

Bryan W. Shaw, Ph.D., *Chairman*  
Buddy Garcia, *Commissioner*  
Carlos Rubinstein, *Commissioner*  
Mark R. Vickery, P.G., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

November 23, 2009

Mr. Stanley M. Spruiell  
U.S. Environmental Protection Agency, Region 6  
Air Permits Section (6PD-R)  
1445 Ross Avenue, Suite 1200  
Dallas, TX 75202-2733  
Attn: Docket ID No. EPA-R06-OAR-2005-TX-0032

Re: Title 40 Code of Federal Regulations Part 52  
Approval and Promulgation of Implementation Plans; Texas; Revisions to the New Source  
Review (NSR) State Implementation Plan (SIP); Flexible Permits

Dear Mr. Spruiell:

The Texas Commission on Environmental Quality (TCEQ) appreciates the opportunity to respond to the U.S. Environmental Protection Agency's request for comments in the notice of proposed rulemaking published in the September 23, 2009, edition of the *Federal Register* entitled: "Approval and Promulgation of Implementation Plans; Texas; Revisions to the New Source Review (NSR) State Implementation Plan (SIP); Flexible Permits."

Enclosed, please find TCEQ's detailed comments relating to EPA's action referenced above. If you have comments or questions concerning the enclosed comments, please contact Mr. Steve Hagle, P.E., Director, Air Permits Division, Office of Permitting and Registration, (512) 239-5721 or [shagle@tceq.state.tx.us](mailto:shagle@tceq.state.tx.us).

Sincerely,

A handwritten signature in black ink, appearing to read "Mark R. Vickery".

Mark R. Vickery, P.G.  
Executive Director

Enclosure