

3

TCEQ Public Meeting Form
January 21, 2016

Ross speaks

Beneficial Land Management, L.L.C.
Land Application Permit of Sewage Sludge
Renewal for Permit No. WQ0004666000

PLEASE PRINT

Name: Senator Lois W. Kolkhorst

Mailing Address: PO Box 12068 Read by Ross Giesinger
on behalf of Senator

Physical Address (if different): _____

City/State: Austin TX Zip: 78711

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

Email: _____

Phone Number: _____

- 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)

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

mw

COMMITTEES:

HEALTH & HUMAN SERVICES, VICE-CHAIR

FINANCE

EDUCATION

TRANSPORTATION

AGRICULTURE, WATER & RURAL AFFAIRS

THE SENATE OF TEXAS



LOIS W. KOLKHORST

STATE SENATOR

DISTRICT 18

RECEIVED

JAN 21 2016

AT PUBLIC MEETING

January 19, 2016

Chairman Dr. Bryan W. Shaw
12100 Park 35 Circle
P.O. Box 13087
Austin, Texas 78711-3087

Chairman Shaw,

I am writing to you on behalf of the citizens of Victoria, Jackson, and Calhoun Counties to express my strong opposition to Beneficial Land Management, L.L.C.'s application renewal request for Permit No. WQ0004666000. This project poses an unacceptable risk to the health and safety of area residents and risks contaminating local water supplies. Additionally, the project directly contravenes the spirit of the Commission's own rules.

The proposed permit allowing Beneficial Land Management to dispose of grease trap waste and grit trap waste poses an unacceptable risk to citizens in the area because unlike the material that BLM is currently spreading on the property, grease and grit trap waste contain toxic materials from commercial sources. This material may include heavy metals that could potentially migrate to water resources, including local groundwater supplies, Arenosa Creek, Lavaca Bay, and Matagorda Bay, affecting drinking water and the health of local citizens and livestock.

Let me remind you that the Commission's own rules prohibit the application of grease and grit trap waste. Current law only permits a permit holder to dispose of municipal bio-solids and "sludge" that is produced by treating "domestic septage" and sewage. Section 312.8 of the Texas Administrative Code specifically excludes grease and grit trap waste from the definition of "domestic septage" and excludes grease and grit trap waste from the definition of "domestic sewage." (30 Tex. Admin Code §312.8(27 and 28)). Furthermore, only residue that results from the treatment of "domestic sewage" may be classified as "sewage sludge". (30 Texas Admin Code §312.8(74)). The rules go on to explicitly state that Chapter 312 does not "establish requirements for the land application of ... grease and grit trap waste." (30 Tex. Admin Code §312.3(l)).

There are already rules governing the disposal of grease and grit trap waste. Chapter 330 of the Texas Administrative Code treats grease and grit trap waste as "special waste" that must adhere to substantial dewatering requirements at a Type V processing facility prior to disposal in a class 1 or class 2 landfill. (30 Tex. Admin Code §330.3(148)(F)). The Commission's own rule clearly states that grease and grit trap waste "may pose a present or potential danger to the human health or the environment." (*Id.*) It is a mystery to me as to why the commission now seeks to forego their own rules in favor of allowing BLM to dispose of this waste in a potentially hazardous and experimental manner.

(continued)

Handwritten initials

CAPITOL OFFICE:

3E.2 • P.O. Box 12068
AUSTIN, TEXAS 78711

P: (512) 463-0118 • F: (512) 475-3736

FORT BEND DISTRICT OFFICE

22310 GRAND CORNER DR., SUITE 120
KATY, TX 77494

P: (281) 394-5610 • Fax: (281) 394-5520

Central District Office:

2000 SOUTH MARKET ST., SUITE 101
BRENNHAM, TX 77833

P: (979) 251-7888 • F: (979) 251-7868

Southern District Office:

5605 NORTH NAVARRO #300X
VICTORIA, TX 77904

P: (361) 573-7300 • F: (361) 573-7303

Page Two of Two

Although TCEQ rules do provide for an experimental use when certain conditions are met, I feel that this piece of land is an inappropriate place to test new methods of grease and grit trap waste disposal. The risk to area water supplies and public health is too great to authorize the experimental disposal of this type of waste. Experiments require guinea pigs, and my constituents are not your guinea pigs. The property on Arenosa Creek is not a laboratory.

In my opinion, any change in the procedure related to the disposal of grease and grit trap waste should be done through existing rule-making procedures or the legislature, and not through experimental devices. By allowing this permit renewal to go forward, the Commission would set a dangerous precedent that would allow agencies to undermine existing rules, circumventing the will of the legislature and putting the health of Texans at risk.

Sincerely,

A handwritten signature in black ink that reads "Lois W. Kolkhorst". The signature is written in a cursive style with a horizontal line extending to the right from the end of the name.

Lois W. Kolkhorst
State Senator

COMMITTEES:
HEALTH & HUMAN SERVICES, VICE-CHAIR
FINANCE
EDUCATION
TRANSPORTATION
AGRICULTURE, WATER & RURAL AFFAIRS

THE SENATE OF TEXAS



LOIS W. KOLKHORST

STATE SENATOR
DISTRICT 18

RECEIVED

JAN 21 2016

AT PUBLIC MEETING

January 19, 2016

Commissioner Toby Baker
12100 Park 35 Circle
P.O. Box 13087
Austin, Texas 78711-3087

Commissioner Baker,

I am writing to you on behalf of the citizens of Victoria, Jackson, and Calhoun Counties to express my strong opposition to Beneficial Land Management, L.L.C.'s application renewal request for Permit No. WQ0004666000. This project poses an unacceptable risk to the health and safety of area residents and risks contaminating local water supplies. Additionally, the project directly contravenes the spirit of the Commission's own rules.

The proposed permit allowing Beneficial Land Management to dispose of grease trap waste and grit trap waste poses an unacceptable risk to citizens in the area because unlike the material that BLM is currently spreading on the property, grease and grit trap waste contain toxic materials from commercial sources. This material may include heavy metals that could potentially migrate to water resources, including local groundwater supplies, Arenosa Creek, Lavaca Bay, and Matagorda Bay, affecting drinking water and the health of local citizens and livestock.

Let me remind you that the Commission's own rules prohibit the application of grease and grit trap waste. Current law only permits a permit holder to dispose of municipal bio-solids and "sludge" that is produced by treating "domestic septage" and sewage. Section 312.8 of the Texas Administrative Code specifically excludes grease and grit trap waste from the definition of "domestic septage" and excludes grease and grit trap waste from the definition of "domestic sewage." (30 Tex. Admin Code §312.8(27 and 28)). Furthermore, only residue that results from the treatment of "domestic sewage" may be classified as "sewage sludge". (30 Texas Admin Code §312.8(74)). The rules go on to explicitly state that Chapter 312 does not "establish requirements for the land application of ... grease and grit trap waste." (30 Tex. Admin Code §312.3(l)).

There are already rules governing the disposal of grease and grit trap waste. Chapter 330 of the Texas Administrative Code treats grease and grit trap waste as "special waste" that must adhere to substantial dewatering requirements at a Type V processing facility prior to disposal in a class 1 or class 2 landfill. (30 Tex. Admin Code §330.3(148)(F)). The Commission's own rule clearly states that grease and grit trap waste "may pose a present or potential danger to the human health or the environment." (*Id.*) It is a mystery to me as to why the commission now seeks to forego their own rules in favor of allowing BLM to dispose of this waste in a potentially hazardous and experimental manner.

(continued)

CAPITOL OFFICE:
3E.2 • P.O. Box 12068
AUSTIN, TEXAS 78711
P: (512) 463-0118 • F: (512) 475-3736

FORT BEND DISTRICT OFFICE
22310 GRAND CORNER DR., SUITE 120
KATY, TX 77494
P: (281) 394-5610 • Fax: (281) 394-5520

Central District Office:
2000 SOUTH MARKET ST., SUITE 101
BRENHAM, TX 77833
P: (979) 251-7888 • F: (979) 251-7868

Southern District Office:
5605 NORTH NAVARRO #300X
VICTORIA, TX 77904
P: (361) 573-7300 • F: (361) 573-7303

lw

Page Two of Two

Although TCEQ rules do provide for an experimental use when certain conditions are met, I feel that this piece of land is an inappropriate place to test new methods of grease and grit trap waste disposal. The risk to area water supplies and public health is too great to authorize the experimental disposal of this type of waste. Experiments require guinea pigs, and my constituents are not your guinea pigs. The property on Arenosa Creek is not a laboratory.

In my opinion, any change in the procedure related to the disposal of grease and grit trap waste should be done through existing rule-making procedures or the legislature, and not through experimental devices. By allowing this permit renewal to go forward, the Commission would set a dangerous precedent that would allow agencies to undermine existing rules, circumventing the will of the legislature and putting the health of Texans at risk.

Sincerely,

A handwritten signature in black ink that reads "Lois W. Kolkhorst". The signature is written in a cursive style with a horizontal line at the end.

Lois W. Kolkhorst
State Senator

COMMITTEES:
HEALTH & HUMAN SERVICES, VICE-CHAIR
FINANCE
EDUCATION
TRANSPORTATION
AGRICULTURE, WATER & RURAL AFFAIRS

THE SENATE OF TEXAS



LOIS W. KOLKHORST

STATE SENATOR
DISTRICT 18

RECEIVED

JAN 21 2016

AT PUBLIC MEETING

January 19, 2016

Commissioner Jon Niermann
12100 Park 35 Circle
P.O. Box 13087
Austin, Texas 78711-3087

Commissioner Niermann,

I am writing to you on behalf of the citizens of Victoria, Jackson, and Calhoun Counties to express my strong opposition to Beneficial Land Management, L.L.C.'s application renewal request for Permit No. WQ0004666000. This project poses an unacceptable risk to the health and safety of area residents and risks contaminating local water supplies. Additionally, the project directly contravenes the spirit of the Commission's own rules.

The proposed permit allowing Beneficial Land Management to dispose of grease trap waste and grit trap waste poses an unacceptable risk to citizens in the area because unlike the material that BLM is currently spreading on the property, grease and grit trap waste contain toxic materials from commercial sources. This material may include heavy metals that could potentially migrate to water resources, including local groundwater supplies, Arenosa Creek, Lavaca Bay, and Matagorda Bay, affecting drinking water and the health of local citizens and livestock.

Let me remind you that the Commission's own rules prohibit the application of grease and grit trap waste. Current law only permits a permit holder to dispose of municipal bio-solids and "sludge" that is produced by treating "domestic septage" and sewage. Section 312.8 of the Texas Administrative Code specifically excludes grease and grit trap waste from the definition of "domestic septage" and excludes grease and grit trap waste from the definition of "domestic sewage." (30 Tex. Admin Code §312.8(27 and 28)). Furthermore, only residue that results from the treatment of "domestic sewage" may be classified as "sewage sludge". (30 Texas Admin Code §312.8(74)). The rules go on to explicitly state that Chapter 312 does not "establish requirements for the land application of ... grease and grit trap waste." (30 Tex. Admin Code §312.3(l)).

There are already rules governing the disposal of grease and grit trap waste. Chapter 330 of the Texas Administrative Code treats grease and grit trap waste as "special waste" that must adhere to substantial dewatering requirements at a Type V processing facility prior to disposal in a class 1 or class 2 landfill. (30 Tex. Admin Code §330.3(148)(F)). The Commission's own rule clearly states that grease and grit trap waste "may pose a present or potential danger to the human health or the environment." (*Id.*) It is a mystery to me as to why the commission now seeks to forego their own rules in favor of allowing BLM to dispose of this waste in a potentially hazardous and experimental manner.

(continued)

CAPITOL OFFICE:
3E.2 • P.O. BOX 12068
AUSTIN, TEXAS 78711
P: (512) 463-0118 • F: (512) 475-3736

FORT BEND DISTRICT OFFICE
22310 GRAND CORNER DR., SUITE 120
KATY, TX 77494
P: (281) 394-5610 • FAX: (281) 394-5520

Central District Office:
2000 SOUTH MARKET ST., SUITE 101
BRENNHAM, TX 77833
P: (979) 251-7888 • F: (979) 251-7868

Southern District Office:
5605 NORTH NAVARRO #300X
VICTORIA, TX 77904
P: (361) 573-7300 • F: (361) 573-7303

MW

Page Two of Two

Although TCEQ rules do provide for an experimental use when certain conditions are met, I feel that this piece of land is an inappropriate place to test new methods of grease and grit trap waste disposal. The risk to area water supplies and public health is too great to authorize the experimental disposal of this type of waste. Experiments require guinea pigs, and my constituents are not your guinea pigs. The property on Arenosa Creek is not a laboratory.

In my opinion, any change in the procedure related to the disposal of grease and grit trap waste should be done through existing rule-making procedures or the legislature, and not through experimental devices. By allowing this permit renewal to go forward, the Commission would set a dangerous precedent that would allow agencies to undermine existing rules, circumventing the will of the legislature and putting the health of Texans at risk.

Sincerely,

A handwritten signature in black ink that reads "Lois W. Kolkhorst". The signature is written in a cursive style with a prominent horizontal line at the end.

Lois W. Kolkhorst
State Senator

COMMITTEES:
HEALTH & HUMAN SERVICES, VICE-CHAIR
FINANCE
EDUCATION
TRANSPORTATION
AGRICULTURE, WATER & RURAL AFFAIRS

THE SENATE OF TEXAS



LOIS W. KOLKHORST

STATE SENATOR
DISTRICT 18

January 19, 2016

Chairman Dr. Bryan W. Shaw
12100 Park 35 Circle
P.O. Box 13087
Austin, Texas 78711-3087

Chairman Shaw,

I am writing to you on behalf of the citizens of Victoria, Jackson, and Calhoun Counties to express my strong opposition to Beneficial Land Management, L.L.C.'s application renewal request for Permit No. WQ0004666000. This project poses an unacceptable risk to the health and safety of area residents and risks contaminating local water supplies. Additionally, the project directly contravenes the spirit of the Commission's own rules.

The proposed permit allowing Beneficial Land Management to dispose of grease trap waste and grit trap waste poses an unacceptable risk to citizens in the area because unlike the material that BLM is currently spreading on the property, grease and grit trap waste contain toxic materials from commercial sources. This material may include heavy metals that could potentially migrate to water resources, including local groundwater supplies, Arenosa Creek, Lavaca Bay, and Matagorda Bay, affecting drinking water and the health of local citizens and livestock.

Let me remind you that the Commission's own rules prohibit the application of grease and grit trap waste. Current law only permits a permit holder to dispose of municipal bio-solids and "sludge" that is produced by treating "domestic septage" and sewage. Section 312.8 of the Texas Administrative Code specifically excludes grease and grit trap waste from the definition of "domestic septage" and excludes grease and grit trap waste from the definition of "domestic sewage." (30 Tex. Admin Code §312.8(27 and 28)). Furthermore, only residue that results from the treatment of "domestic sewage" may be classified as "sewage sludge". (30 Texas Admin Code §312.8(74)). The rules go on to explicitly state that Chapter 312 does not "establish requirements for the land application of ... grease and grit trap waste." (30 Tex. Admin Code §312.3(l)).

There are already rules governing the disposal of grease and grit trap waste. Chapter 330 of the Texas Administrative Code treats grease and grit trap waste as "special waste" that must adhere to substantial dewatering requirements at a Type V processing facility prior to disposal in a class 1 or class 2 landfill. (30 Tex. Admin Code §330.3(148)(F)). The Commission's own rule clearly states that grease and grit trap waste "may pose a present or potential danger to the human health or the environment." (*id.*) It is a mystery to me as to why the commission now seeks to forego their own rules in favor of allowing BLM to dispose of this waste in a potentially hazardous and experimental manner.

(continued)

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2016 JAN 26 PM 2:49
CHIEF CLERK'S OFFICE

CAPITOL OFFICE: 3E.2 • P.O. Box 12068 AUSTIN, TEXAS 78711 P: (512) 463-0118 • F: (512) 475-3736	FORT BEND DISTRICT OFFICE 22310 GRAND CORNER DR., SUITE 120 KATY, TX 77494 P: (281) 394-5610 • Fax: (281) 394-5520	Central District Office: 2000 SOUTH MARKET ST., SUITE 101 BRENNHAM, TX 77833 P: (979) 251-7888 • F: (979) 251-7868	Southern District Office: 5605 NORTH NAVARRO #300X VICTORIA, TX 77904 P: (361) 573-7300 • F: (361) 573-7303
---	--	--	---

Page Two of Two

Although TCEQ rules do provide for an experimental use when certain conditions are met, I feel that this piece of land is an inappropriate place to test new methods of grease and grit trap waste disposal. The risk to area water supplies and public health is too great to authorize the experimental disposal of this type of waste. Experiments require guinea pigs, and my constituents are not your guinea pigs. The property on Arenosa Creek is not a laboratory.

In my opinion, any change in the procedure related to the disposal of grease and grit trap waste should be done through existing rule-making procedures or the legislature, and not through experimental devices. By allowing this permit renewal to go forward, the Commission would set a dangerous precedent that would allow agencies to undermine existing rules, circumventing the will of the legislature and putting the health of Texans at risk.

Sincerely,

A handwritten signature in black ink that reads "Lois W. Kolkhorst". The signature is written in a cursive style with a horizontal line extending to the right from the end of the name.

Lois W. Kolkhorst
State Senator



THE SENATE OF TEXAS
LOIS W. KOLKHORST
DISTRICT 18
P.O. Box 12068
AUSTIN, TEXAS 78711

INTERAGENCY

JAN 22 2018
TCEQ MAIL CENTER
DC

Texas Commission on Environmental Quality
ATTN: Chairman Bryan W. Shaw
12100 Park 35 Circle
P.O. Box 13087
Austin, Texas 78711-3087

RECEIVED
JAN 27 2018
Texas Commission on Environmental Quality
Administrative Offices

COMMITTEES:
HEALTH & HUMAN SERVICES, VICE-CHAIR
FINANCE
EDUCATION
TRANSPORTATION
AGRICULTURE, WATER & RURAL AFFAIRS

THE SENATE OF TEXAS



RECEIVED

JAN 22 2016

Texas Commission on Environmental Quality
Commissioners' Offices

LOIS W. KOLKHORST

STATE SENATOR
DISTRICT 18

January 19, 2016

Commissioner Toby Baker
12100 Park 35 Circle
P.O. Box 13087
Austin, Texas 78711-3087

Commissioner Baker,

I am writing to you on behalf of the citizens of Victoria, Jackson, and Calhoun Counties to express my strong opposition to Beneficial Land Management, L.L.C.'s application renewal request for Permit No. WQ0004666000. This project poses an unacceptable risk to the health and safety of area residents and risks contaminating local water supplies. Additionally, the project directly contravenes the spirit of the Commission's own rules.

The proposed permit allowing Beneficial Land Management to dispose of grease trap waste and grit trap waste poses an unacceptable risk to citizens in the area because unlike the material that BLM is currently spreading on the property, grease and grit trap waste contain toxic materials from commercial sources. This material may include heavy metals that could potentially migrate to water resources, including local groundwater supplies, Arenosa Creek, Lavaca Bay, and Matagorda Bay, affecting drinking water and the health of local citizens and livestock.

Let me remind you that the Commission's own rules prohibit the application of grease and grit trap waste. Current law only permits a permit holder to dispose of municipal bio-solids and "sludge" that is produced by treating "domestic septage" and sewage. Section 312.8 of the Texas Administrative Code specifically excludes grease and grit trap waste from the definition of "domestic septage" and excludes grease and grit trap waste from the definition of "domestic sewage." (30 Tex. Admin Code §312.8(27 and 28)). Furthermore, only residue that results from the treatment of "domestic sewage" may be classified as "sewage sludge". (30 Texas Admin Code §312.8(74)). The rules go on to explicitly state that Chapter 312 does not "establish requirements for the land application of ... grease and grit trap waste." (30 Tex. Admin Code §312.3(l)).

There are already rules governing the disposal of grease and grit trap waste. Chapter 330 of the Texas Administrative Code treats grease and grit trap waste as "special waste" that must adhere to substantial dewatering requirements at a Type V processing facility prior to disposal in a class 1 or class 2 landfill. (30 Tex. Admin Code §330.3(148)(F)). The Commission's own rule clearly states that grease and grit trap waste "may pose a present or potential danger to the human health or the environment." (*id.*) It is a mystery to me as to why the commission now seeks to forego their own rules in favor of allowing BLM to dispose of this waste in a potentially hazardous and experimental manner.

(continued)

RECEIVED
2016 JAN 26 PM 2:41
CHIEF CLERK'S OFFICE
TWIN CREEK BUILDING
COMMISSION ON ENVIRONMENTAL QUALITY

Page Two of Two

Although TCEQ rules do provide for an experimental use when certain conditions are met, I feel that this piece of land is an inappropriate place to test new methods of grease and grit trap waste disposal. The risk to area water supplies and public health is too great to authorize the experimental disposal of this type of waste. Experiments require guinea pigs, and my constituents are not your guinea pigs. The property on Arenosa Creek is not a laboratory.

In my opinion, any change in the procedure related to the disposal of grease and grit trap waste should be done through existing rule-making procedures or the legislature, and not through experimental devices. By allowing this permit renewal to go forward, the Commission would set a dangerous precedent that would allow agencies to undermine existing rules, circumventing the will of the legislature and putting the health of Texans at risk.

Sincerely,

A handwritten signature in black ink that reads "Lois W. Kolkhorst". The signature is written in a cursive style with a horizontal line at the end.

Lois W. Kolkhorst
State Senator



THE SENATE OF TEXAS
LOIS W. KOLKHORST
DISTRICT 18

P.O. Box 12068
AUSTIN, TEXAS 78711

INTERAGENCY

Texas Commission on Environmental Quality
ATTN: Commissioner Toby Baker
12100 Park 35 Circle
P.O. Box 13087
Austin, Texas 78711-3087

RECEIVED
JAN 2 2018
Texas Commission on Environmental Quality
Commissioners' Offices

RECEIVED
JAN 2 2018
Texas Commission on Environmental Quality
Commissioners' Offices

1

TCEQ Public Meeting Form
January 21, 2016

Beneficial Land Management, L.L.C.
Land Application Permit of Sewage Sludge
Renewal for Permit No. WQ0004666000

PLEASE PRINT
Name: Representative Geanie W. Morrison

Mailing Address: PO Box 2910

Physical Address (if different): _____

City/State: Austin TX Zip: 78768

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

Email: Geanie.Morrison@house.state.tx.us

Phone Number: 512 463-0456

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

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)

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

WJW

Marisa Weber

From: PUBCOMMENT-OCC
Sent: Monday, August 24, 2015 8:33 AM
To: PUBCOMMENT-WQ; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC
Subject: FW: Public comment on Permit Number WQ0004666000
Attachments: BLM - Permit 82015.docx

SLG
8/24/15

PM

From: geanie.morrison@house.state.tx.us [mailto:geanie.morrison@house.state.tx.us]
Sent: Friday, August 21, 2015 3:42 PM
To: DoNot Reply
Subject: Public comment on Permit Number WQ0004666000

REGULATED ENTY NAME ARENOSA CREEK RANCH

RN NUMBER: RN103911889

PERMIT NUMBER: WQ0004666000

DOCKET NUMBER:

COUNTY: VICTORIA

PRINCIPAL NAME: BENEFICIAL LAND MANAGEMENT LLC

CN NUMBER: CN600919591

FROM

NAME: THE HONORABLE Geanie W Morrison

E-MAIL: geanie.morrison@house.state.tx.us

COMPANY: State of Texas - House of Representatives

ADDRESS: PO BOX 4642
VICTORIA TX 77903-4642

PHONE: 3615720196

FAX:

COMMENTS: I am writing to express my opposition to the granting of a renewal with changes or extension of experimental use land application permit for grease and grit trap waste applied for by Beneficial Land Management, L.L. C. Under the Health and Safety Code Chapter 361.121 and the Texas Administrative Code Chapter 312, the only materials that may be land applied are municipal bio-solids and "sludge" resulting from

mm

the treatment of "domestic septage" and sewage. Chapter 312.8 excludes grease trap waste from the definition of "domestic septage," excludes grease and grit trap waste (and other commercial waste) from the definition of "domestic sewage," and limits "sewage sludge" to the residue from the treatment of "domestic sewage." Thus, as grease and grit trap waste are not domestic septage, not domestic sewage, and when treated do not become sewage sludge, these wastes are prohibited from land application. In fact, Chapter 312.3(l) states that Chapter 312 "does not establish requirements for the land application of...grease and grit trap waste." There are extensive and detailed regulations that do govern the disposal of grease and grit trap waste. Grease trap waste and grit trap waste are both classified as special wastes under Title 30 TAC 330.3(148). Under Chapter 330, grease trap waste and grit trap waste may only be disposed of in a class 1 or class 2 landfill after being dewatered at a Type V processing facility. The Code is clear: "because of its quantity, concentration, physical or chemical characteristics, or biological properties (special waste) requires special handling and disposal to protect the human health and the environment. If improperly handled, transported, stored, processed, or disposed of or otherwise managed, (special waste) may pose a present or potential danger to the human health or the environment." In addition to expressing my opposition for the reasons stated above, I am writing to formally request that a public meeting be held regarding this matter. Should you have any questions, please do not hesitate to contact my office. Sincerely, Geanie W. Morrison State Representative House District 30

I am writing to express my opposition to the granting of a renewal with changes or extension of experimental use land application permit for grease and grit trap waste applied for by Beneficial Land Management, L.L. C.

Under the Health and Safety Code Chapter 361.121 and the Texas Administrative Code Chapter 312, the only materials that may be land applied are municipal bio-solids and "sludge" resulting from the treatment of "domestic septage" and sewage. Chapter 312.8 excludes grease trap waste from the definition of "domestic septage," excludes grease and grit trap waste (and other commercial waste) from the definition of "domestic sewage," and limits "sewage sludge" to the residue from the treatment of "domestic sewage." Thus, as grease and grit trap waste are not domestic septage, not domestic sewage, and when treated do not become sewage sludge, these wastes are prohibited from land application. In fact, Chapter 312.3(l) states that Chapter 312 "does not establish requirements for the land application of...grease and grit trap waste."

There are extensive and detailed regulations that do govern the disposal of grease and grit trap waste. Grease trap waste and grit trap waste are both classified as special wastes under Title 30 TAC 330.3(148). Under Chapter 330, grease trap waste and grit trap waste may only be disposed of in a class 1 or class 2 landfill after being dewatered at a Type V processing facility. The Code is clear: "because of its quantity, concentration, physical or chemical characteristics, or biological properties (special waste) requires special handling and disposal to protect the human health and the environment. If improperly handled, transported, stored, processed, or disposed of or otherwise managed, (special waste) may pose a present or potential danger to the human health or the environment."

In addition to expressing my opposition for the reasons stated above, I am writing to formally request that a public meeting be held regarding this matter. Should you have any questions, please do not hesitate to contact my office.

Sincerely,

Geanie W. Morrison
State Representative
House District 30

2

TCEQ Public Meeting Form
January 21, 2016

Beneficial Land Management, L.L.C.
Land Application Permit of Sewage Sludge
Renewal for Permit No. WQ0004666000

PLEASE PRINT

Name: Representative Phil Stephenson

Mailing Address: PO Box 2910

Physical Address (if different): _____

City/State: Austin TX Zip: 78768

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

Email: Phil.Stephenson@House.State.TX.US

Phone Number: 512-463-0604

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

If yes, which one? Texas House of Representatives

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)

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

mw