

PRAIRIE VIEW ASSOCIATION FOR ENVIRONMENTAL QUALITY  
Post Office Box 365  
Prairie View, Texas 77446

November 23, 2009

Ms. LaDonna Castaneula, Chief Clerk  
Texas Commission on Environmental Quality  
Office of the Chief Clerk  
Post Office Box 13087 - Mail Code 105  
Austin, TX 78711-3087

ATTN: Agenda Docket Clerk

RE: Docket No. 2009-1691-AIR  
East Texas Precast Co., Ltd.  
Requests filed on Permit No. 86593

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
2009 NOV 30 PM 2:42  
CHIEF CLERKS OFFICE

This letter is submitted on behalf of each "Affected Person" for **Reconsideration** and reply to the responses. Seven copies of maps and photo- illustrations are enclosed.

The requesters will be present at the Public Meeting, December 9, 2009 in Austin, Texas.

If additional information is required, please contact any of the persons listed below.

Sincerely,



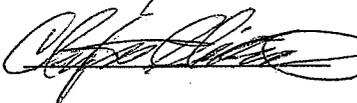
Marshall V. Brown  
P.O. Box 2072  
Prairie View, TX 77446  
PH 936 857-3528  
301 SYCAMORE

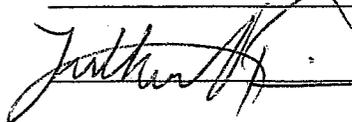
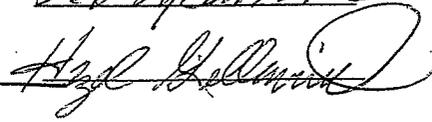
Clifton Gilliard  
P. O. Box 2146  
Prairie View, TX 77446  
PH 936 857-9789  
300 SYCAMORE

Esel Bell  
P.O. Box 937  
Prairie View, TX 77446  
PH 936 857-3332  
200 UNIVERSITY DR.

Luther Francis  
P.O. Box 2115  
Prairie View, TX 77446  
PH 936 857-3473  
201 HILL ST.

Hazel Gilliard  
P. O. Box 2146  
Prairie View, TX 77446  
PH 936 857-9789  
300 SYCAMORE

 Esel Bell

**MAILING LIST**  
**EAST TEXAS PRECAST CO., LTD.**  
**DOCKET NO. 2009-1691-AIR; PERMIT NO. 86593**

**FOR THE APPLICANT:**

Richard Schultz, Plant Manager  
East Texas Precast Co., Ltd.  
P.O. Box 579  
Waller, Texas 77484-0579  
Tel: (281) 463-0654  
Fax: (936) 857-3738

Charles Firth

AARC Environmental, Inc.  
2500 Wilcrest Drive, Suite 460  
Houston, Texas 77042-2754  
Tel: (713) 974-2272  
Fax: (713) 339-2272

**FOR THE EXECUTIVE DIRECTOR:**

Chisum Cooke, Staff Attorney  
Texas Commission on Environmental Quality  
Environmental Law Division, MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-0600  
Fax: (512) 239-0606

Michael Gould, Technical Staff  
Texas Commission on Environmental Quality  
Air Permits Division, MC-163  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-1097  
Fax: (512) 239-1300

Beecher Cameron, Technical Staff  
Texas Commission on Environmental Quality  
Air Permits Division, MC-163  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-1495  
Fax: (512) 239-1300

**FOR PUBLIC INTEREST COUNSEL:**

Mr. Eli Martinez, Attorney  
Texas Commission on Environmental Quality  
Public Interest Council, MC-103  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-6363  
Fax: (512) 235-6377

**FOR OFFICE OF PUBLIC ASSISTANCE:**

Ms. Bridget Bohac, Director  
Texas Commission on Environmental Quality  
Office of Public Assistance, MC-108  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4000  
Fax: (512) 239-4007

**FOR ALTERNATIVE DISPUTE  
RESOLUTION:**

Mr. Kyle Lucas  
Texas Commission on Environmental Quality  
Alternative Dispute Resolution, MC-222  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4010  
Fax: (512) 239-4015

**FOR THE CHIEF CLERK:**

Ms. LaDonna Castañuela  
Texas Commission on Environmental Quality  
Office of Chief Clerk, MC-105  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3300  
Fax: (512) 239-3311

*See attached list of Requesters/Interested  
Persons.*

**REPLY: Affected Persons That Reside Within 440 Yards of  
the East Texas Precast Plant, Prairie View, Texas**

**Exhibit A Revised Map**

In the spring of 2009 (after submitting an application to expand the plant) the East Texas Precast Plant began to make changes in the plant by expanding or rearranging the site, to a present size that is larger than the plant's previous size. The Stack House (Emissions Point) has been relocated to a position farther south, away from some of the affected homes, but closer to other homes. Exhibit A Map shows the dimensions from the location of the original Emissions Point to the homes of the affected persons.

Most of the contaminated cement dust is produced by a number of large trucks that travel over the dust-filled driveway located on the west side and the center of the plant site. Some dimensions were measured to the original Stack House location.

The three homes that are located closest to the plant were not included on the requester's list for some unknown reason.



EAST TEXAS PRE-CAST CO. LTD.  
PERMIT NO. 86593

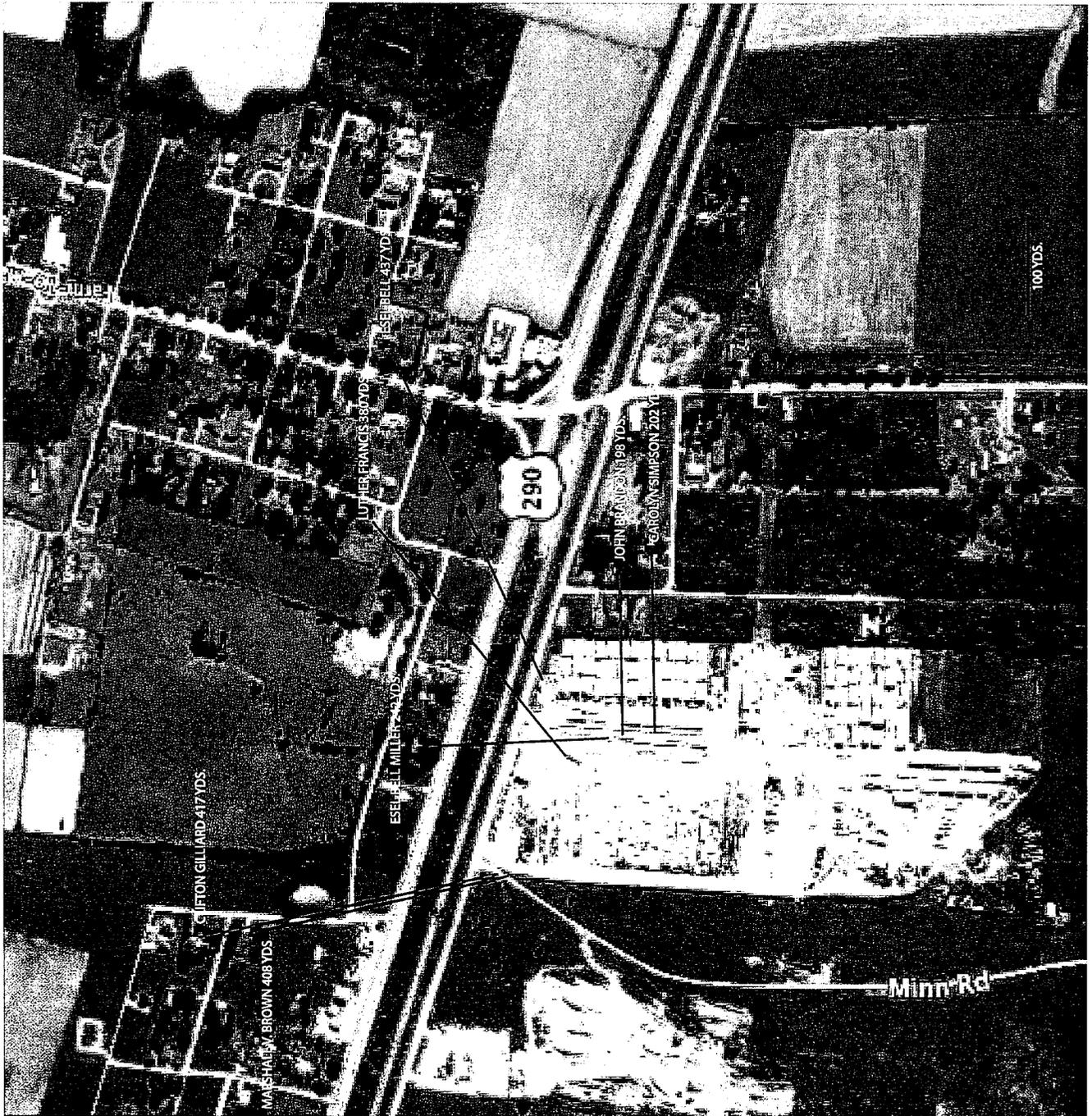
PRAIRIE VIEW ASSOCIATION FOR  
ENVIRONMENTAL QUALITY  
P.O. BOX 365  
PRAIRIE VIEW, TEXAS 77446

PROPERTY LESS THAN 440 YDS.

CAROLYN SIMPSON  
MARSHALL BROWN PE

CITY: PRAIRIE VIEW  
COUNTY: WALLER  
STATE: TEXAS

EXHIBIT A MAP



Reply to Response 4

“ The East Texas Precast Plant should not impact the quality life of residents living near the plant.”

The people who reside near the plant have been negatively impacted by plant emissions, particularly the elderly and children. The citizens of Prairie view are experiencing high levels of cancer, Alzheimer, strokes, heart failure, kidney failure, respiratory problems, nose-bleeds, and palsy. Many citizens have succumbed to some of these diseases, before the age of sixty-five, and some were less than sixty. We believe that the tremendous amounts of diseases occurring in this small community are related to the East Texas Precast Plant.

The applicant is out of compliance with EPA Regulation 40 C.F.R. & 50.2

Reply To: “The applicant represents the facility will not operate at night; the 10 hours of operation will be conducted during day-light hours. **(Not in compliance with application)** Reply: The plant often operates at 4:00 to 5:00 A.M. during the week. The bright lights and noise during early morning hours deprive residents of tremendous amounts of sleep and rest. Dust emissions and smoke from burning that produced a toxic odor often causing nausea, breathing difficulty, and dizziness.

**Exhibit C** Reply to: “The Standards Permit requires water controls and paved roads on site.” Out of Compliance: The plant’s roads are not paved, thus creating dust emissions.

**Exhibit D** Reply to Response 9: “The TCEQ has jurisdiction over stock-piles, establishment of maintenance, and buffer zones. Exhibit C reveals stock-piles of concrete beams and dilapidated equipment full of dust emissions, less than 10 feet from property lines of homes on the East side of the plant site. **There is no Buffer.**

Exhibit B Shows:

- Dust emissions in front of the plant.
- Cement dust on roadway at north side of the plant site.
- Cement dust on foliage at the north side of the site.

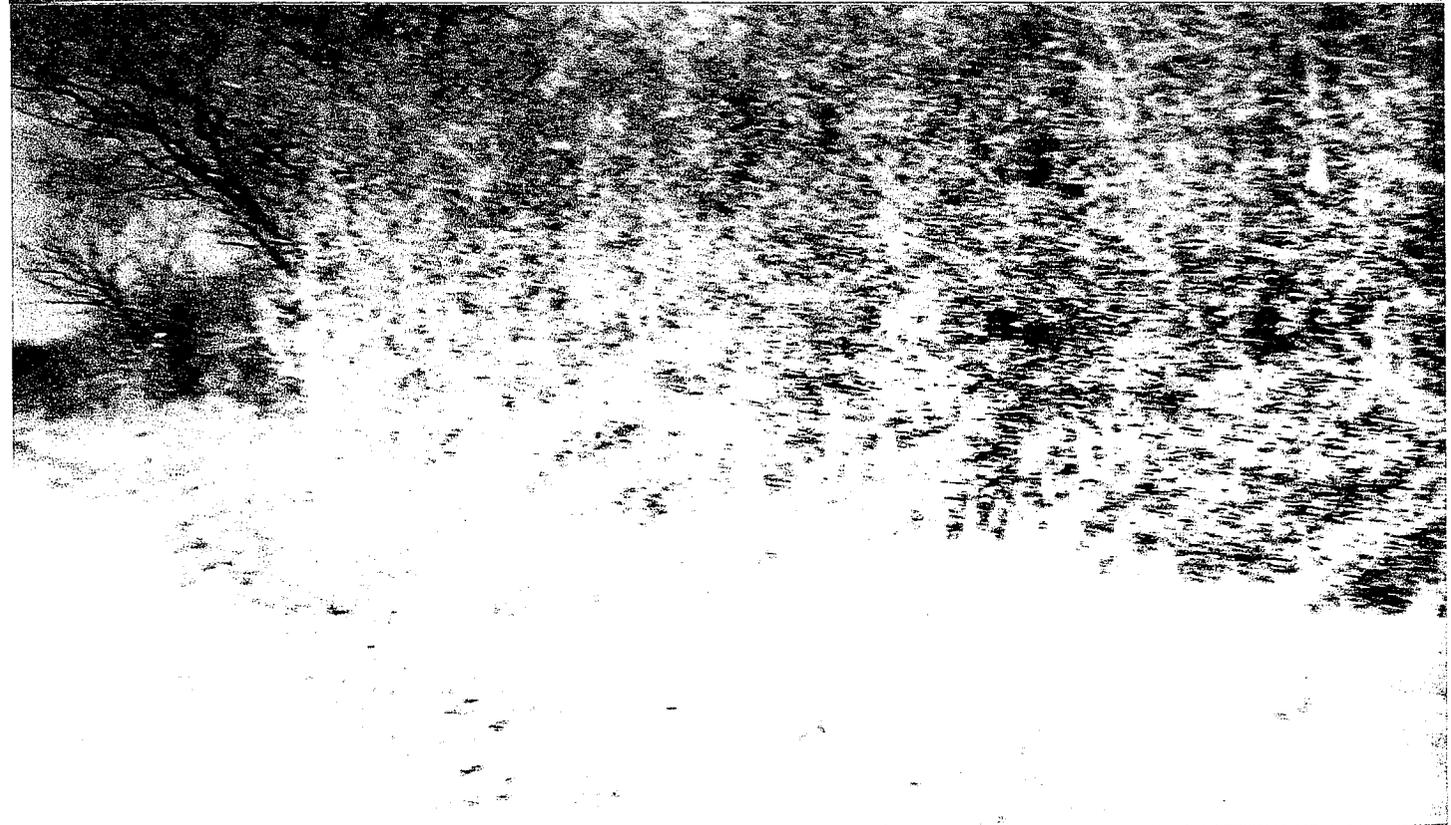
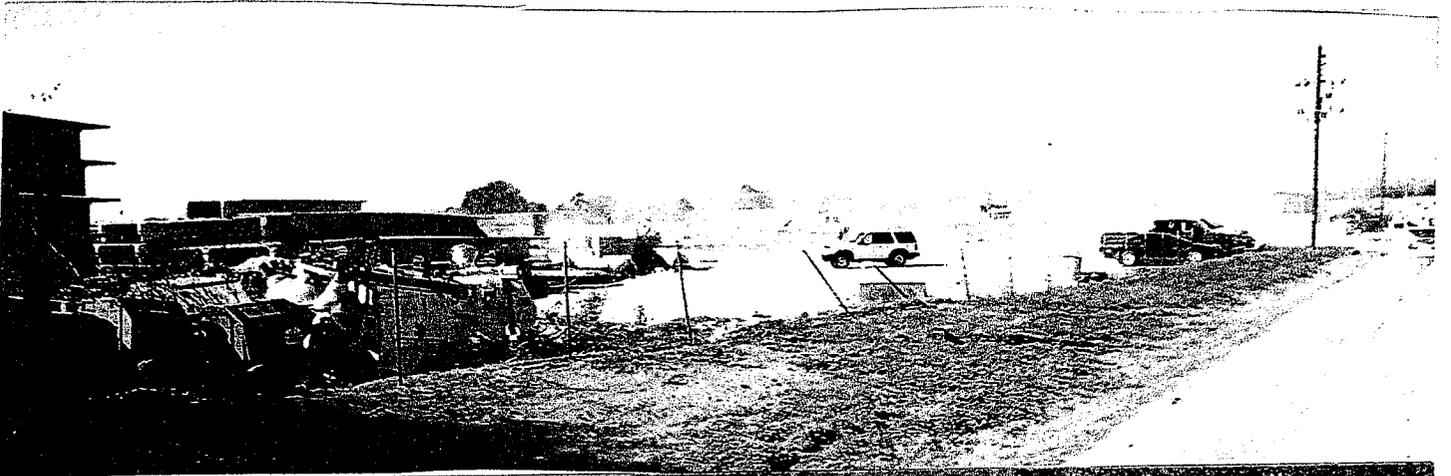
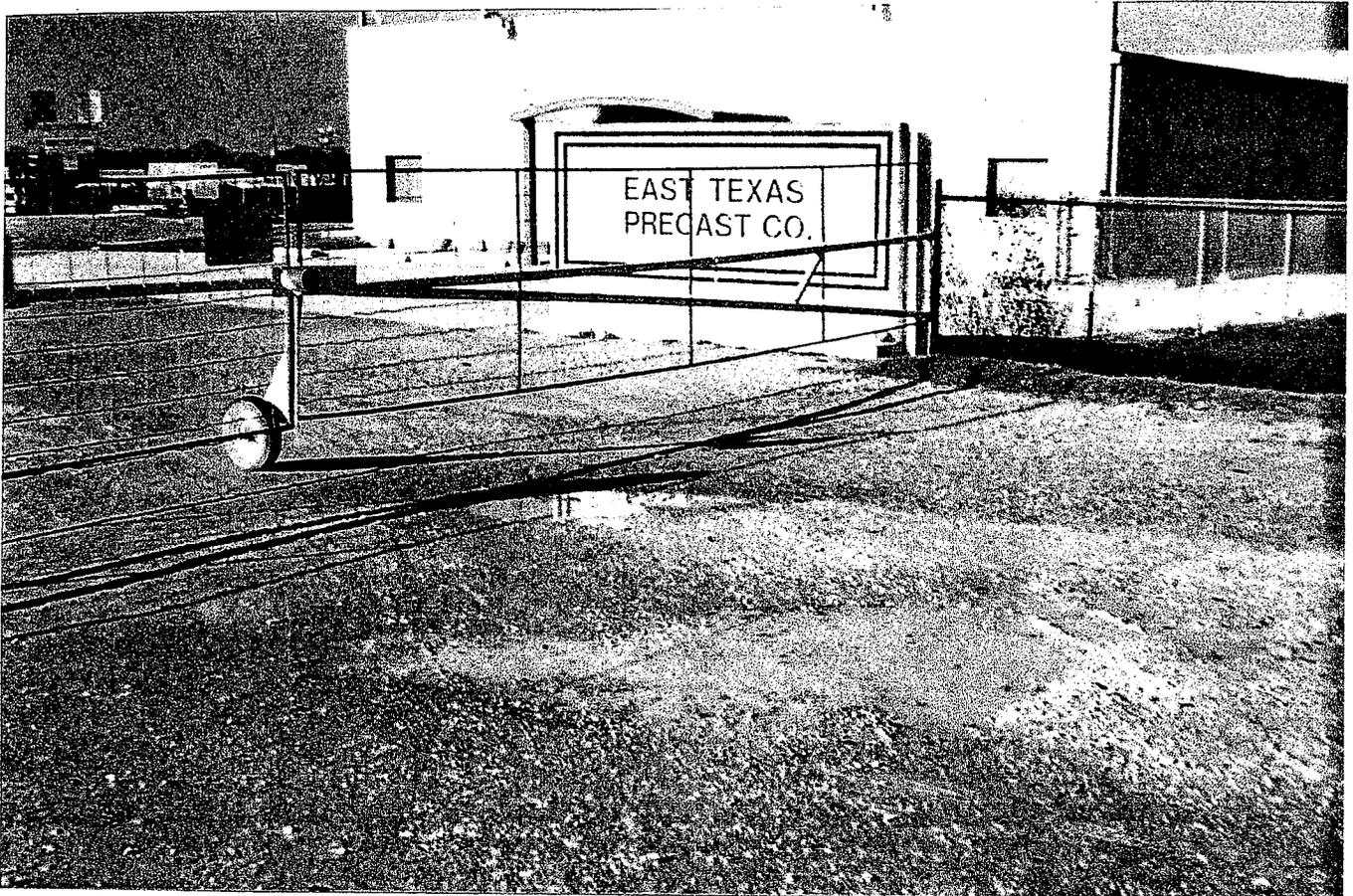


Exhibit C: Reply to Response II

The center driveway and the west driveway show the appearance after a heavy rain; the driveway surfaces do not appear to be paved.



## **EXHIBIT C: Cement dust on the roadway**



## **EXHIBIT D: REPLY TO RESPONSE 9**

The TCEQ has jurisdiction over stockpiles, establishment of maintenance, and buffer zones. The existing buffer zone is less than 10 feet from property lines of homes adjacent to the plant.



## Reply to Response 13: Facility Location

See Exhibit "E" Map

The map shows the cities of Prairie View, Texas and Hempstead, Texas are 6 miles apart.

- A copy of the Standard Permit was placed in the Hempstead Library. This was misleading to the residents of Prairie View.
- The Public Notice in the news paper was misleading; residents of Prairie View thought the notice was for a plant that was located in the city of Hempstead, Texas, not in the city of Prairie View.
- The Hempstead Postal Service delivers mail to a Route Box Number Mailing Address. The Postal Service does not determine the city's property line.
- The East Texas Precast Co. pays property taxes to the city of Prairie View, because the plant is located in the city of Prairie View. Therefore, the application is misleading and possibly represents "Deceptive Trade Practice". For this reason, this application should be withdrawn.

