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September 11, 2009

TCEQ Office of Chief Clerk
Attn: Agenda Docket Clerk, MC 105
P.O. Box 13087
Austin, Texas 78711-3087

Re: Application of Las Lomas Municipal Utility District No. 4 of Kaufman County for Permit No. WQ0014803-001; TCEQ Docket No. 2009-1026-MWD

Dear Sir or Madam:

Please accept this letter as the response of Las Lomas Municipal Utility District No. 4 of Kaufman County ("Applicant") to the hearing requests regarding the above-referenced application.

Applicant takes no position regarding whether the hearing requests of Agripina, Andres, and Rhonda Benavidez should be granted. Applicant does note that the Texas Commission on Environmental Quality ("TCEQ" or "Commission") has no jurisdiction over property values, the "country view," or noise.

Applicant respectfully urges the Commission to deny the hearing requests of James and Patricia Flewellen, Karen and Michael Johnson, and Milowe and Janice Jungjohann. These requestors state only that the proposed permit is "disturbing" to them. As required by Section 55.201(d) of the TCEQ rules, 30 Texas Administrative Code, they fail to identify any personal justiciable interest that will be affected by the application, and they also do not list any relevant and material issues of fact that are basis of their requests. In addition, the Flewellens and the Johnsons fail to explain their location or distance from the proposed wastewater treatment plant.

Applicant also urges the Commission to deny the remaining hearing requests, made by Jack Herring, Zoe Howland, Jonathan and Julie McDougal, and Nelda and Steve Timmons. These requestors also fail to explain their location or distance from the proposed plant. Applicant's research shows that they are all located substantially more than a mile away. The Timmons' address is in a completely different county. Ms. Howland and the McDougals fail to identify any personal justiciable interest that will be affected by the application or any relevant and material issues. In addition to the issues noted above that are outside the TCEQ's

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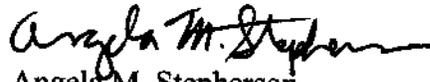
Page 2

jurisdiction, Applicant would also note that the TCEQ has no authority over flooding (referenced in Mr. Herring's letter).

Finally, if any hearing requests are granted, Applicant requests that the application be referred to Alternative Dispute Resolution for a period of six weeks prior to referral to the State Office of Administrative Hearings.

I hereby certify that a copy of this document has been provided by fax or regular mail to all persons on the mailing list, except the TCEQ Chief Clerk, who has been served by electronic filing.

Very truly yours,


Angela M. Stepherson

cc: Mailing List

MAILING LIST
LAS LOMAS MUNICIPAL UTILITY DISTRICT NO. 4
DOCKET NO. 2009-1026-MWD; PERMIT NO. WQ0014803001

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**FOR ALTERNATIVE DISPUTE
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Mr. Kyle Lucas
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FOR THE CHIEF CLERK:

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***See attached list of Requesters/Interested
Persons.***

REQUESTER(S)

AGRIPINA & ANDRES BENAVIDEZ
PO BOX 2245
TERRELL TX 75160-0042

AGRIPINA & ANDRES BENAVIDEZ
9024 N FM 148
TERRELL TX 75160

ANDRES & RHONDA BENAVIDEZ
9024 N FM 148
TERRELL TX 75160-7418

JAMES & PAT FLEWELLEN
8149 COUNTY ROAD 272
TERRELL TX 75160-7525

JACK HERRING
8077 WILLOW LN
TERRELL TX 75160-6803

ZOE HOWLAND
2812 FM 987
KAUFMAN TX 75142-5324

KAREN & MICHAEL JOHNSON
8141 COUNTY ROAD 272
TERRELL TX 75160-7525

JANICE & MILOWE JUNGJOHANN
9601 N FM 148
TERRELL TX 75160-6524

JONATHON & JULIE MCDOUGAL
8066 WILLOW LN
TERRELL TX 75160-6836

NELDA & STEVE TIMMONS
1800 EASTFORK LN
WYLIE TX 75098-7796

PUBLIC OFFICIALS - INTERESTED PERSON(S)

THE HONORABLE BETTY BROWN
TX HOUSE OF REPRESENTATIVES DIST 4
PO BOX 2910
AUSTIN TX 78768-2910

INTERESTED PERSON(S)

JAMES E & KATHY L BATES
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TERRELL TX 75160-6524

KATHY BATES
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ANDY & RHONDA BENAVIDEZ
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TERRELL TX 75160-7418

GLENN CALDWELL
PO BOX 210
TERRELL TX 75160-0004

JERRY & MARGIE SIMS
8720 N FM 148
TERRELL TX 75160-7416

JEFF & TERRY SPECKMAN
9172 N FM 148
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