

TEXAS HOUSE OF REPRESENTATIVES



EDDIE RODRIGUEZ

FIFTY-FIRST DISTRICT

MSW
69059

December 3, 2010

OPA

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

PM **DEC 03 2010**
BY *[Signature]*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2010 DEC -3 AM 11:05
CHIEF CLERKS OFFICE

Sent via fax: 512-239-3311

Dear Ms. Castanuela:

I continue to be concerned about the pending MSW Permit 2361 and the related pending registration filed by Microdirt AKA Texas Organic Recovery. I hereby request another public meeting on these pending matters so that my constituents and other interested parties can obtain more information on the plans for the facility. I ask that the public comment period be extended so that those who participate in the public meeting can make comments on the record on the proposals.

The TCEQ should take a common sense approach to this situation and not proceed with the permit or registration while the enforcement case against this facility is pending. It is incomprehensible to me and to my constituents that the TCEQ has found the facility violated the environmental laws of the state, is pursuing a \$140,000 fine against the operator in a Contested Case Hearing and is disregarding this action while the facility is seeking a permit and registration. Can you please explain to me, why the TCEQ cannot wait on the outcome of enforcement cases, especially for a facility of this size and the nature of the violation, before issuing a permit or registration. My understanding is that a Contested Case Hearing was scheduled for January of this year and that it has still not been held. I also would like a new update on the status of the enforcement actions.

I would appreciate your response and consideration of these issues and the scheduling of another public meeting for concerned individuals to ask additional questions and make additional comments on the record.

Sincerely,

[Handwritten Signature]
Eddie Rodriguez

POST OFFICE BOX 2910
AUSTIN, TEXAS 78768-2910
512-463-0674



[Handwritten initials]