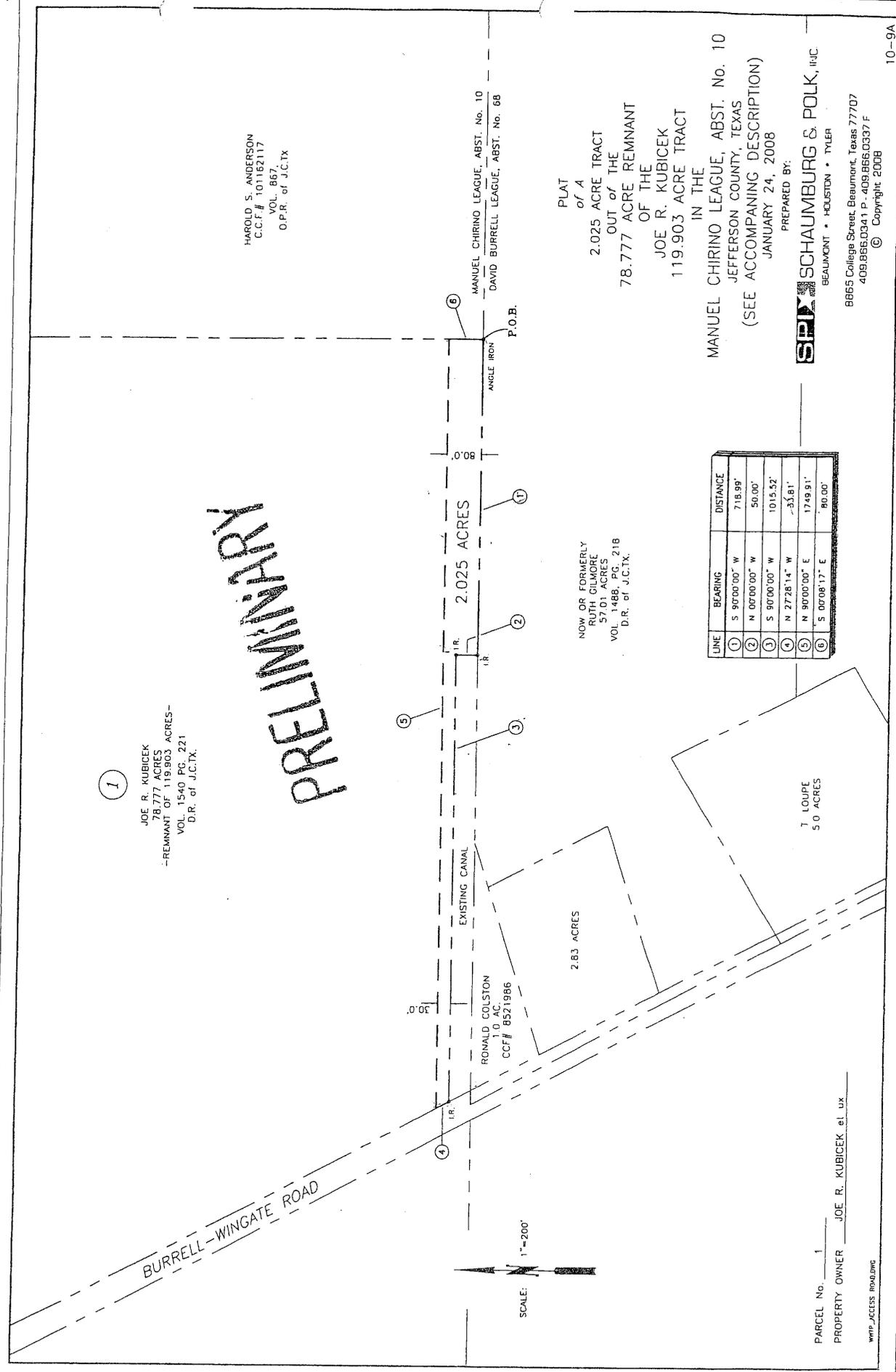
PLAT
of A
2.025 ACRE TRACT
OUT of THE
78.777 ACRE REMNANT
OF THE
JOE R. KUBICEK
119.903 ACRE TRACT
IN THE

MANUEL CHIRINO LEAGUE, ABST. No. 10
JEFFERSON COUNTY, TEXAS
(SEE ACCOMPANYING DESCRIPTION)
JANUARY 24, 2008

PREPARED BY:

SPD SCHAUMBURG & POLK, INC.
BEAUMONT • HOUSTON • TYLER

8665 College Street, Beaumont, Texas 77707
409.866.0341 P. 409.866.0337 F
© Copyright 2008



NOW OR FORMERLY
RUTH GILMORE
57.01 ACRES
VOL. 1488, PG. 218
D.R. of J.C.TX.

LINE	BEARING	DISTANCE
1	S 90°00'00" W	718.99'
2	N 00°00'00" W	50.00'
3	S 90°00'00" W	1015.52'
4	N 27°28'14" W	-33.81'
5	N 90°00'00" E	1749.91'
6	S 00°08'17" E	80.00'

T. LOUPE
5.0 ACRES

2.83 ACRES

RONALD COLSTON
1.0 AC.
CCF# 8521986

ANGLE IRON
P.O.B.

2.025 ACRES

BURRELL-WINGATE ROAD

SCALE: 1"=200'

PARCEL No. 1
PROPERTY OWNER JOE R. KUBICEK, et. ux



ZELESKEY

Steve Roper

Jack D. Hicks

William R. Ricks

Robert T. Cain, Jr.

Robert Aldeman, Jr.

Joseph M. McElroy

Todd L. Kassaw

Scott C. Skelton

Jeff S. Chance

Aimee C. Slusher

Jeff "Marty" Bamhill

Brent L. Watkins

Judi C. Wells

Of Counsel
John D. Stover

Linda O. Poland

Ralph M. Zeleskey
(1922-2000)

James R. Cornelius
(1920-2006)

Kenzy D. Hallmark
(1928-2007)

November 6, 2008

VIA CMRRR NO. 7006 0100 0006 7378 3554

Mr. and Mrs. Joe Kubicek
2635 Evalon Street
Beaumont, Texas 77702

In re: Fannett Sewer Service and Water Supply
Corporation

Dear Mr. and Mrs. Kubicek:

This is to advise you that representatives from Fannett Sewer Service and Water Supply Corporation will be going on to your property located on Burrell Wingate Road in the Fannett Community on Monday, November 10, 2008 at approximately 1:00 p.m.

The representative will be making inspection to determine the condition and usability of your property with reference to the proposed sewer lines and other works. Texas Water Code Section 49.221 gives this right to the directors, engineers, attorneys, agents, operators, and employees of Fannett Sewer Service and Water Supply Corporation. A copy of the statute is enclosed.

Very truly yours,

John D. Stover

JDS/rc

\\FFDesktop1\ODMA\PCDOCS\DOCS1\298257\1

Enclosure

ZELESKEY CORNELIUS HALLMARK ROPER HICKS PLLC
Attorneys and Counselors

PO Drawer 1728
1616 South Chestnut
Lufkin, Texas 75902-1728
tel: 936.632.3381 fax: 936.632.6545
www.zeleskey.com
Additional office: Nacogdoches, Texas

§ 49.221. RIGHT TO ENTER LAND. (a) The directors, engineers, attorneys, agents, operators, and employees of a district or water supply corporation may go on any land to inspect, make surveys, or perform tests to determine the condition, value, and usability of the property, with reference to the proposed location of works, improvements, plants, facilities, equipment, or appliances. The cost of restoration shall be borne by the district or the water supply corporation.

(b) District employees and agents are entitled to enter any public or private property within the boundaries of the district or adjacent to any reservoir or other property owned by the district at any reasonable time for the purpose of inspecting and investigating conditions relating to the quality of water in the state or the compliance with any rule, regulation, permit, or other order of the district. District employees or agents acting under this authority who enter private property shall observe the establishment's rules and regulations concerning safety, internal security, and fire protection and shall notify any occupant or management of their presence and shall exhibit proper credentials.

11/6/2008

MWD
6/16/33

H OPA
FEB 01 2008
BY EB

2635 Evalon Court
Beaumont, TX 77702
January 28, 2008

Ms. LaDonna Castanuela
Chief Clerk, MC 105
Texas Commission on Environmental Quality
P. O. Box 13087
Austin, TX 78711-3087

CHIEF CLERKS OFFICE
2008 FEB - 1 AM 10: 01
TEXAS COMMISSION
ON ENVIRONMENTAL
QUALITY

Reference: Proposed Permit
No. WQ0014867001

Dear Ms. Castanuela:

In response to the referenced proposal requested by Fannett Sewer Service and Water Supply Corporation in Beaumont, Texas, we vehemently object to the proposed location.

The proposed location is adjacent to our back property line located on Burrell Wingate Road, a highly traveled road in Fannett, Texas. In other words in our BACK YARD.

This facility would adversely affect, not only us, but our neighbors; i.e., foul odor, noise, flooding, and lowering property values.

For now, and in the near future, this facility would mainly benefit Green Acres Subdivision, located near Highway 124, being several miles from the proposed site.

Because Burrell Gulley is the prime reason to build on this proposed site, the plant should be built further down stream to discharge the treated sewage water and protect homeowners along Burrell Wingate Road.

We request a contested case hearing, and I will speak for our neighbors. My telephone number is: 409/835-4330 in Beaumont, Texas.

Sincerely yours,

Dorothy Kubicek
Dorothy Kubicek
(Mrs. Joe R)

MW

MWD
61633

OPA

AUG 25 2009

BY DM

2635 Evalon Court
Beaumont, TX 77702
August 11, 2009
Ph: 409 - 835-4330

Texas Commission on Environmental Quality
Mr. Scott A. Humphrey, MC-103
Public Interest Counsel
P. O. Box 13087
Austin, TX 78711-3087

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2009 AUG 24 PM 3:20
CHIEF CLERKS OFFICE

Re: Fannett Sewer Service & Water Supply Corporation
TCEQ Docket No. 2009-0363-MWD

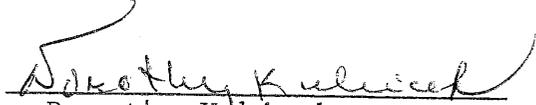
Dear Mr. Humphrey:

Enclosed correspondence to the Chief Clerk, dated July 31, 2009, with enclosures, outlining unauthorized changes, without NOTICE, by Mr. Heironimus for ingress and egress to the proposed facility site in the approved proposed Wastewater Permit Application Plan, dated December 2007; and, also, copies of previous letters to TCEQ dated April 30, 2009, confirms from the outset evidence of Mr. Heironimus' intentions not to follow the Application Plan but to enter the site through our property, are for your IMMEDIATE ATTENTION and ACTION.

As documented by these enclosures and schematics, Mr. Heironimus' fraudulent and sneaky maneuvers dated July 15, 2009, regarding ingress and egress through our property to the proposed facility site are not justified and unacceptable.

In view of evidence submitted, we urge TCEQ recommend to the Executive Director to DENY this proposed PERMIT.

Sincerely yours,


Dorothy Kubicek

/dk
enclosures
cc: Mr. Robert Brush ✓



2635 Evalon Court
Beaumont, TX 77702
July 31, 2009
PH: 409-835-4330

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

Re: Combined Notice of Receipt of Application and Intent
to Obtain a Water Quality Permit and Notice of Application
and Preliminary Decision for Water Quality TPDES Permit
for Municipal Wastewater - PROPOSED PERMIT NO. WQ0014867001
REVISED

Dear Chief Clerk:

The following information is submitted for your IMMEDIATE ATTENTION in the New Domestic Wastewater Permit Application Plan for Fannett Sewer Service and Water Supply Corporation, dated December 2007, particularly on TCEQ CORE DATA FORM Section. On Tuesday, July 28, 2009, I discovered this Section has been significantly modified without NOTICE from the original submission. I spoke with Mr. Mike Redda on July 29, 2009, regarding this change by Mr. Steve Heironimus dated July 15, 2009, questioning his authority for this action.

Original Submission in the Wastewater Permit Application Plan (WWPAP)
dated December 2007

TCEQ CORE DATA FORM SECTION

Para 35 - Description to Physical Location

E on Hwy 365 from Interstate 10, turn right
after 2.77 miles at limestone road immediately
south of Gualding road, continue 1.25 miles
south on limestone road to facility.

REVISED SUBMISSION signed and dated by Steve Heironimus,
Board President on 7-15-2009

TECQ CORE DATA FORM SECTION

Para 35 - Description to Physical Location

Temporary access: E on Hwy 365 from Interstate 10, turn right after 2.77 miles at limestone road immediately south of Gualding road; continue 1.25 miles south on limestone road to facility site.

Permanent access: E on Hwy 365 from Interstate 10, turn right after 1.16 miles onto Hwy 124; continue on Hwy 124 for 0.12 miles before turning left on Burrell-Wingate Road; continue on Burrell-Wingate Road 2.15 miles before turning left on a proposed access road; continue on a proposed access road for 0.60 miles to facility site.

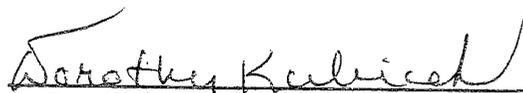
There has been no agreement for a proposed access road to the facility site as above indicated. When Mr. Heironimus purchased the land from Andy Anderson for the sewer facility site, ingress and egress was established as sworn to, signed, and stated in the WWPAP, dated December 11, 2007. As before mentioned, our position has not changed and we still object to ingress and egress through our property to the proposed sewer facility site.

The physical modified location without given NOTICE still indicates Mr. Heironimus is not trustworthy, hoping to slip one by TCEQ.

In view of the enclosed evidence and stated facts, we ask TCEQ to recommend that the Executive Director DENY this Permit.

In behalf of my husband and me, I am

Sincerely yours,


Dorothy Kubicek

Enclosures
Mofified changes

658-3492 Poy

RECEIVED

DEC 17 2007

TCEQ-Region 10
Beaumont

1

COPY

NEW DOMESTIC
WASTEWATER PERMIT
APPLICATION

RECEIVED

DEC 11 2007

Water Quality Division
Application Team

FOR

WQ 0014862-001

FANNETT SEWER SERVICE

AND

WATER SUPPLY CORPORATION



REGION 10:
BEAUMONT OFFICE
WATER/WASTE PROGRAM

PREPARED BY:

SPX SCHAUMBURG & POLK, PC
8865 COLLEGE STREET, BEAUMONT, TEXAS 77707

December 2007

TCEQ CORE DATA FORM

Original



TCEQ Use Only

TCEQ Core Data Form

For detailed instructions regarding completion of this form, please read the Core Data Form Instructions or call 512-239-5175.

SECTION I: General Information

1. Reason for Submission (If other is checked please describe in space provided)			
<input checked="" type="checkbox"/> New Permit, Registration or Authorization (Core Data Form should be submitted with the program application)			
<input type="checkbox"/> Renewal (Core Data Form should be submitted with the renewal form)		<input type="checkbox"/> Other	
2. Attachments Describe Any Attachments: (ex. Title V Application, Waste Transporter Application, etc.)			
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3. Customer Reference Number (if issued)		Follow this link to search for CN or RN numbers in Central Registry**	4. Regulated Entity Reference Number (if issued)
CN			RN

SECTION II: Customer Information

5. Effective Date for Customer Information Updates (mm/dd/yyyy)			
6. Customer Role (Proposed or Actual) – as it relates to the Regulated Entity listed on this form. Please check only one of the following:			
<input checked="" type="checkbox"/> Owner	<input type="checkbox"/> Operator	<input type="checkbox"/> Owner & Operator	
<input type="checkbox"/> Occupational Licensee	<input type="checkbox"/> Responsible Party	<input type="checkbox"/> Voluntary Cleanup Applicant	<input type="checkbox"/> Other: _____
7. General Customer Information			
<input checked="" type="checkbox"/> New Customer	<input type="checkbox"/> Update to Customer Information	<input type="checkbox"/> Change in Regulated Entity Ownership	
<input type="checkbox"/> Change in Legal Name (Verifiable with the Texas Secretary of State)	<input type="checkbox"/> No Change**		
**If "No Change" and Section I is complete, skip to Section III – Regulated Entity Information.			
8. Type of Customer:		<input checked="" type="checkbox"/> Corporation	<input type="checkbox"/> Individual
<input type="checkbox"/> City Government	<input type="checkbox"/> County Government	<input type="checkbox"/> Federal Government	<input type="checkbox"/> Sole Proprietorship- D.B.A
<input type="checkbox"/> Other Government	<input type="checkbox"/> General Partnership	<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Other: _____
9. Customer Legal Name (If an individual, print last name first: ex: Doe, John)		If new Customer, enter previous Customer below	End Date:
Fannett Sewer Service & Water Supply Corporation			
10. Mailing Address:	P.O. Box 20492		
City	Beaumont	State	TX
ZIP	77720	ZIP + 4	
11. Country Mailing Information (if outside USA)		12. E-Mail Address (if applicable)	
13. Telephone Number	14. Extension or Code	15. Fax Number (if applicable)	
(409) 880-2479		() -	
16. Federal Tax ID (9 digits)	17. TX State Franchise Tax ID (11 digits)	18. DUNS Number (if applicable)	19. TX SOS Filing Number (if applicable)
203398713	32016276431		800419129
20. Number of Employees			21. Independently Owned and Operated?
<input checked="" type="checkbox"/> 0-20	<input type="checkbox"/> 21-100	<input type="checkbox"/> 101-250	<input type="checkbox"/> 251-500
<input type="checkbox"/> 501 and higher	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	

SECTION III: Regulated Entity Information

22. General Regulated Entity Information (If "New Regulated Entity" is selected below this form should be accompanied by a permit application)			
<input checked="" type="checkbox"/> New Regulated Entity	<input type="checkbox"/> Update to Regulated Entity Name	<input type="checkbox"/> Update to Regulated Entity Information	<input type="checkbox"/> No Change** (See below)
**If "NO CHANGE" is checked and Section I is complete, skip to Section IV, Preparer Information.			
23. Regulated Entity Name (name of the site where the regulated action is taking place)			
Fannett Sewer Service and Water Supply Corporation Wastewater Treatment Plant			

24. Street Address of the Regulated Entity: (No P.O. Boxes)	See Item 35 & 36						
	City		State		ZIP		ZIP + 4
25. Mailing Address:	P.O. Box 20492						
	City	Beaumont	State	TX	ZIP	77720	ZIP + 4
26. E-Mail Address:							
27. Telephone Number	28. Extension or Code		29. Fax Number (if applicable)				
(409) 880-2479			() -				
30. Primary SIC Code (4 digits)	31. Secondary SIC Code (4 digits)		32. Primary NAICS Code (5 or 6 digits)		33. Secondary NAICS Code (5 or 6 digits)		
4952			22132				
34. What is the Primary Business of this entity? (Please do not repeat the SIC or NAICS description.)							
To provide domestic wastewater collection and treatment							

Questions 34 - 37 address geographic location. Please refer to the instructions for applicability.

35. Description to Physical Location:	E on Hwy 365 from Interstate 10, turn right after 2.77 miles at limestone road immediately south of Gualding road, continue 1.25 miles south on limestone road to facility.						
36. Nearest City	County		State		Nearest ZIP Code		
Beaumont	Jefferson		TX		77705		
37. Latitude (N) In Decimal:			38. Longitude (W) In Decimal:				
Degrees	Minutes	Seconds	Degrees	Minutes	Seconds		
29	54	2.93	94	13	29.78		

39. TCEQ Programs and ID Numbers Check all Programs and write in the permits/registration numbers that will be affected by the updates submitted on this form or the updates may not be made. If your Program is not listed, check other and write it in. See the Core Data Form instructions for additional guidance.

<input type="checkbox"/> Dam Safety	<input type="checkbox"/> Districts	<input type="checkbox"/> Edwards Aquifer	<input type="checkbox"/> Industrial Hazardous Waste	<input type="checkbox"/> Municipal Solid Waste
<input type="checkbox"/> New Source Review - Air	<input type="checkbox"/> OSSF	<input type="checkbox"/> Petroleum Storage Tank	<input type="checkbox"/> PWS	<input type="checkbox"/> Sludge
<input type="checkbox"/> Stormwater	<input type="checkbox"/> Title V - Air	<input type="checkbox"/> Tires	<input type="checkbox"/> Used Oil	<input type="checkbox"/> Utilities
<input type="checkbox"/> Voluntary Cleanup	<input checked="" type="checkbox"/> Waste Water	<input type="checkbox"/> Wastewater Agriculture	<input type="checkbox"/> Water Rights	<input type="checkbox"/> Other:
	Pending Permit			

SECTION IV: Preparer Information

40. Name:	Travis Williams		41. Title:	Project Engineer	
42. Telephone Number	43. Ext./Code	44. Fax Number	45. E-Mail Address		
(409) 866-0341	23	(409) 866-0337	twilliams@spi-eng.com		

SECTION V: Authorized Signature

46. By my signature below, I certify, to the best of my knowledge, that the information provided in this form is true and complete, and that I have signature authority to submit this form on behalf of the entity specified in Section II, Field 9 and/or as required for the updates to the ID numbers identified in field 39.

(See the Core Data Form instructions for more information on who should sign this form.)

Company:	Fannett SSC	Job Title:	Board President		
Name (In Print):	Steve Heironimus		Phone:	(409) 880-2479	
Signature:			Date:		

1984
Redwood
512/239-4631

TCEQ CORE DATA FORM

Medifield



TCEQ Use Only

TCEQ Core Data Form

For detailed instructions regarding completion of this form, please read the Core Data Form Instructions or call 512-239-5175.

SECTION I: General Information

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2. Attachments Describe Any Attachments: (ex. Title V Application, Waste Transporter Application, etc.)	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
3. Customer Reference Number (if issued)	4. Regulated Entity Reference Number (if issued)
CN	RN

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<input type="checkbox"/> City Government	<input type="checkbox"/> County Government
<input type="checkbox"/> Other Government	<input type="checkbox"/> General Partnership
<input type="checkbox"/> Sole Proprietorship- D.B.A	<input type="checkbox"/> Federal Government
<input type="checkbox"/> State Government	<input type="checkbox"/> Limited Partnership
<input type="checkbox"/> Other: _____	
9. Customer Legal Name (If an individual, print last name first: ex: Doe, John)	
Fannett Sewer Service & Water Supply Corporation	
If new Customer, enter previous Customer below	
End Date:	
10. Mailing Address:	
P.O. Box 22285	
City	Beaumont
State	TX
ZIP	77720
ZIP + 4	
11. Country Mailing Information (if outside USA)	
12. E-Mail Address (if applicable)	
13. Telephone Number	
(409) 880-2479	
14. Extension or Code	
() -	
15. Fax Number (if applicable)	
() -	
16. Federal Tax ID (9 digits)	
203398713	
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25. Mailing Address:	P.O. Box 22285						
	City	Beaumont	State	TX	ZIP	77720	ZIP + 4
26. E-Mail Address:							
27. Telephone Number		28. Extension or Code		29. Fax Number (if applicable)			
(409) 880-2479				() -			
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Beaumont		Jefferson		TX	77705
37. Latitude (N) In Decimal:			38. Longitude (W) In Decimal:		
Degrees	Minutes	Seconds	Degrees	Minutes	Seconds
29	54	2.31	94	13	23.95

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Pending Permit				

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42. Telephone Number	43. Ext./Code	44. Fax Number	45. E-Mail Address
(409) 866-0341	23	(409) 866-0337	twilliams@spi-eng.com

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(See the Core Data Form instructions for more information on who should sign this form.)

Company:	Fannett SSC	Job Title:	Board President
Name (In Print):	Steve Heironimus	Phone:	(409) 880-2479
Signature:	<i>Steve Heironimus</i>	Date:	7-15-2009

2635 Evalon Court
Beaumont, TX 77702
April 30, 2009

Ms. LaDonna Castanuela, Chief Clerk (MC-105)
Texas Commission on Environmental Quality
P. O. Box 13087
Austin, Texas 78711-3087

RE: Fannett Sewer Service & Water Supply Corporation
TCEQ Docket No. 2009-0363-MWD
Permit No. WQ0014867001

Dear Ms. Castanuela:

This letter is in response to correspondence from Mr. Scott Humphrey, Attorney, Assistant Public Interest Counsel, dated April 27, 2009, on the above-referenced subject.

This letter is to clarify misunderstood concerns on the following paragraph:

J. REQUEST FOR RECONSIDERATION

The discrepancy in his report . . ."2.0 receiving water on TCEQ Core Data Form." Our concern is the physical and geographic location to the proposed site, which clearly states under "TCEQ CORE DATA FORM" page 2 of 2." The proposed site is to be located:

"E on Hwy 365 from Interstate 10, turn right after 2.77 miles at limestone road immediately south of Gualding road, continue 1.25 miles south on limestone road to facility."

However, according to the enclosed copies of correspondence and schematic submitted to us from Mr. John Stover, Attorney for Schaumburg & Polk, they have deliberately deviated from the Waste-water Permit Application (WWPA) dated December 2007, and decided to enter the proposed site from Burrell Wingate Road going through our property. The WWPA Plan clearly states there are significant penalties for submitting false information by fines and imprisonment.

If ingress and egress are permitted through our property by Schaumburg & Polk, one water canal crossover will be eliminated and numerous electrical pole lines must be erected down our property line to furnish electricity to the facility power pumps. These pole lines will interfere and be detrimental for Air Service to fly over and near our land, which is adjacent to the proposed site, which will adversely affect farming activities.

In view of the above stated facts, and the Permit is Granted, we ask the Commissioners to Guarantee us that the original physical and geographic location for ingress and egress submitted and approved, executed in the WWPA Plan by Steve Heironimus and Schaumburg & Polk be held accountable and implemented.

HOWEVER, if Mr. Andy Anderson has decided not to permit ingress and egress on his property as agreed and sworn to as stated in the WWPA Plan, then the Permit should be DENIED.

Sincerely yours,



Dorothy Kubicek

cc:
Mr. Scott Humphrey
encls: (Correspondence &
Schematic)



ZELESKEY

Steve Roper

October 10, 2008

Jack D. Hicks

William R. Ricks

Robert T. Cain, Jr.

Robert Aldeman, Jr.

Joseph M. McElroy

Todd L. Kassaw

Scott C. Skelton

Jeff S. Chance

Aimee C. Slusher

Jeff "Marty" Barnhill

Brent L. Watkins

Amy D. Long

Judi C. Wells

Mr. and Mrs. Joe R. Kubicek
2635 Evalon Street
Beaumont, Texas 77702-1236

In re: 2.025 acres of land out of the M. Chirino
League, A-10

Dear Mr. and Mrs. Kubicek:

Fannett Sewer Service and Water Supply Corporation would like to purchase from you 2.025 acres of land as shown on the attached drawing. It is willing to pay you \$8,000 for this tract.

I have enclosed a Real Estate Sales Contract for you to sign for this transaction. Please sign and return all three copies to me and I will have them signed by a representative of Fannett SSWSC and obtain the earnest money. I will then return you a fully executed copy.

As required by law, I have enclosed a copy of the Texas Landowner's Bill of Rights.

Texas Water Code Section 49.221 gives the directors, engineers, attorneys, agents, operators, and employees of Fannett SSWSC the authority to "...go on to any land to inspect, make surveys, or perform tests to determine the condition, value, and usability of the property..." for its facilities and improvements. Fannett SSWSC intends to exercise this right and have its environmental consultant inspect and make surveys of the 2.025 acre tract. Mr. Travis Williams of Schaumberg and Polk will be contacting you as to the date and time.

Of Counsel:

John D. Stover

Linda O. Poland

Ralph M. Zeleskey
(1922-2000)

James R. Cornelius
(1920-2006)

Kenzy D. Hallmark
(1928-2007)

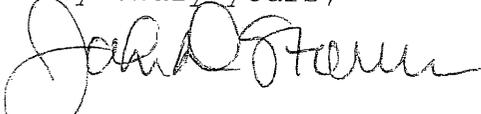
ZELESKEY CORNELIUS HALLMARK ROPER HICKS PLLC
Attorneys and Counselors

PO Drawer 1728
1616 South Chestnut
Lufkin, Texas 75902-1728
tel: 936.632.3381 fax: 936.632.6545
www.zeleskey.com
Additional office: Nacogdoches, Texas

Mr. and Mrs. Kubicek
October 10, 2008
Page Two

Please feel free to contact me concerning any of the issues in
this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "John D. Stover". The signature is fluid and cursive, with the first name "John" being particularly prominent.

John D. Stover

JDS/rc
PPDdesktop\...ODNA/PCDOCS/DOCS1/296802/1

Enclosure

cc: Mr. Steve Heironimus

1

JOE R. KUBICEK
78.777 ACRES
-REMANANT OF 119.903 ACRES-
VOL. 1540 PG. 221
D.R. of J.C.T.X.

PRELIMINARY

HAROLD S. ANDERSON
C.C.T.# 101162117
VOL. 867.
O.P.R. of J.C.T.X

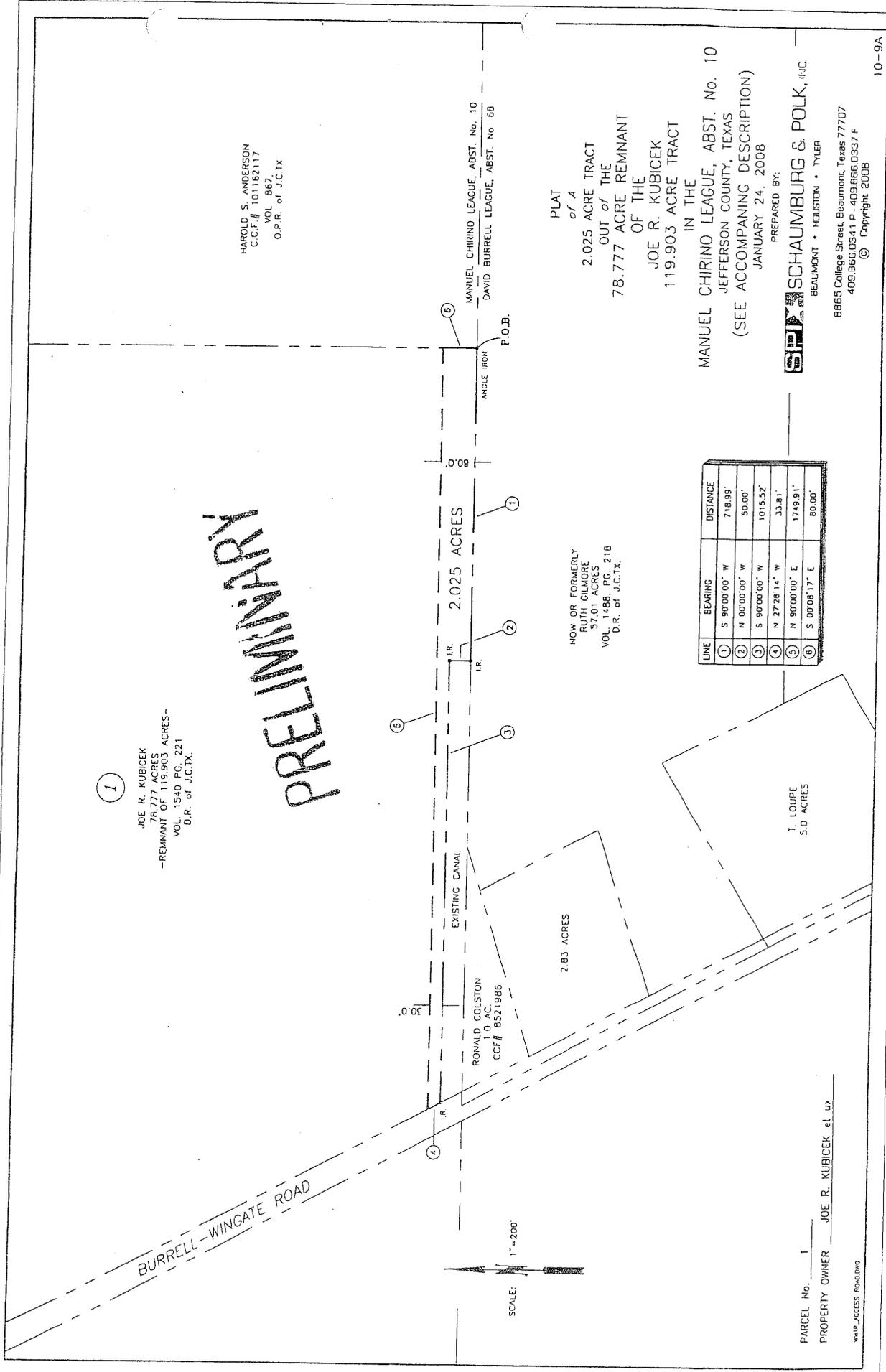
MANUEL CHIRINO LEAGUE, ABST. No. 10
DAVID BURRELL LEAGUE, ABST. No. 68

PLAT
of A
2.025 ACRE TRACT
OUT of THE
78.777 ACRE REMNANT
OF THE
JOE R. KUBICEK
119.903 ACRE TRACT
IN THE

MANUEL CHIRINO LEAGUE, ABST. No. 10
JEFFERSON COUNTY, TEXAS
(SEE ACCOMPANYING DESCRIPTION)
JANUARY 24, 2008
PREPARED BY:

S&P SCHAUMBURG & POLK, INC.
BEAUMONT • HOUSTON • TYLER

8865 College Street, Beaumont, Texas 77707
409.866.0341 P. 409.866.0337 F
© Copyright 2008



NOW OR FORMERLY
RUTHERFORD
57.01 ACRES
VOL. 1488 PG. 218
D.R. of J.C.T.X.

LINE	BEARING	DISTANCE
1	S 90°00'00" W	718.99'
2	N 00°00'00" W	50.00'
3	S 90°00'00" W	1015.52'
4	N 27°28'14" W	33.81'
5	N 90°00'00" E	1749.91'
6	S 00°08'17" E	80.00'

T. LOUPE
5.0 ACRES

2.83 ACRES

RONALD COLSTON
1.0 AC.
CCF# 8521886

SCALE: 1" = 200'

PARCEL No. _____
PROPERTY OWNER JOE R. KUBICEK et ux
WMP ACCESS ROADING



ZELESKEY

Steve Roper

Jack D. Hicks

William R. Ricks

Robert T. Cain, Jr.

Robert Aldeman, Jr.

Joseph M. McElroy

Todd L. Kassaw

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Linda O. Poland

Ralph M. Zeleskey
(1922-2000)

James R. Cornelius
(1920-2006)

Kenzy D. Hallmark
(1928-2007)

November 6, 2008

VIA CMRRR NO. 7006 0100 0006 7378 3554

Mr. and Mrs. Joe Kubicek
2635 Evalon Street
Beaumont, Texas 77702

In re: Fannett Sewer Service and Water Supply
Corporation

Dear Mr. and Mrs. Kubicek:

This is to advise you that representatives from Fannett Sewer Service and Water Supply Corporation will be going on to your property located on Burrell Wingate Road in the Fannett Community on Monday, November 10, 2008 at approximately 1:00 p.m.

The representative will be making inspection to determine the condition and usability of your property with reference to the proposed sewer lines and other works. Texas Water Code Section 49.221 gives this right to the directors, engineers, attorneys, agents, operators, and employees of Fannett Sewer Service and Water Supply Corporation. A copy of the statute is enclosed.

Very truly yours,

John D. Stover

JDS/rc

\\PFDesktop\ODMA\PCDOCS\DOCS1\298257\1

Enclosure

ZELESKEY CORNELIUS HALLMARK ROPER HICKS PLLC
Attorneys and Counselors

PO Drawer 1728
1616 South Chestnut
Lufkin, Texas 75902-1728
tel: 936.632.3381 fax: 936.632.6545
www.zeleskey.com
Additional office: Nacogdoches, Texas

§ 49.221. RIGHT TO ENTER LAND. (a) The directors, engineers, attorneys, agents, operators, and employees of a district or water supply corporation may go on any land to inspect, make surveys, or perform tests to determine the condition, value, and usability of the property, with reference to the proposed location of works, improvements, plants, facilities, equipment, or appliances. The cost of restoration shall be borne by the district or the water supply corporation.

(b) District employees and agents are entitled to enter any public or private property within the boundaries of the district or adjacent to any reservoir or other property owned by the district at any reasonable time for the purpose of inspecting and investigating conditions relating to the quality of water in the state or the compliance with any rule, regulation, permit, or other order of the district. District employees or agents acting under this authority who enter private property shall observe the establishment's rules and regulations concerning safety, internal security, and fire protection and shall notify any occupant or management of their presence and shall exhibit proper credentials.

REVISED SUBMISSION signed and dated by Steve Heironimus,
Board President on 7-15-2009

TECQ CORE DATA FORM SECTION

Para 35 - Description to Physical Location

Temporary access: E on Hwy 365 from Interstate 10, turn right after 2.77 miles at limestone road immediately south of Gualding road; continue 1.25 miles south on limestone road to facility site.

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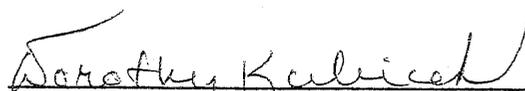
There has been no agreement for a proposed access road to the facility site as above indicated. When Mr. Heironimus purchased the land from Andy Anderson for the sewer facility site, ingress and egress was established as sworn to, signed, and stated in the WWPAP, dated December 11, 2007. As before mentioned, our position has not changed and we still object to ingress and egress through our property to the proposed sewer facility site.

The physical modified location without given NOTICE still indicates Mr. Heironimus is not trustworthy, hoping to slip one by TCEQ.

In view of the enclosed evidence and stated facts, we ask TCEQ to recommend that the Executive Director DENY this Permit.

In behalf of my husband and I, I am

Sincerely yours,


Dorothy Kubicek

Enclosures
Mofified changes

658-3492 Rev

RECEIVED

DEC 17 2007

TCEQ-Region 10
Beaumont

1

COPY

NEW DOMESTIC
WASTEWATER PERMIT
APPLICATION

RECEIVED

DEC 11 2007

Water Quality Division
Application Team

FOR

WQ 0014862-001

FANNETT SEWER SERVICE

AND

WATER SUPPLY CORPORATION

ASSOCIATION
OF TEXAS

REGION 10:
BEAUMONT OFFICE
WATER/WASTE PROGRAM

PREPARED BY:

SPIX SCHAUMBURG & POLK, INC.

8865 COLLEGE STREET, BEAUMONT, TEXAS 77707

December 2007

TCEQ CORE DATA FORM



TCEQ Use Only

TCEQ Core Data Form

For detailed instructions regarding completion of this form, please read the Core Data Form Instructions or call 512-239-5175.

SECTION I: General Information

1. Reason for Submission - (If other is checked please describe in space provided)	
<input checked="" type="checkbox"/> New Permit, Registration or Authorization (Core Data Form should be submitted with the program application)	
<input type="checkbox"/> Renewal (Core Data Form should be submitted with the renewal form)	<input type="checkbox"/> Other
2. Attachments Describe Any Attachments: (ex. Title V Application, Waste Transporter Application, etc.)	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
3. Customer Reference Number (if issued)	4. Regulated Entity Reference Number (if issued)
CN	RN

SECTION II: Customer Information

5. Effective Date for Customer Information Updates (mm/dd/yyyy)	
6. Customer Role (Proposed or Actual) - as it relates to the Regulated Entity listed on this form. Please check only one of the following:	
<input checked="" type="checkbox"/> Owner	<input type="checkbox"/> Operator
<input type="checkbox"/> Occupational Licensee	<input type="checkbox"/> Responsible Party
<input type="checkbox"/> Owner & Operator	<input type="checkbox"/> Voluntary Cleanup Applicant
<input type="checkbox"/> Other: _____	
7. General Customer Information	
<input checked="" type="checkbox"/> New Customer	<input type="checkbox"/> Update to Customer Information
<input type="checkbox"/> Change in Legal Name (Verifiable with the Texas Secretary of State)	<input type="checkbox"/> Change in Regulated Entity Ownership
	<input type="checkbox"/> No Change**
**If "No Change" and Section I is complete, skip to Section III - Regulated Entity Information.	
8. Type of Customer:	
<input checked="" type="checkbox"/> Corporation	<input type="checkbox"/> Individual
<input type="checkbox"/> City Government	<input type="checkbox"/> County Government
<input type="checkbox"/> Other Government	<input type="checkbox"/> General Partnership
<input type="checkbox"/> Sole Proprietorship- D.B.A	<input type="checkbox"/> Federal Government
<input type="checkbox"/> State Government	<input type="checkbox"/> Limited Partnership
<input type="checkbox"/> Other: _____	
9. Customer Legal Name (If an individual, print last name first: ex: Doe, John)	
Fannett Sewer Service & Water Supply Corporation	
If new Customer, enter previous Customer below	
End Date:	
10. Mailing Address:	
P.O. Box 20492	
City	Beaumont
State	TX
ZIP	77720
ZIP + 4	
11. Country Mailing Information (if outside USA)	
12. E-Mail Address (if applicable)	
13. Telephone Number	
(409) 880-2479	
14. Extension or Code	
15. Fax Number (if applicable)	
() - ()	
16. Federal Tax ID (9 digits)	
203398713	
17. TX State Franchise Tax ID (11 digits)	
32016276431	
18. DUNS Number (if applicable)	
19. TX.SOS Filing Number (if applicable)	
800419129	
20. Number of Employees	
<input checked="" type="checkbox"/> 0-20 <input type="checkbox"/> 21-100 <input type="checkbox"/> 101-250 <input type="checkbox"/> 251-500 <input type="checkbox"/> 501 and higher	
21. Independently Owned and Operated?	
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

SECTION III: Regulated Entity Information

22. General Regulated Entity Information (If 'New Regulated Entity' is selected below this form should be accompanied by a permit application)	
<input checked="" type="checkbox"/> New Regulated Entity <input type="checkbox"/> Update to Regulated Entity Name <input type="checkbox"/> Update to Regulated Entity Information <input type="checkbox"/> No Change** (See below)	
**If "NO CHANGE" is checked and Section I is complete, skip to Section IV, Preparer Information.	
23. Regulated Entity Name (name of the site where the regulated action is taking place)	
Fannett Sewer Service and Water Supply Corporation Wastewater Treatment Plant	

24. Street Address of the Regulated Entity: (No P.O. Boxes)	See Item 35 & 36						
	City	State	ZIP	ZIP + 4			
25. Mailing Address:	P.O. Box 20492						
	City	State	TX	ZIP	77720	ZIP + 4	
26. E-Mail Address:							
27. Telephone Number	28. Extension or Code		29. Fax Number (if applicable)				
(409) 880-2479			() -				
30. Primary SIC Code (4 digits)	31. Secondary SIC Code (4 digits)	32. Primary NAICS Code (5 or 6 digits)		33. Secondary NAICS Code (5 or 6 digits)			
4952		22132					
34. What is the Primary Business of this entity? (Please do not repeat the SIC or NAICS description.)							
To provide domestic wastewater collection and treatment HERE							

Questions 34 - 37 address geographic location. Please refer to the instructions for applicability.

35. Description to Physical Location:	E on Hwy 365 from Interstate 10, turn right after 2.77 miles at limestone road immediately south of Gualding road, continue 1.25 miles south on limestone road to facility.						
36. Nearest City	County		State		Nearest ZIP Code		
Beaumont	Jefferson		TX		77705		
37. Latitude (N) In Decimal:		38. Longitude (W) In Decimal:					
Degrees	Minutes	Seconds	Degrees	Minutes	Seconds		
29	54	2.93	94	13	29.78		

39. TCEQ Programs and ID Numbers Check all Programs and write in the permits/registration numbers that will be affected by the updates submitted on this form or the updates may not be made. If your Program is not listed, check other and write it in. See the Core Data Form instructions for additional guidance.

<input type="checkbox"/> Dam Safety	<input type="checkbox"/> Districts	<input type="checkbox"/> Edwards Aquifer	<input type="checkbox"/> Industrial Hazardous Waste	<input type="checkbox"/> Municipal Solid Waste
<input type="checkbox"/> New Source Review - Air	<input type="checkbox"/> OSSF	<input type="checkbox"/> Petroleum Storage Tank	<input type="checkbox"/> PWS	<input type="checkbox"/> Sludge
<input type="checkbox"/> Stormwater	<input type="checkbox"/> Title V - Air	<input type="checkbox"/> Tires	<input type="checkbox"/> Used Oil	<input type="checkbox"/> Utilities
<input type="checkbox"/> Voluntary Cleanup	<input checked="" type="checkbox"/> Waste Water	<input type="checkbox"/> Wastewater Agriculture	<input type="checkbox"/> Water Rights	<input type="checkbox"/> Other:
Pending Permit				

SECTION IV: Preparer Information

40. Name:	Travis Williams		41. Title:	Project Engineer	
42. Telephone Number	43. Ext./Code	44. Fax Number	45. E-Mail Address		
(409) 866-0341	23	(409) 866-0337	twilliams@spi-eng.com		

SECTION V: Authorized Signature

46. By my signature below, I certify, to the best of my knowledge, that the information provided in this form is true and complete, and that I have signature authority to submit this form on behalf of the entity specified in Section II, Field 9 and/or as required for the updates to the ID numbers identified in field 39.

(See the Core Data Form instructions for more information on who should sign this form.)

Company:	Fannett SSC		Job Title:	Board President	
Name (In Print):	Steve Heironimus		Phone:	(409) 880-2479	
Signature:			Date:		

Public
Ref # a
5/2/239-4631

MODIFIED

TCEQ CORE DATA FORM



TCEQ Use Only

TCEQ Core Data Form

For detailed instructions regarding completion of this form, please read the Core Data Form Instructions or call 512-239-5175.

SECTION I: General Information

1. Reason for Submission (If other is checked please describe in space provided)		
<input checked="" type="checkbox"/> New Permit, Registration or Authorization (Core Data Form should be submitted with the program application)		
<input type="checkbox"/> Renewal (Core Data Form should be submitted with the renewal form)	<input type="checkbox"/> Other	
2. Attachments Describe Any Attachments: (ex. Title V Application, Waste Transporter Application, etc.)		
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
3. Customer Reference Number (if issued)	Follow this link to search for CN or RN numbers in Central Registry**	4. Regulated Entity Reference Number (if issued)
CN		RN

SECTION II: Customer Information

5. Effective Date for Customer Information Updates (mm/dd/yyyy)			
6. Customer Role (Proposed or Actual) - as it relates to the Regulated Entity listed on this form. Please check only one of the following:			
<input checked="" type="checkbox"/> Owner	<input type="checkbox"/> Operator	<input type="checkbox"/> Owner & Operator	
<input type="checkbox"/> Occupational Licensee	<input type="checkbox"/> Responsible Party	<input type="checkbox"/> Voluntary Cleanup Applicant	<input type="checkbox"/> Other: _____
7. General Customer Information			
<input checked="" type="checkbox"/> New Customer	<input type="checkbox"/> Update to Customer Information	<input type="checkbox"/> Change in Regulated Entity Ownership	
<input type="checkbox"/> Change in Legal Name (Verifiable with the Texas Secretary of State)		<input type="checkbox"/> No Change**	
**If "No Change" and Section I is complete, skip to Section III - Regulated Entity Information.			
8. Type of Customer:			
<input checked="" type="checkbox"/> Corporation	<input type="checkbox"/> Individual	<input type="checkbox"/> Sole Proprietorship- D.B.A	
<input type="checkbox"/> City Government	<input type="checkbox"/> County Government	<input type="checkbox"/> Federal Government	<input type="checkbox"/> State Government
<input type="checkbox"/> Other Government	<input type="checkbox"/> General Partnership	<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Other: _____
9. Customer Legal Name (If an individual, print last name first: ex: Doe, John)			End Date:
Fannett Sewer Service & Water Supply Corporation			
10. Mailing Address:			
P.O. Box 22285			
City	Beaumont	State	TX
ZIP	77720	ZIP + 4	
11. Country Mailing Information (if outside USA)		12. E-Mail Address (if applicable)	
13. Telephone Number		14. Extension or Code	15. Fax Number (if applicable)
(409) 880-2479			() -
16. Federal Tax ID (9 digits)	17. TX State Franchise Tax ID (11 digits)	18. DUNS Number (if applicable)	19. TX SOS Filing Number (if applicable)
203398713	32016276431		800419129
20. Number of Employees			21. Independently Owned and Operated?
<input checked="" type="checkbox"/> 0-20 <input type="checkbox"/> 21-100 <input type="checkbox"/> 101-250 <input type="checkbox"/> 251-500 <input type="checkbox"/> 501 and higher			<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

SECTION III: Regulated Entity Information

22. General Regulated Entity Information (If "New Regulated Entity" is selected below this form should be accompanied by a permit application)			
<input checked="" type="checkbox"/> New Regulated Entity	<input type="checkbox"/> Update to Regulated Entity Name	<input type="checkbox"/> Update to Regulated Entity Information	<input type="checkbox"/> No Change** (See below)
**If "NO CHANGE" is checked and Section I is complete, skip to Section IV, Preparer Information.			
23. Regulated Entity Name (name of the site where the regulated action is taking place)			
Fannett Sewer Service and Water Supply Corporation Wastewater Treatment Plant			

24. Street Address of the Regulated Entity: (No P.O. Boxes)	See Item 35 & 36						
	City		State		ZIP		ZIP + 4
25. Mailing Address:	P.O. Box 22285						
	City	Beaumont	State	TX	ZIP	77720	ZIP + 4
26. E-Mail Address:							
27. Telephone Number			28. Extension or Code		29. Fax Number (if applicable)		
(409) 880-2479					() -		
30. Primary SIC Code (4 digits)		31. Secondary SIC Code (4 digits)		32. Primary NAICS Code (5 or 6 digits)		33. Secondary NAICS Code (5 or 6 digits)	
4952				22132			
34. What is the Primary Business of this entity? (Please do not repeat the SIC or NAICS description.)							
To provide domestic wastewater collection and treatment HERE ✓							

Questions 34 - 37 address geographic location. Please refer to the instructions for applicability.

35. Description to Physical Location:	Temporary access: E on Hwy 365 from Interstate 10, turn right after 2.77 miles at limestone road immediately south of Gualding road; continue 1.25 miles south on limestone road to facility site.						
	Permanent access: E on Hwy 365 from Interstate 10, turn right after 1.16 miles onto Hwy 124; continue on Hwy 124 for 0.12 miles before turning left on Burrell-Wingate Road; continue on Burrell-Wingate Road 2.15 miles before turning left on a proposed access road; continue on a proposed access road for 0.60 miles to facility site.						
36. Nearest City		County		State		Nearest ZIP Code	
Beaumont		Jefferson		TX		77705	
37. Latitude (N) In Decimal:			38. Longitude (W) In Decimal:				
Degrees	Minutes	Seconds	Degrees	Minutes	Seconds		
29	54	2.31	94	13	23.95		

39. TCEQ Programs and ID Numbers Check all Programs and write in the permits/registration numbers that will be affected by the updates submitted on this form or the updates may not be made. If your Program is not listed, check other and write it in. See the Core Data Form instructions for additional guidance.

<input type="checkbox"/> Dam Safety	<input type="checkbox"/> Districts	<input type="checkbox"/> Edwards Aquifer	<input type="checkbox"/> Industrial Hazardous Waste	<input type="checkbox"/> Municipal Solid Waste
<input type="checkbox"/> New Source Review - Air	<input type="checkbox"/> OSSF	<input type="checkbox"/> Petroleum Storage Tank	<input type="checkbox"/> PWS	<input type="checkbox"/> Sludge
<input type="checkbox"/> Stormwater	<input type="checkbox"/> Title V - Air	<input type="checkbox"/> Tires	<input type="checkbox"/> Used Oil	<input type="checkbox"/> Utilities
<input type="checkbox"/> Voluntary Cleanup	<input checked="" type="checkbox"/> Waste Water	<input type="checkbox"/> Wastewater Agriculture	<input type="checkbox"/> Water Rights	<input type="checkbox"/> Other:
Pending Permit				

SECTION IV: Preparer Information

40. Name: Travis Williams		41. Title: Project Engineer	
42. Telephone Number	43. Ext./Code	44. Fax Number	45. E-Mail Address
(409) 866-0341	23	(409) 866-0337	twilliams@spi-eng.com

SECTION V: Authorized Signature

46. By my signature below, I certify, to the best of my knowledge, that the information provided in this form is true and complete, and that I have signature authority to submit this form on behalf of the entity specified in Section II, Field 9 and/or as required for the updates to the ID numbers identified in field 39.

(See the Core Data Form instructions for more information on who should sign this form.)

Company:	Fannett SSC	Job Title:	Board President
Name (In Print):	Steve Heironimus	Phone:	(409) 880-2479
Signature:	<i>Steve Heironimus</i>	Date:	7-15-2009

3

TCEQ Public Meeting Form

Thursday, December 11, 2008

Fannett Sewer Service and Water Supply Corporation
Proposed TPDES Permit No. WQ0014867001

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 DEC 12 PM 2:12

CHIEF CLERKS OFFICE

PLEASE PRINT:

Name: DOROTHY Kubic ek

Mailing Address: 2635 EVALON ST

Physical Address (if different): _____

City/State: Beaumont Zip: 77702

Phone: (409) 835 4330

Please add me to the mailing list.

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? Fannett Concerned Citizens

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments at tonight's public meeting.
(Written comments may be submitted at any time during the meeting)

Please give this to the person at the information table. Thank you.

Handwritten signature/initials

I'M DOROTHY KUBICK, MY HUSBAND, JOE KUBICEK AND I OWN THE ACREAGE ADJACENT TO THE CONSTRUCTION SITE FOR THE PROPOSED SEWER PLANT IN FANNETT, TEXAS.

WE RECEIVED FROM TCEQ "NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN WATER QUALITY "PERMIT", PROPOSED PERMIT NO. WQ 0014867001," DATED JANUARY 7, 2008, FOR CONSTRUCTION OF A SEWER PLANT.

APPROXIMATELY 3 WEEKS AFTER RECEIPT OF THIS "NOTICE" FROM TCEQ IN JANUARY 2008, MR. STEVE HEIRONIMUS, PRESIDENT OF FANNETT SEWER SERVICE AND WATER SUPPLY CORPORATION, CALLED AND SPOKE WITH ME REQUESTING A 30' EASEMENT FOR A ROAD FROM BURRELL WINGATE ROAD TO THE PROPOSED CONSTRUCTION SITE FOR THE SEWER PLANT TO BE BUILT ON A 10 ACRE TRACT OF LAND TO BE PURCHASED FROM HAROLD (ANDY) ANDERSON. OBVIOUSLY, FROM THIS TELEPHONE CALL, MR. HEIRONIMUS AND HIS FATHER-IN-LAW, MR. ERNEST JAMES, "NEVER" INTENDED TO FOLLOW THE PROPOSED PERMIT PLAN SUBMITTED TO TCEQ FOR APPROVAL FOR FANNETT SEWER SERVICE AND WATER SUPPLY CORPORATION PREPARED BY SCHAUMBURG & POLK, DATED DECEMBER 2007.

ACCORDING TO THE "NEW DOMESTIC WASTEWATER PERMIT APPLICATION" FOR FANNETT SEWER SERVICE AND WATER SUPPLY CORPORATION, PREPARED BY SCHAUMBURG & POLK,

CLEARLY STATES: THE PHYSICAL LOCATION WILL BE: "E ON HWY 365 FROM INTERSTATE 10, TURN RIGHT AFTER 2.77 MILES AT LIMESTONE ROAD IMMEDIATELY SOUTH OF GUALDING ROAD, CONTINUE 1.25 MILES SOUTH ON LIMESTONE ROAD TO FACILITY."

THIS DESCRIPTION CAN BE FOUND IN THE PERMIT APPLICATION PLAN UNDER "TCEQ CORE DATA FORM" (p. 2 of 2).

ON OCTOBER 10, 2008, WE RECEIVED A LETTER, COPY ENCLOSED WITH SCHEMATIC, FROM JOHN STOVER, ATTORNEY FOR SCHAUMBURG & POLK WITH A CONTRACT OFFERING TO PURCHASE 2.025 ACRES OF OUR LAND FOR USABILITY TO THE SEWER PLANT. AFTER NOT ACCEPTING THIS OFFER AND NOT PERMITTING THEM ON OUR PROPERTY, WE RECEIVED ANOTHER LETTER, FROM JOHN STOVER, ATTORNEY, DATED NOVEMBER 6, 2008, COPY ENCLOSED, ADVISING US REPRESENTATIVES FROM FANNETT SEWER SERVICE AND WATER SUPPLY CORPORATION WILL BE INSPECTING OUR PROPERTY FOR CONDITIONS AND USABILITY ACCORDING TO TEXAS WATER CODE SECTION 49.221 WHICH GIVES THEM THE RIGHT TO GO ON OUR LAND.

AFTER SUBMISSION OF THE "NEW DOMESTIC WASTEWATER PERMIT APPLICATION PLAN" TO TCEQ, DATED DECEMBER 2007, BY SCHAUMBURG & POLK, MR. HEIRONIMUS DELIBERATELY DECIDED NOT TO ADHERE TO THE PROPOSED PERMIT PLAN SUBMITTED TO TCEQ ON DECEMBER 11, 2007, BECAUSE IT WOULD BE MORE ADVANTAGEOUS AND FEASIBLE FOR HIM TO PROCEED DOWN BURRELL WINGATE ROAD, CROSS OUR PROPERTY, BY TAKING 2.025 ACRES, PRESUMED BY EMINENT DOMAIN TO THE PROPOSED CONSTRUCTION SITE. THIS WAS NEVER MENTIONED NOR SUBMITTED IN THE PROPOSED PERMIT PLAN SUBMITTED TO TCEQ ON DECEMBER 11, 2007.

OPA RECEIVED

DEC 11 2008

AT PUBLIC MEETING

CHIEF CLERK'S OFFICE
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
DEC 12 PM 2:12
COPY
334

APPARENTLY, MR. HEIRONIMUS IS NOT TRUST WORTHY AND EXTREMELY DECEPTIVE BY HIS ACTIONS. MR. HEIRONIMUS IS AWARE THERE ARE SIGNIFICANT PENALTIES FOR SUBMITTING FALSE INFORMATION, INCLUDING THE POSSIBILITY OF FINE AND IMPRISONMENT FOR KNOWN VIOLATIONS SIGNED BY HIM AND DATED, DECEMBER 4, 2007 IN THE "NEW DOMESTIC WASTEWATER PERMIT APPLICATION PLAN" ON PAGE 9 of 13.

IN VIEW OF THE ABOVE-STATED MISLEADING FACTS AND EVIDENCE, JOE KUBICEK AND I, DOROTHY KUBICEK, REQUEST THIS PROPOSED PERMIT APPLICATION FOR A SEWER PLANT BE DENIED.

Dated: December 11, 2008

COPY

Dorothy Kubicek



ZELESKEY

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 DEC 12 PM 2:12

CHIEF CLERKS OFFICE

COPY

Steve Roper

October 10, 2008

Jack D. Hicks

William R. Ricks

Robert T. Cain, Jr.

Robert Alderman, Jr.

Joseph M. McElroy

Todd L. Kassaw

Scott C. Skelton

Jeff S. Chance

Aimee C. Slusher

Jeff "Marty" Barnhill

Brent L. Watkins

Amy D. Long

Judi C. Wells

Mr. and Mrs. Joe R. Kubicek
2635 Evalon Street
Beaumont, Texas 77702-1236

In re: 2.025 acres of land out of the M. Chirino
League, A-10

Dear Mr. and Mrs. Kubicek:

Fannett Sewer Service and Water Supply Corporation would like to purchase from you 2.025 acres of land as shown on the attached drawing. It is willing to pay you \$8,000 for this tract.

I have enclosed a Real Estate Sales Contract for you to sign for this transaction. Please sign and return all three copies to me and I will have them signed by a representative of Fannett SSWSC and obtain the earnest money. I will then return you a fully executed copy.

As required by law, I have enclosed a copy of the Texas Landowner's Bill of Rights.

Texas Water Code Section 49.221 gives the directors, engineers, attorneys, agents, operators, and employees of Fannett SSWSC the authority to "...go on to any land to inspect, make surveys, or perform tests to determine the condition, value, and usability of the property..." for its facilities and improvements. Fannett SSWSC intends to exercise this right and have its environmental consultant inspect and make surveys of the 2.025 acre tract. Mr. Travis Williams of Schaumberg and Polk will be contacting you as to the date and time.

Of Counsel:
John D. Stover

Linda O. Poland

Ralph M. Zeleskey
(1922-2000)

James R. Cornelius
(1920-2006)

Kenzy D. Hallmark
(1928-2007)

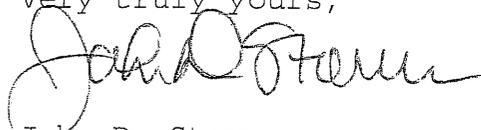
ZELESKEY CORNELIUS HALLMARK ROPER HICKS PLLC
Attorneys and Counselors

PO Drawer 1728
1616 South Chestnut
Lufkin, Texas 75902-1728
tel: 936.632.3381 fax: 936.632.6545
www.zeleskey.com
Additional office: Nacogdoches, Texas

Mr. and Mrs. Kubicek
October 10, 2008
Page Two

Please feel free to contact me concerning any of the issues in
this matter.

Very truly yours,



John D. Stover

JDS/rc
\\PFDesktop\::ODMA\PCDOCS\DOCS1\296802\1

Enclosure

cc: Mr. Steve Heironimus

COPY

COPY

1

JOE R. KUBICEK
78.777 ACRES
--REMNANT OF 119.903 ACRES--
VOL. 1540 PG. 221
D.R. of J.C.TX.

PRELIMINARY

HAROLD S. ANDERSON
C.C.F.# 101162117
VOL. 867
O.P.R. of J.C.TX

MANUEL CHIRINO LEAGUE, ABST. No. 10
DAVID BURRELL LEAGUE, ABST. No. 68

PLAT
of A
2.025 ACRE TRACT
OUT of THE
78.777 ACRE REMNANT
OF THE
JOE R. KUBICEK
119.903 ACRE TRACT
IN THE

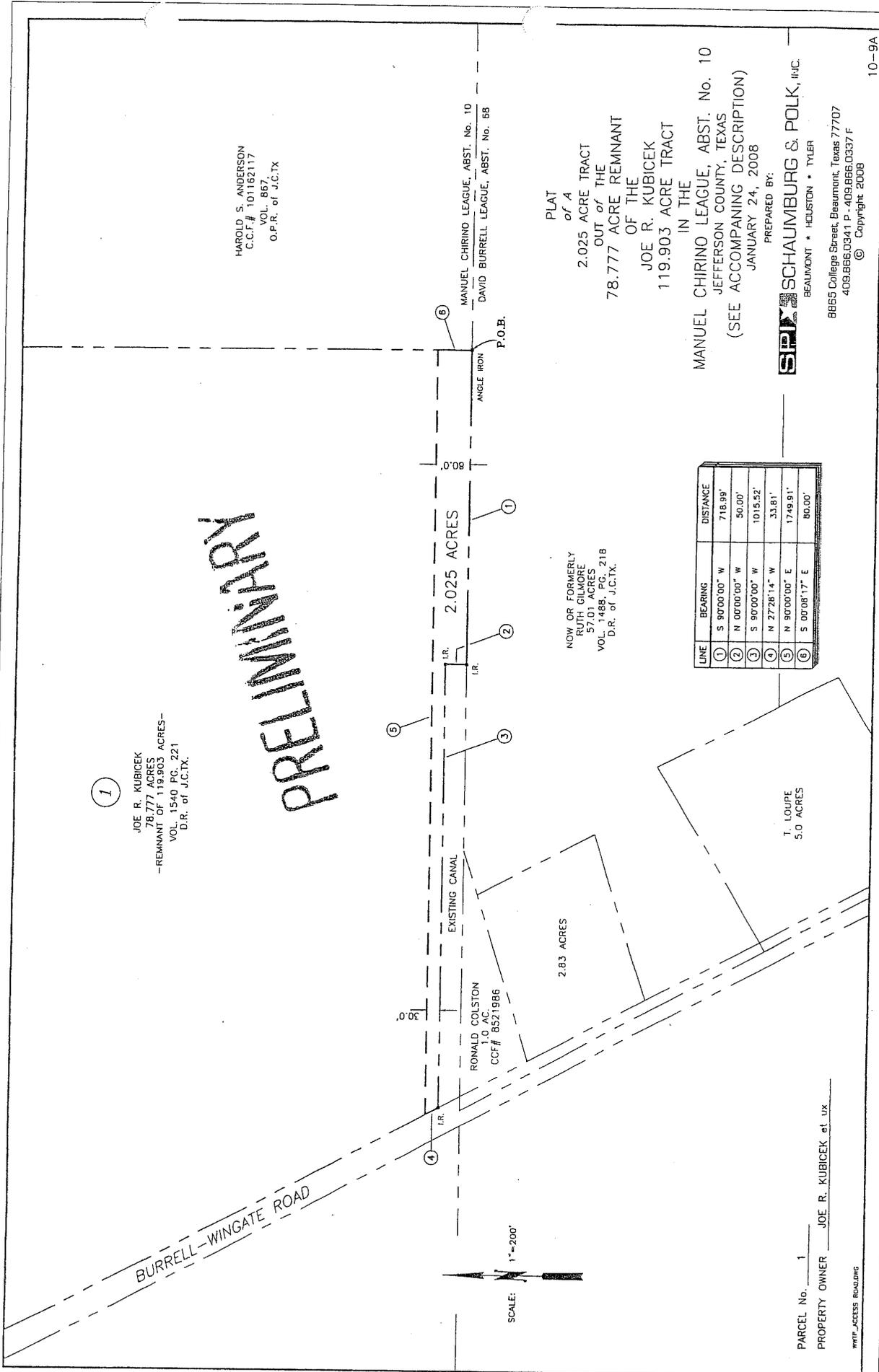
MANUEL CHIRINO LEAGUE, ABST. No. 10
JEFFERSON COUNTY, TEXAS
(SEE ACCOMPANYING DESCRIPTION)
JANUARY 24, 2008

PREPARED BY:

S&P SCHAUMBURG & POLK, INC.
BEAUMONT * HOUSTON * TYLER

8865 College Street, Beaumont, Texas 77707
409.866.0341 P. 409.866.0337 F
© Copyright 2008

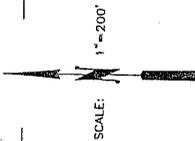
10-9A



NOW OR FORMERLY
RUTH GILMORE
57.01 ACRES
VOL. 1485, PG. 218
D.R. of J.C.TX.

LINE	BEARING	DISTANCE
1	S 90°00'00" W	718.99'
2	N 00°00'00" W	50.00'
3	S 90°00'00" W	1015.52'
4	N 27°28'14" W	33.81'
5	N 90°00'00" E	1749.91'
6	S 00°08'17" E	80.00'

BURRELL-WINGATE ROAD



RONALD COLSTON
1.0 AC.
CCF# 8521986

2.83 ACRES

T. LOUPE
5.0 ACRES

ANGLE IRON
P.O.B.

2.025 ACRES

PARCEL No. 1
PROPERTY OWNER JOE R. KUBICEK et ux

WWW.ACCESS-ROADS.COM



ZELESKEY

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 DEC 12 PM 2:12

CHIEF CLERKS OFFICE

COPY

Steve Roper
Jack D. Hicks
William R. Ricks
Robert T. Cain, Jr.
Robert Alderman, Jr.
Joseph M. McElroy
Todd L. Kassaw
Scott C. Skelton
Jeff S. Chance
Aimee C. Slusher
Jeff "Marty" Barnhill
Brent L. Watkins
Judi C. Wells

November 6, 2008

VIA CMRRR NO. 7006 0100 0006 7378 3554

Mr. and Mrs. Joe Kubicek
2635 Evalon Street
Beaumont, Texas 77702

In re: Fannett Sewer Service and Water Supply
Corporation

Dear Mr. and Mrs. Kubicek:

This is to advise you that representatives from Fannett Sewer Service and Water Supply Corporation will be going on to your property located on Burrell Wingate Road in the Fannett Community on Monday, November 10, 2008 at approximately 1:00 p.m.

The representative will be making inspection to determine the condition and usability of your property with reference to the proposed sewer lines and other works. Texas Water Code Section 49.221 gives this right to the directors, engineers, attorneys, agents, operators, and employees of Fannet Sewer Service and Water Supply Corporation. A copy of the statute is enclosed.

Very truly yours,

John D. Stover

JDS/rc

\\PFDesktop\1:ODM\PCDOCS\DOCS1\298257\1

Enclosure

ZELESKEY CORNELIUS HALLMARK ROPER HICKS PLLC
Attorneys and Counselors

PO Drawer 1728
1616 South Chestnut
Lufkin, Texas 75902-1728
tel: 936.632.3381 fax: 936.632.6545
www.zeleskey.com
Additional office: Nacogdoches, Texas

Of Counsel:
John D. Stover

Linda O. Poland

Ralph M. Zeleskey
(1922-2000)

James R. Cornelius
(1920-2006)

Kenzy D. Hallmark
(1928-2007)

§ 49.221. RIGHT TO ENTER LAND. (a) The directors, engineers, attorneys, agents, operators, and employees of a district or water supply corporation may go on any land to inspect, make surveys, or perform tests to determine the condition, value, and usability of the property, with reference to the proposed location of works, improvements, plants, facilities, equipment, or appliances. The cost of restoration shall be borne by the district or the water supply corporation.

(b) District employees and agents are entitled to enter any public or private property within the boundaries of the district or adjacent to any reservoir or other property owned by the district at any reasonable time for the purpose of inspecting and investigating conditions relating to the quality of water in the state or the compliance with any rule, regulation, permit, or other order of the district. District employees or agents acting under this authority who enter private property shall observe the establishment's rules and regulations concerning safety, internal security, and fire protection and shall notify any occupant or management of their presence and shall exhibit proper credentials.

COPY

11/6/2008

OPA

MAR 10 2008

BY KA

2635 Evalon Court
Beaumont, TX 7770
March 5, 2008

2008 MAR -7 AM 9:50
CHIEF CLERKS OFFICE

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

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

MWD
61633

Reference: Proposed Permit
No. WQ0014867001

Dear Ms. Castanuela:

In response to the Application Plan on the above-referenced proposed permit, I found two discrepancies.

First: Domestic Technical Report 2.0 Receiving Water
Page 12 of 39 Para. 4.b.

Flood water upstream backups into a private homeowners drinking water well located less than 1/4 mile from proposed site. His back yard constantly floods with at least 2' of standing water.

Second: TCEQ Core Data Form Page 2 of 2 - Para. 35

There is no so called limestone road to proposed facility as stated in the Application Plan. The proposed site is land-locked and there is no way to get to the site except build a bridge across Burrell Gully.

Trying to eliminate one problem will create and compound another for the citizens in Fannett. Therefore, it is requested this proposed project be scrubbed; and, if necessary, an alternate location be acquired to build this sewage plant that is amicable to everyone.

I trust the Technical Review Board will take this into consideration.

Sincerely yours,

Dorothy Kubicek
Dorothy Kubicek

cc: Review Board

MWD

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2635 Evalon Court
Beaumont, TX 77702

March 5, 2008

CHIEF CLERKS OFFICE
OPA

MWD
61633

MAR 10 2008

BY Ky

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

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Sincerely yours,
Dorothy Kubicek
Dorothy Kubicek

cc: Review Board ✓

MWD

2008 MAR -3 PM 4:31

CHIEF CLERKS OFFICE

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

MAR 03 2008

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

Reference: Proposed Permit
No. WQ0014867001

Gentlemen:

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The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours, ^{Joe} ~~Joe~~

Name: Joe Kulich

Address 2635 Ewald
Beant 77702

Ph. No. 409 832 4330

PM
OPA
HR
MWD
61633

MWD

MPD
61633
PM OPA HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERKS OFFICE

2008 MAR -3 PM 4: 31

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Reference: Proposed Permit
No. WQ0014867001

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Sincerely yours, LeBlanc

Name: Susan LeBlanc

Address: 12221 Garner Rd.
Bmet., Tex. 77705

Ph. No. (409) 796-1229

[Handwritten mark]

2

TCEQ Public Meeting Form

Thursday, December 11, 2008

Fannett Sewer Service and Water Supply Corporation

Proposed TPDES Permit No. WQ0014867001

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 DEC 12 PM 2:11

CHIEF CLERKS OFFICE

PLEASE PRINT:

Name: Susan LeBlanc

Mailing Address: 1222⁺ Beaumont,

Physical Address (if different): _____

City/State: Texas

Zip: 77705

Phone: (409) 796-1229
658-9687

Please add me to the mailing list.

Are you here today representing a municipality, legislator, agency, or group?

Yes No

If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

Please give this to the person at the information table. Thank you.

mm

OPA RECEIVED

DEC 11 2008

AT PUBLIC MEETING

CHIEF CLERKS OFFICE

2008 DEC 12 PM 2:12

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

December 11, 2008

I am not speaking for the community of Fannett, but on behalf of some of the people in the community. We feel that the process was not publicized by the board of directors of the so called **Fannett Sewer and Water Service** in such a way that the entire community could respond or research the pros and cons of this type of wwtp. Most of the community found out about the wastewater facility through letters sent by the TCEQ to affected landowners within a one mile radius of the facility. One landowner was informed their property would be taken by eminent domain if they would not sell a road right of way to the corporation at fair market value. We feel if property is to be purchased for a project of this magnitude, then their lawyers and engineers should have researched ingress and egress issues before purchasing the property and not relying on eminent domain laws to basically take property from individuals who elect to keep what they have worked for. (even though they get quote fair market price). We're just asking the TCEQ to delay or stop the issuance of this permit till other options can be researched.

Susan LeBlanc

Why is this waste water treatment plant the answer?

I'm concerned about economics - as far as the cost each household will endure which will be in the thousands - what will the maintenance and upkeep, cost each household after they spend \$5,000 to connect into the system.

I'm concerned for our citizens who are on fixed incomes and low socioeconomic they can't afford connectors much less another monthly bill.

- ❖ Why is the name Fannett Water and Sewer?
- ❖ Will you be providing water also?
- ❖ Isn't that deceiving with water in your name or eventually is it going to be a part of the water department?
- ❖ Why would West Jefferson County Municipal Utilities Dept. be the billing agent? Why would they take on that responsibility? You're a private business they are a public utilities? Is there a conflict of interest there.

- ❖ All of Green Acres was offered to sign up for \$100.00 but the home owners all along Burrell-Wingate where you propose to impose a sewer plant was not made that offer why?
- ❖ With that \$100.00 deposit do you have a binding contract with those home owners that it will not cost them any more to tie into the system?
- ❖ Who is going to pay for the plumbing from the grinder pump to the home, the electricity for the grinder pump, the trenches for the pipes from the grinder pump to the main line.
- ❖ How much property will each home owner have to give up for easement for the grinder pumps and air release vent? Won't that smell?

- ❖ How much electricity will the grinder pump use?
- ❖ Will there be grants available to help homeowners with the money it will cost to tie into the system?

- ❖ Who will maintain the grinder pumps when problems arise? The homeowners?
- ❖ Who is going to pay the cost of having old systems removed such as: septic tanks and aeration systems?
- ❖ Who actually owns the grinder pumps?
- ❖ If the electricity is out for several days: say like the ice storm? What will happen will the system be inoperable. How many flushes will that family have before it starts backing up into the homes?
- ❖ When people hear sewer system or plant they are thinking in terms of big cities as Beaumont, Port Arthur, or Orange, but in fact this system does not work the same and are not as good of a system.
- ❖ This system is maybe adequate for Green Acres but it is not a good or great system.
- ❖ Who is going to pay the price for problems or the cost of repairs to the plant?
- ❖ Who is going to keep the plant functioning and maintain it properly?
- ❖ All of this is a big economic hardship for the citizens of our community. We have a lot of elderly on fixed incomes who cannot pay another bill. We

have a lot of low income families with children who are not making ends meet now.

- ❖ Who is going to BAIL OUT this company or system when it gets into a financial bind or goes belly up? I guess we can take a number and stand in line at the White House for bail out money.

MLWP
6/16/83
PH
OPA
MAR 03 2008
HR

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERKS OFFICE

2008 MAR -3 PM 4:31

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Reference: Proposed Permit
No. WQ0014867001

Gentlemen:

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We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: Roy Leger

Address: P.O. - Box 489 HAMSHIRE

Ph. No. 409 7942085

MLW

PM
H

OPA

MWD
61635

APR 01 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 MAR 31 AM 10:43

BY

CHIEF CLERKS OFFICE

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

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Sincerely yours,

Name: Bert Manning
Address 14911 Boondocks Rd
Ph. No. 409-794-2091

mw

PM OPA HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

CHIEF CLERKS OFFICE

2008 MAR -3 PM 4:30

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

MWD
61633

Office of the Chief Clerk, MC 105
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Sincerely yours,

Name: Chris Matah

Address 20803 Burrell Wingate Bmt TX
77705

Ph. No. (409) 794-3028

MWD

PM
OPA
HR
MAR 09 2008
DAVID
6/16/33

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERKS OFFICE

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Sincerely yours,

Name: Beth Mc Dowen

Address 21325 Burrell-Wingate Rd.

Ph. No. (409) 794-2695

McD

PM OPA HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERKS OFFICE

2008 MAR -3 PM 4: 31

TEXAS
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ON ENVIRONMENTAL
QUALITY

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Sincerely yours,

Name: James McJannet

Address 21325 BURRELL WINGATE ROAD

Ph. No. 409-794-2695

MWD
6/633

MW

PM OPA H12

MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

CHIEF CLERKS OFFICE

2008 MAR -3 PM 4:31

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

MWD
6/6/33

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Austin, TX 78711-3087

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Sincerely yours,

Name: Candy Melancon

Address 13034 Thornton Dr. (12952)
^(mailing)
Thornton Dr

Ph. No. (409) 794-1636

MWD

TCEQ Public Meeting Form

Thursday, December 11, 2008

Fannett Sewer Service and Water Supply Corporation Proposed TPDES Permit No. WQ0014867001

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 DEC 12 PM 2:13

CHIEF CLERKS OFFICE

PLEASE PRINT:

Name: Candy Melancon

Mailing Address: 13034 Thornton Dr.

Physical Address (if different): 12952 Thornton Dr.

City/State: Beaumont TX Zip: 77705

Phone: (409) 794-11636

Please add me to the mailing list.

Are you here today representing a municipality, legislator, agency, or group?

Yes No

If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

Please give this to the person at the information table. Thank you.

DEC 11 2008

December 11, 2008 2008 DEC 12 PM 2:13

AT PUBLIC MEETING ^{SP}

Candy Melancon CHIEF CLERKS OFFICE
Thornton Dr. (Across Burrell-Wingate Rd. from proposed sewer site)
Beaumont, Texas 77705

I am a descendant of the Burrell and Wingate families, and live on property that has been in my family since the 1800's. I am concerned that a corporation has been formed and proposes to build a sewer plant across the road from my home.

I am concerned of the impact this will have on the people who live within that one mile radius of the proposed plant, which will include the odor and traffic that will generate from such a site.

I am also concerned that this corporation has or will purchase property that has no legal access. They have threaten my neighbor with condemnation.

I have questions about the expense of the service. We were told that the people who joined before a certain date only had to pay a few hundred dollars to sign up for the service, and later it would cost thousands of dollars get the service.

If the expense of this sewer plants exceeds the projected cost, who will pay for it?

Can West Jefferson Municipal Water District customers be forced to help pay the expense of this sewer debt without receiving sewer service?

Can the water customers be forced into getting the sewer service?

We know of at least two sewer systems this engineering company has designed who are struggling to be in compliance, and to pay for the sewer system as it was designed. What guarantees do we have that this proposed sewer plant will work as it was designed and will be built for the projected cost?

Has the property been acquired by the corporation where they plan to build the sewer plant?

Candy Melancon

Can this corporation apply for permits or begin any construction before TCEQ grants a permit

mcw

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

OPA RECEIVED

DEC 11 2008

December 11, 2008

2008 DEC 12 PM 2:13

AT PUBLIC MEETING

BP

Candy Melancon
Thornton Dr. (Across Burrell-Wingate Rd. from proposed sewer site)
Beaumont, Texas 77705

CHIEF CLERKS OFFICE

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Candy Melancon

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MW

OPA RECEIVED

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

DEC 11 2008

December 11, 2008

2008 DEC 12 PM 2:13

AT PUBLIC MEETING

Candy Melancon
Thornton Dr. (Across Burrell-Wingate Rd. from proposed sewer site)
Beaumont, Texas 77705

CHIEF CLERK'S OFFICE

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Candy Melancon

MW

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

OFFICE RECEIVED

DEC 11 2008

December 11, 2008

2008 DEC 12 PM 2:13

AT PUBLIC MEETING ^{BP}

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Beaumont, Texas 77705

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MW

DEC 11 2008

December 11, 2008

2008 DEC 12 PM 2:13

AT PUBLIC MEETING

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We know of at least two sewer systems this engineering company has designed who are struggling to be in compliance, and to pay for the sewer system as it was designed. What guarantees do we have that this proposed sewer plant will work as it was designed and will be built for the projected cost?

Has the property been acquired by the corporation where they plan to build the sewer plant?

Candy Melancon

Can this corporation apply for permits or begin any construction before TCEQ grants a permit.

MW

DEC 11 2008

December 11, 2008

2008 DEC 12 PM 2:13

AT PUBLIC MEETING ^{BP}

Candy Melancon
Thornton Dr. (Across Burrell-Wingate Rd. from proposed sewer site)
Beaumont, Texas 77705

CHIEF CLERK'S OFFICE

I am a descendant of the Burrell and Wingate families, and live on property that has been in my family since the 1800's. I am concerned that a corporation has been formed and proposes to build a sewer plant across the road from my home.

I am concerned of the impact this will have on the people who live within that one mile radius of the proposed plant, which will include the odor and traffic that will generate from such a site.

I am also concerned that this corporation has or will purchase property that has no legal access. They have threaten my neighbor with condemnation.

I have questions about the expense of the service. We were told that the people who joined before a certain date only had to pay a few hundred dollars to sign up for the service, and later it would cost thousands of dollars get the service.

If the expense of this sewer plants exceeds the projected cost, who will pay for it?

Can West Jefferson Municipal Water District customers be forced to help pay the expense of this sewer debt without receiving sewer service?

Can the water customers be forced into getting the sewer service?

We know of at least two sewer systems this engineering company has designed who are struggling to be in compliance, and to pay for the sewer system as it was designed. What guarantees do we have that this proposed sewer plant will work as it was designed and will be built for the projected cost?

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Candy Melancon

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MW

MWD
6/6/33

PM OPA HIC
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERKS OFFICE

2008 MAR -3 PM 4: 31

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Reference: Proposed Permit
No. WQ0014867001

Gentlemen:

We vehemently object to the construction of a Sewage Plant on the above-referenced proposed permit requested by Fannett Sewer Service and Water Supply Corporation.

The proposed construction site for this facility is adjacent to Burrell Gully to discharge treated sewage water and toxic waste. This area is prone to FLOODING and is NOT feasible for this plant. The foul odor emitted from this pollutant plant and quantity of water released could adversely affect the health and quality of life among citizens living on Burrell Wingate Road and a nearby Subdivision.

The people most affected by this proposed pollutant sewage plant have not been adequately notified regarding the details. This project has been handled in a very secretive and underhanded manner. The parties involved in construction of this plant would benefit by developing land near Green Acres Subdivision. Therefore, this plant should be built near property to be served and NOT adjacent to Burrell Gully.

We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours, ^{Fennell}

Name: Cathy Fennell

Address 8012 Rice

Ph. No. 794 3090

1700

MWJ
6/6/33

FANNETT ENVIRONMENTAL GROUP

PM OPA HR
MAR 03 2008

FEBRUARY 26, 2008

BY DH

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

Reference: Proposed Permit
No. WQ0014867001

CHIEF CLERKS OFFICE
2008 MAR -3 AM 10:42
TEXAS COMMISSION
ON ENVIRONMENTAL
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We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: Ms. Charlotte Rainey
Address 20314 Burrell Wingate Rd. Bmt. Tx 77705
Ph. No. (409) 794-2417

MWJ

MWD
6/6/33
PTT OPA HRC

MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

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Sincerely yours,

Name: Mr + Mrs. Bobby Thornton

Address 13034 Thornton Dr.

Ph. No. (409) 794-2295

MWD

MWD
6/6/33

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

PM OPA HR

CHIEF CLERKS OFFICE

2008 MAR -3 AM 10:42

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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

BY JM

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We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: David Bernsen
Address 19323 Burrell Wingate
Ph. No. 409 794 2234

MWD

MWD
6/16/33
PM **OPA** *HR*
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

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Sincerely yours,

Name: Eric & Missy Viator

Address 20538 Burrell-Wingate Rd
Beaumont, Tx

Ph. No. 409) 794-1009

77705

19710

MWD
6/6/33

PM OPA HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

Office of the Chief Clerk, MC 105
Texas Commission on Environmental Quality
P. O. Box 13087
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CHIEF CLERKS OFFICE

2008 MAR -3 PM 4:31

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Sincerely yours,

Name: Joey Villemez

Address 21088 HWY 73

Ph. No. Hanshire Texas

Phone ⁴⁰⁹⁻ 728-1668

MWD

8

TCEQ Public Meeting Form

Thursday, December 11, 2008

Fannett Sewer Service and Water Supply Corporation

Proposed TPDES Permit No. WQ0014867001

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 DEC 12 PM 2:13

CHIEF CLERKS OFFICE

PLEASE PRINT:

Name: Joey Villenez

Mailing Address: 21088 HWY. 73

Physical Address (if different): Saint

City/State: Hamskire Texas Zip: 77622

Phone: (409) 728-1668

Please add me to the mailing list.

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments at tonight's public meeting.
(Written comments may be submitted at any time during the meeting)

Please give this to the person at the information table. Thank you.

mw

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PM
OPA
HR
MAR 03 2008

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

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

CHIEF CLERK'S OFFICE

2008 MAR -3 PM 4:30

TEXAS
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We request a Public Meeting and Contested Hearing. All future correspondence should be directed to Attorney David Bernsen, 490 Park Street, Beaumont, TX 77701, Telephone No. 409/832-1957.

Sincerely yours,

Name: James V. Walsh

Address 20705 Burrell Wingate Rd
Beaumont
77705

Ph. No. 409 7942620

MWD

MWD
2/16/33

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

PM OPA HR

MAR 03 2008

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

Reference: Proposed Permit
No. WQ0014867001

2008 MAR -3 PM 4:30
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Sincerely yours,

Jim
Name: Don Wingate
Address 13312 Luffeth Rd.
Ph. No. 409 794 2363

MWD

2008 MAR -3 PM 4:31

CHIEF CLERKS OFFICE

FANNETT ENVIRONMENTAL GROUP

FEBRUARY 26, 2008

Office of the Chief Clerk, MC 105
Texas Commission on Environmental Quality
P. O. Box 13087
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Sincerely yours,

Name:

David Wood

Address

14539 Boondocks RD.

Ph. No

(409) 794-2598

MWD
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HR
MAR 03 2008

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FANNETT ENVIRONMENTAL GROUP

APR 01 2008

FEBRUARY 26, 2008

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 MAR 31 AM 10:43

BY DL

CHIEF CLERKS OFFICE

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

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Sincerely yours,

Name: Wayne Knight
Address: 14876 Boondocks Rd
Ph. No. 409-1794-2778

MW