

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 5/10/2010 4:02 PM
Subject: Fwd: Public comment on Permit Number WQ0014970001
Place: PUBCOMMENT-OCC2

PM
H

>>> PUBCOMMENT-OCC 5/10/2010 1:44 PM >>>

>>> <cowfeed@birch.net> 5/10/2010 1:07 PM >>>

MKD
72389

REGULATED ENTY NAMESHADY HILL OAKS WASTEWATER TREATMENT PLANT

RN NUMBER:RN105899389

PERMIT NUMBER:WQ0014970001

DOCKET NUMBER:

COUNTY:TARRANT

PRINCIPAL NAME:PHW EMW AWB & EB TEXAS LLC

CN NUMBER:CN603648817

FROM

NAME:JEFFREY GRIFFITH

E-MAIL:cowfeed@birch.net

COMPANY:N/A

ADDRESS:6026 CAREY RD

FORT WORTH TX 76140-8010

PHONE:8179298205

FAX:8178600784

COMMENTS:Ref: Proposed Permit # WQ0014970001 Shady Hill Oaks Wastewater Treatment Plant. I'm Jeffrey Griffith and I own a home very close to the point of discharge only 193 yards away. My wife child, animals and other children in the area would be adversely affected by the installation of this system not excluding the effects further downstream. The excessive amount of waste water introduced into the area would cause irreparable contamination, diseased breeding ground for west Nile virus and other diseases and destruction of an ecofriendly downstream. I am respectfully requesting a public meeting and (if necessary) a Contested Case Hearing. Please notify me the date for a hearing. I, DID NOT RECEIVE A NOTICE FOR THIS REQUESTED APPLICATION NOR DID OUR NEIGHBORS NOR DID WE SEE A REQUEST OF PUBLIC NOTIFICATION FOR A ZONING CHANGE AT THE PROPERTY REQUESTING THE CHANGE. TO ME WE ARE WITNESSING DECEPTIVE PRACTICES ON PART OF THE INTERESTED PARTY BECAUSE IT WOULD BE A HEALTH AND ENVIRONMENTAL HAZARD TO NEIGHBORING PROPERTIES Respectfully Jeffrey Griffith.

MKD

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 5/10/2010 9:48 AM
Subject: Fwd: Public comment on Permit Number WQ0014970001
Place: PUBCOMMENT-OCC2

MKD
7/23/89

PM
H
>>> PUBCOMMENT-OCC 5/10/2010 8:05 AM >>>

>>> <pkfrazier@gmail.com> 5/8/2010 5:09 PM >>>

REGULATED ENTY NAMESHADY HILL OAKS WASTEWATER TREATMENT PLANT

RN NUMBER:RN105899389

PERMIT NUMBER:WQ0014970001

DOCKET NUMBER:

COUNTY:TARRANT

PRINCIPAL NAME:PHW EMW AWB & EB TEXAS LLC

CN NUMBER:CN603648817

FROM

NAME:Donald Kinkade

E-MAIL:pkfrazier@gmail.com

COMPANY:

ADDRESS:5400 MITCHELL SAXON RD

FT WORTH TX 76140-8018

PHONE:8175168428

FAX:

COMMENTS:REF: Proposed Permit #WQ0014970001 Shady Hill Oaks Wastewater Treatment Plant. My name is Donald Kinkade. I own 10.7 acres in the general area of this permit request. My property address is 5400 Mitchell Saxon Road Ft Worth, TX 76140. My property is approximately 400 yards due west of the applicants property. They are proposing to discharge up to 20,000 gallons of wastewater per day into an unnamed tributary. This tributary goes across land that is used to water live stock. There are also stock tanks and shallow wells in the area. There will be irreparable damage /contamination/public health issues to the neighboring properties as well as possible devaluation of property and quality of life in the area. The discharge could affect the eco system/fish and drinking water. The unnamed tributary eventually ends up in Lake Arlington. All the neighbors I have talked to are opposed of this permit with its possible odor and sludge problems. I am respectfully requesting a public meeting and (if necessary) a Contested Case Hearing. Please notify me the deadline date for comments Respectfully, Donald Kinkade

MKD

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 5/10/2010 4:05 PM
Subject: Fwd: Public comment on Permit Number WQ0014970001
Place: PUBCOMMENT-OCC2

MKID
72389

H

>>> PUBCOMMENT-OCC 5/10/2010 10:28 AM >>>

>>> <deepranch@gmail.com> 5/10/2010 9:42 AM >>>

REGULATED ENTY NAMESHADY HILL OAKS WASTEWATER TREATMENT PLANT

RN NUMBER:RN105899389

PERMIT NUMBER:WQ0014970001

DOCKET NUMBER:

COUNTY:TARRANT

PRINCIPAL NAME:PHW EMW AWB & EB TEXAS LLC

CN NUMBER:CN603648817

FROM

NAME:Erwin Kraehemann

E-MAIL:deepranch@gmail.com

COMPANY:

ADDRESS:1018 OAK TREE DR

FORT WORTH TX 76140-9725

PHONE:8174785880

FAX:

COMMENTS:I live directly East of the Shady Hill Oaks Trailer Park and I am concerned about the proposed water treatment facility. Ever since we moved here we have had problems with occasional odor from their sewage system. There has also been runoff from their system onto our property and over the years we have lost several mature oak trees. I am concerned that the proposed increase in the number of homes in the park will create a larger problem and the runoff from the proposed treatment plant into a creek and eventually into Lake Arlington will have a negative impact on the environment, including fish and livestock. I would like to request a public hearing on this matter. Sincerely Erwin Kraehemann

EW

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 5/6/2010 8:11 AM
Subject: Fwd: Public comment on Permit Number WQ0014970001
Place: PUBCOMMENT-OCC2

MWD
72389

PM
H

>>> PUBCOMMENT-OCC 5/5/2010 8:01 AM >>>

>>> <carlmooretexas@gmail.com> 5/5/2010 12:24 AM >>>

REGULATED ENTY NAMESHADY HILL OAKS WASTEWATER TREATMENT PLANT

RN NUMBER:RN105899389
PERMIT NUMBER:WQ0014970001
DOCKET NUMBER:
COUNTY:TARRANT
PRINCIPAL NAME:PHW EMW AWB & EB TEXAS LLC
CN NUMBER:CN603648817
FROM
NAME:Carl Moore
E-MAIL:carlmooretexas@gmail.com
COMPANY:
ADDRESS:PO BOX 1348
KENNE DALE TX 76060-1348
PHONE:8173195000
FAX:8174834545

COMMENTS:Ref: Proposed Permit #WQ0014970001 Shady Hill Oaks Wastewater Treatment Plant My name is Carl Moore. I own approx. 180 acres in the area of this permit request. My property addresses are 5700 Rendon New Hope Rd., 5601 Mitchell Saxon, 5401 Mitchell Saxon, 5521 Mitchell Saxon. All Fort Worth addresses with 76140 zip code. My property starts approx. 120' from the edge of the applicants property. I would be adversely affected by the installation of this system. My property lies within the discharge route of the system on both sides of the road. They are proposing to discharge up to 20,000 gallons per day into an unnamed tributary. The tributary goes across land that is used to water livestock and there are stock ponds and shallow wells in the area. Their point of discharge is only approximately 156' from the end of their property. The discharge will be dumped onto neighboring properties. This will cause irreparable damage/contamination/public health issues to the neighboring properties as well as possible devaluation of property and quality of life in the area. The unnamed tributary feeds a creek approximately .5 mile from the discharge point that feeds Lake Arlington. The discharge could disturb the ECO system/fish and drinking water. The permit is asking to put 80 trailers/RV's on a piece of land that is only approx. 1100' x 420'. The majority of all discharge is being dumped on other properties. There are nice residential homes along both sides of the property. There could be issues with odor, sludge, etc. In summary, I believe that the installation/discharge of the system will cause irreparable damage, cause Public Health issues, and have an environmental impact on the people and livestock in the area and down the discharge route (Lake Arlington) etc. I have been out of town and just received my notice. I talked to many neighbors and only 1 said he received the notice regarding the permit. All of the neighbors I talked to do not want this permit to be approved. I am respectfully requesting a public meeting and (if necessary) a Contested Case Hearing. Please notify me the deadline date for comments. Respectfully, Carl Moore

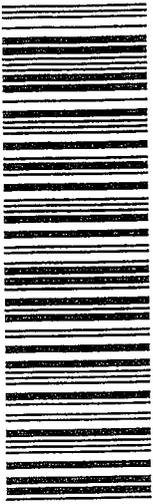
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CHIEF CLERKS OFFICE

2010 MAY - 3 PM 2:56

ON ENVIRONMENTAL QUALITY

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 9/28/2010 8:32 AM
Subject: Fwd: Public comment on Permit Number WQ0014970001
Place: PUBCOMMENT-OCC2

MWD
 72389

>>> PUBCOMMENT-OCC 9/28/2010 8:04 AM >>>

>>> <carlmooretexas@gmail.com> 9/27/2010 7:04 PM >>>

REGULATED ENTY NAME SHADY HILL OAKS WASTEWATER TREATMENT PLANT

RN NUMBER: RN105899389

PERMIT NUMBER: WQ0014970001

DOCKET NUMBER:

COUNTY: TARRANT

PRINCIPAL NAME: PHW EMW AWB & EB TEXAS LLC

CN NUMBER: CN603648817

FROM

NAME: Carl Moore

E-MAIL: carlmooretexas@gmail.com

COMPANY:

ADDRESS: PO BOX 1348

KENNEDALE TX 76060-1348

PHONE: 8173195000

FAX: 8174834545

COMMENTS: I spoke at the public hearing. I want to reiterate my concerns with this permit. The discharge route as shown in their application is dumping on private property. The discharge dumps into what they call an unnamed tributary which will have a continuous flow of water across private property that boards livestock(horses and cattle)as a business as well as Alpine Gun Range that has public customers on a daily basis. This tributary is dry unless we have rain. The continuous water flow will make a health hazard due to mosquitos/west nile possibility, and if discharge gets out of balance and has an odor(even for a short period of time until they get it back in standards), could cost the owner's their business(boarders move livestock, public not wanting to come to gun range due to odor, etc). This tributary is crossed on a daily basis to access other parts of the property. Kids play in it and it is within 50' of the residence. This can do irreparable damage to the whole community(property values, health hazards, quality of living). It is not right for someone to start up a business for profit and dump their treated waste on others private property and jeopardize their health and business. If this permit is given, I believe they must find an appropriate discharge route and put a pipe underground all the way to Elm Branch. They are piping it underground in the County easement along the road, why wouldn't they be required to do the same all the way to an approved discharge point. If it is an environmental issue in the County road bar ditch, it sure is an issue on peoples private property. In your draft permit, you state "the issuance of this permit does not grant to the permittee the right to use private or public property for conveyance of wastewater along the discharge route described in this permit. It is the responsibility of the permittee to acquire property rights as may be necessary to use the discharge route." To the best of my knowledge, this has NOT been done. Also, at the hearing the City of Ft. Worth Rep.Darrell Andrews said that the discharge is only 4.9 miles away from Lake Arlington (less than what the applicant stated) which makes the permit have to meet more standards/restrictions and further studies be performed. This must be addressed. He also stated that the applicant had verbally agreed with him to add more phosphorus and get a Class C (not Class D)licensed operator to oversee the plant. The applicant did not mention this at the hearing. Is the applicant going to do what he said? Mr. Andrews also mentioned that Lake Arlington was originally on a concerned lake list in February and later removed from the list. It is obvious that the quality of the City drinking reservoir is a concern and that Lake Arlington needs to be maintained to a high standard. City of Arlington Rep. Julia Hunt states that she has concerns that you don't look at the permits on a cumulative basis rather than an individual basis. It is obvious that both Fort Worth and Arlington have concerns about this permit. It is obvious from the turnout at the hearing that there are concerns regarding the health concerns and environmental impact of this permit from Fort Worth Water Dept, Arlington Water Dept, neighbors, State Rep Chris Turner, and the entire community surrounding this Mobile Home Park. I plea that you do not issue this permit. I believe the applicant is trying to put the cheapest system in he can for profit and doesn't care about the overall health or hazards/environmental impact he is putting on the community. I have no problem with him putting in his own disposal system and dumping it on his own property - Just don't dump it on others. Restrict him to expanding his trailer park to the amount of waste he can handle on his own property. Don't allow him to put 80 trailers in an area that only has about 15 now. I ask him if he was putting in a new or used system. He wouldn't comment. I know you have guidelines and regulations regarding the daily operations of the prepackaged systems. When there is a problem, there is not an IMMEDIATE fix. It takes days. Our community can't tolerate or take a chance of the damages that the odor and environmental/health concerns that this applicant is proposing. In summary, I do not believe the applicant has met all of the criteria to be issued a permit. The 4.9 mile distance to the lake creates more questions/studies to be answered. The discharge route is on private property and creates a hazard/environmental/health concerns. ♦ The City of Arlington and Fort Worth have concerns that haven't been answered. The applicant made verbal committments to the City of Fort Worth but didn't address them in writing as of the hearing. Have their been enough cumulative studies to know the impact of this discharge to the drinking water in the City of Arlington. I request that you do not issue them a permit. It is obvious

CM

that this applicant is trying to put 80 mobile homes in an area that should have a max of 40 (not has approx. 15) and discharge its waste on others to the detriment and environmental/health concerns of the community. Please do not allow this applicant the opportunity to destroy the healthy environment we have in our community. I have no problem with him having wastewater discharge systems in place on his own property and discharging all waste on his own property. Just don't put it on others!♣

2

TCEQ Public Meeting Registration Form

September 21, 2010

PHW, EMW, AWB & EB Texas, LLC
Proposed TPDES Permit No. WQ0014970001
IP 158494

PLEASE PRINT

Name: CARL MOORE

Mailing Address: PO Box 1348 Kennedale, TX 76060

Physical Address (if different): 5700 Rendon New Hope Rd Ft Worth, TX 76146

City/State: _____ Zip: _____

This information is subject to public disclosure under the Texas Public Information Act

Email: CARLMOORETEXAS@GMAIL.COM ✓

Phone Number: (817) 319-5000

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

If yes, which one? _____

Please add me to the mailing list.

I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

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

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2010 SEP 22 AM 11:29
CHIEF CLERKS OFFICE

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

mw

MIUD
72389

May 5, 10

TEX
COMMISSION
ON ENVIRONMENTAL
QUALITY

To Texas Commission of Environmental
Quality : MAY 10 2010 AM 10:16
CHIEF CLERKS OFFICE

H BY ML

In regard to application PHW, EMW,
AWB, and EB Texas, LLC, P.O. Box 1464,
Mansfield, Texas 76063-1464 for proposed
Texas Pollutant Discharge Elimination
System, permit no. WQ 0014970001
CEPA I-D. No. Tx. 0132586, I, Lester
Parker, owner and resident of fourteen
acres at 5609 Mitchell Saxon, Fort Worth,
Texas, 76140, phone 817-561-6737, about
1/4 mile from proposed treated waste water
facility, would like to submit my public
comments.

I am 62 years of age and very concerned
about mosquitoes and The West Nile
disease that they carry and spread. This
unnamed tributary runs just 100 feet
from the back door of my house.

This unnamed tributary runs across
my fourteen acres of land. I raise horses
and long horn cattle on this property.
Horses also are subject to The West Nile
disease.

I have serious concerns about my horses
and cows drinking this treated waste water
from this tributary.

ML

I walk across this tributary every day to feed my horses, horses and cows are on both sides of this tributary.

This tributary also runs adjacent to my stock tank from which the horses and cows drink.

I also have a shallow water well no more than two hundred feet from this tributary. On occasion, I use this well for irrigation and to water my horses. My concern is that the stock tank and the well will become contaminated.

If this applicant would like to become a "slum lord", he should suffer the consequences in his own back yard, not in mine!

I request a contested case hearing

Les Parker

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

CHIEF CLERKS OFFICE



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

PROPOSED PERMIT NO. WQ0014970001

APPLICATION. PHW, EMW, AWB & EB Texas, LLC, P.O. Box 1464, Mansfield, Texas 76063-1464, has applied to the Texas Commission on Environmental Quality (TCEQ) for proposed Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0014970001 (EPA I.D. No. TX0132586) to authorize the discharge of treated wastewater at a volume not to exceed a daily average flow of 20,000 gallons per day. The domestic wastewater treatment facility will be located at 5566 Mitchell Saxon Road, approximately 0.5 miles east of the intersection of Banks Road and Mitchell Saxon Road, approximately 90 feet south of Mitchell Saxon Road in Tarrant County, Texas 76140. The discharge route is from the plant site via pipe into an unnamed tributary. TCEQ received this application on March 8, 2010. The permit application is available for viewing and copying at the TCEQ Region 4 office, 2309 Gravel Drive, Fort Worth, Texas.

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

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

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

If comments are received, the mailing will also provide instructions for requesting reconsideration of the Executive Director's decision and for requesting a contested case hearing. A contested case hearing is a legal proceeding similar to a civil trial in state district court.

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

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

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

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

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

Further information may also be obtained from PHW, EMW, AWB & EB Texas, LLC at the address stated above or by calling Edwin Bland at (817) 902-3060.

Issuance Date: April 1, 2010

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From Les Parker
5609 Mitchell Saxon
Fort Worth, TX. 76140

TO office of the Chief Clerk
MC105 TCEQ
P.O. Box 13087
Austin, Texas 78711-3087

Label 228, January 2008



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MAY 10 2P

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DZ

CHIEF CLERKS OFFICE
MAY 10 AM 10:15



EP14F

I also have a shallow well no more than two hundred feet from this tributary. On occasion, I use this well for irrigation and to water my horses. My concern is that the stock tank and the shallow well could become contaminated.

I request a contested case hearing.

Es Parba

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY: 56

CHIEF CLERKS OFFICE



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Further information may also be obtained from PHW, EMW, AWB & EB Texas, LLC at the address stated above or by calling Edwin Bland at (817) 902-3060.

Issuance Date: April 1, 2010

1808 777 3186

7

TCEQ Public Meeting Registration Form

September 21, 2010

PHW, EMW, AWB & EB Texas, LLC
Proposed TPDES Permit No. WQ0014970001

IP 158499

PLEASE PRINT

Name: Les Parker

Mailing Address: 5609 Mitchell Saxon

Physical Address (if different): _____

City/State: Fort Worth Zip: 76140

This information is subject to public disclosure under the Texas Public Information Act

Email: _____

Phone Number: (817) 561-6737

• Are you here today representing a municipality, legislator, agency, or group? Yes No
If yes, which one? _____

Please add me to the mailing list.

I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

did not provide written comments
I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.
(Written comments may be submitted at any time during the meeting)

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2010 SEP 22 AM 11:30
CHIEF CLERKS OFFICE

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

CPW

From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 5/10/2010 9:49 AM
Subject: Fwd: Public comment on Permit Number WQ0014970001
Place: PUBCOMMENT-OCC2

H

>>> PUBCOMMENT-OCC 5/10/2010 8:04 AM >>>

>>> <frankoam@sbcglobal.net> 5/8/2010 3:46 PM >>>

MKID
42389

REGULATED ENTY NAMESHADY HILL OAKS WASTEWATER TREATMENT PLANT

RN NUMBER:RN105899389
PERMIT NUMBER:WQ0014970001
DOCKET NUMBER:
COUNTY:TARRANT
PRINCIPAL NAME:PHW EMW AWB & EB TEXAS LLC
CN NUMBER:CN603648817

FROM
NAME:Frank Stalling
E-MAIL:frankoam@sbcglobal.net
COMPANY:
ADDRESS:PO BOX 40735
FORT WORTH TX 76140-0735
PHONE:8175611281
FAX:8175611285

COMMENTS:Frank Stalling, Jr 1022 Oak Tree Dr. Fort Worth, TX 76140 817-561-1281 Ref: Water Quality Permit - WQ0014970001
I am requesting s hearing concerning the proposal to allow discussion and a better understanding of the issues and impact on the immediate neighbors and the community. The proposed site of the treatment unit is just outside my property line and the discharge will be using the bar ditch adjourning my property line. I have several concerns; A. Who will monitor the treatment facility to ensure that it will meet standards? B. How often will the testing of the discharge be done? C. What are the remedies and time frame if the facility is out of compliance? D. What are the rights and with whom we should serve notice if rights are violated? E. What the expected noise levels and will a noise barrier be required? F. Who is responsible for the maintenance erosion control of the bar ditch? It is my opinion that the bar ditch is to control rain water from the street and the run-off to the property. It not designed or intended to be use a route for constantly running of large volume of fluids. The soil in this area is very sandy and erodes easily. I, currently, have to take remedial action to prevent rain water run-off from eroding my access to my property. There are several utility services to my property located along side the bar ditch, I fear that over time, erosion will expose these lines. This would adversely impact my small business ability to have internet access. I pay a substantial monthly fee in order to have internet access. I feel that any sewage discharge should be contained on the generating property. All of the residences in this area have septic tanks and none are allowed to discharge the liquids into the bar ditch. I fail to understand how the proposed permit could be granted. If the permit is granted, ill will among the neighbors is sure to follow.

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From: PUBCOMMENT-OPA
To: PUBCOMMENT-OCC2
Date: 10/1/2010 12:30 PM
Subject: Fwd: Public comment on Permit Number WQ0014970001
Place: PUBCOMMENT-OCC2
Attachments: Permit # WQ0014970001 - DFW Region-4.pdf

*MWD
72389*

>>> PUBCOMMENT-OCC 10/1/2010 8:01 AM >>>

>>> <Frankoam@sbcglobal.net> 10/1/2010 12:24 AM >>>

REGULATED ENTY NAME SHADY HILL OAKS WASTEWATER TREATMENT PLANT

RN NUMBER: RN105899389

PERMIT NUMBER: WQ0014970001

DOCKET NUMBER:

COUNTY: TARRANT

PRINCIPAL NAME: PHW EMW AWB & EB TEXAS LLC

CN NUMBER: CN603648817

FROM

NAME: Frank Stalling

E-MAIL: Frankoam@sbcglobal.net

COMPANY:

ADDRESS: PO BOX 40735

FORT WORTH TX 76140-0735

PHONE: 8175611281

FAX:

COMMENTS: Permit # WQ0014970001 - DFW Region-4 Frank Stalling 1022 Oak Tree Drive Fort Worth, TX 76140 My Property's orientation to the treatment facility: My property is due east of the entrance of the construction site. My home is appropriately 30 feet below the elevation of the discharge point of the treatment facility. The east most edge of my property is approximately 40 feet below, on a 10 degree down slope from the treatment facility. To protect my home from existing rain water run-off, I have a system of French drains to control flooding issues. It is difficult to reconcile the drawing (Attachment "A") with my own observation but using my measurement techniques the discharge point appears to be closer to my property than depicted. Never the less the depiction doesn't contain streets or hard surfaces which could channel rain runoff or spillage onto my property. Testing Requirements: Item #1 indicates that sewage sludge is to be tested only once during the term of the permit. I trust this is a misprint? General Comments: I oppose the site because of the current site plan and treatment facility does not enhance the immediate area and there are little signs of that the good neighbor attitude being the guiding principal of this company. My fear is that this company may meet the letter of the law but not the intent of the regulation while protecting me, and respecting my rights. Because of my being extremely close to the facility; I have become, by defacto, the surveillance and early warning system. Given that I could be aware of violation(s) and plant operating status 120 hours before that status is reported to the appropriate regulatory authorities. I am unclear as to guidelines or points of contact to report any such violation or register my immediate complaints. Any significant leakage or spillage will certainly travel down slope onto my property. I see no provisions for any type of containment structures to capture potential sewer spillage or rain water runoff. We must also consider that there is could be plumbing issues with the sewage originating collection point (i.e. RV hook-up or trailer connection) and the plumbing system collecting the waste before it reaches the treatment facility. I didn't see a plan to deactivate the plant in case the operators go into financial default or bankruptcy. I have not been able to determine the financial well-being of the applicant; given its short business record, to service and maintain the facility over the permit period. Neither of the following was addressed in the permit. One of

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the most troubling and difficult issue to measure is foul odor. The sludge producing treatment facility that I am aware of emits unpleasant odors. The question become how resolve such issues should they arise to my satisfaction. I have heard of tragic reports of homeowners in pitched battles over foul or nauseating odor from treatment plants. Another similar issue is the level of noise pollution. My bedroom window faces the site. I have had recent experience with gas drilling rigs in the neighborhood. At least at some point the rigs and noise will be gone, this is not the case with this facility. Observing the dutifulness of the applicant's current care and maintenance the property could lead one to doubt their performance in any matters of trust. Once the facility is built it would be extremely difficult for a homeowner to seek timely relief or restitution. Questions: The term "Unless otherwise specified" is used. How is/are these specified procedures made available to the public and interested parties? When is anticipated bypass permissible and what are the limits? What testing method will be used to ensure that failsafe systems are adequate and properly/periodically tested? We experience frequent and prolong periods of power interruption lasting multiple 24 hour periods. Are there any noise restrictions on generating power plant? Have there been any document deemed confidential been submitted with this application? It appears that the facility is allowed to expand under this permit based on usage/outflow, what is absolute limit imposed on the facility beyond which the permit will allow? Is the integration into an area-wide system in the near term likely scenario?

Permit # WQ0014970001 - DFW Region-4

Frank Stalling
1022 Oak Tree Drive
Fort Worth, TX 76140

My Property's orientation to the treatment facility:

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It is difficult to reconcile the drawing (Attachment "A") with my own observation but using my measurement techniques the discharge point appears to be closer to my property than depicted. Never the less the depiction doesn't contain streets or hard surfaces which could channel rain runoff or spillage onto my property.

Testing Requirements:

Item #1 indicates that sewage sludge is to be tested only once during the term of the permit. I trust this is a misprint?

General Comments:

I oppose the site because of the current site plan and treatment facility does not enhance the immediate area and there are little signs of that the good neighbor attitude being the guiding principal of this company. My fear is that this company may meet the letter of the law but not the intent of the regulation while protecting me, and respecting my rights.

Because of my being extremely close to the facility; I have become, by defacto, the surveillance and early warning system. Given that I could be aware of violation(s) and plant operating status 120 hours before that status is reported to the appropriate regulatory authorities. I am unclear as to guidelines or points of contact to report any such violation or register my immediate complaints. Any significant leakage or spillage will certainly travel down slope onto my property.

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Stalling, Frank Permit # WQ0014970001

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Questions:

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What testing method will be used to ensure that failsafe systems are adequate and properly/periodically tested? We experience frequent and prolong periods of power interruption lasting multiple 24 hour periods. Are there any noise restrictions on generating power plant?

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