

Carolyn Thomas

From: Carolyn Thomas
Sent: Monday, October 7, 2024 1:52 PM
To: www-registry
Cc: Alexander Hilla; Johnny Bowers
Subject: JFW: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

Hello,

Please update the program interest from portable to permit site.

Thank you in advance.

Thank you,
Carolyn Thomas
Air Permits Initial Review Team
Air Permits Division, MC 161
Office of Air Texas Commission on Environmental Quality
Phone: (512) 239-5127
Fax: (512) 233-0973
E-mail: carolyn.thomas@tceq.texas.gov
Web site: www.tceq.texas.gov
Please consider whether it is necessary to print this e-mail.
How are we doing? www.tceq.texas.gov/customersurvey

Carolyn Thomas

From: Carolyn Thomas
Sent: Monday, October 7, 2024 2:51 PM
To: RFCAIR4
Subject: *****AMENDED***** Site Review/Request for Comments for Project Number 378915
Attachments: RFC-378915.docx

PLEASE DO NOT RESPOND TO THE PERSON SENDING THIS EMAIL.

This is a request for comments. Please submit comments to the individual and within the specified time frame as identified in the attached file.

INTEROFFICE MEMORANDUM

JB/ct

Jon Niermann, *Chairman*
Bobby Janecka, *Commissioner*
Catarina R. Gonzales, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 7, 2024

THE HONORABLE CLAY JENKINS
DALLAS COUNTY JUDGE
411 ELM ST STE 200
DALLAS TX 75202-3328

Re: Small Business Stationary Source Permit Application
Concrete Batch Plant

Dear Judge Jenkins:

Pursuant to the requirements of Section 382.0516 of the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, this letter is to notify you of the recent receipt of an application for a permit for a small business stationary source facility which is located in your county. As part of the air permitting process, this applicant will be required to publish a formal public notice in a newspaper of general circulation in the municipality nearest to the facility location. The notice will inform the public of their right to ask questions, make comments, request a contested case hearing, or request a public meeting. This letter is being sent to you for information only and no action is required. The status of all pending air quality applications may be viewed by visiting our agency Web site at www2.tceq.texas.gov/airperm/index.cfm?fuseaction=airpermits.start.

JCK Batch Plant, LLC, P.O. Box 264, Fate, Texas 75132-0264, has applied to construct a Concrete Batch Plant located at 1702 West Simonds Road, Seagoville, Dallas County, Texas 75159. The Air Quality Permit Number is 177352.

If you need further information or have any questions, please call Mr. Joe Nicosia at 1644 or write him at the Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink, appearing to read "Johnny D. Bowers".

Johnny D. Bowers, Team Leader
Air Permits Initial Review Team
Air Permits Division

Jon Niermann, *Chairman*
Bobby Janecka, *Commissioner*
Catarina R. Gonzales, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 7, 2024

THE HONORABLE ERIC L JOHNSON
MAYOR OF DALLAS
1500 MARILLA ST STE 5EN
DALLAS TX 75201-6318

Re: Small Business Stationary Source Permit Application
Concrete Batch Plant

Dear Mayor Johnson:

Pursuant to the requirements of Section 382.0516 of the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, this letter is to notify you of the recent receipt of an application for a permit for a small business stationary source facility which is located in your municipality. As part of the air permitting process, this applicant will be required to publish a formal public notice in a newspaper of general circulation in the municipality nearest to the facility location. The notice will inform the public of their right to ask questions, make comments, request a contested case hearing, or request a public meeting. This letter is being sent to you for information only and no action is required. The status of all pending air quality applications may be viewed by visiting our agency Web site at www2.tceq.texas.gov/airperm/index.cfm?fuseaction=airpermits.start.

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Sincerely,

A handwritten signature in black ink, reading "Johnny D. Bowers".

Johnny D. Bowers, Team Leader
Air Permits Initial Review Team
Air Permits Division

Jon Niermann, *Chairman*
Bobby Janecka, *Commissioner*
Catarina R. Gonzales, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 7, 2024

MS BLANCA CANALES
PRESIDENT
JCK BATCH PLANT LLC
PO BOX 264
FATE TX 75132-0264

Re: Amended Notice of Receipt of Application and intent to Obtain Permit
Declaration of Administrative Completeness Small Business Stationary Source Permit Application
Permit Number: 177352
JCK Batch Plant, LLC
Concrete Batch Plant
Seagoville, Dallas County
Customer Reference Number: CN605822683
Regulated Entity Number: RN112034798

Dear Ms. Canales:

The Texas Commission on Environmental Quality (TCEQ) has declared the above-referenced application, received on August 26, 2024, administratively complete on September 11, 2024. We also understand you have represented that this application is for a small business stationary source.

You are now required to publish notice of your proposed activity. To help you meet the regulatory requirements associated with this notice, we have included the following items:

- Notices for Newspaper Publication (Examples A)
- Sign Posting Example (Example C)
- Public Notice Checklist
- Instructions for Public Notice
- Affidavit of Publication for Air Permitting (Form TCEQ-20533) and
- Alternative Language Affidavit of Publication for Air Permitting (Form TCEQ-20534)
- Web link to download Public Notice Verification Form (refer to Public Notice Instructions)
- Notification List

Please note that it is very important that you follow all directions in the enclosed instructions. If you do not, you may be required to republish the notice. Some common errors are the unauthorized changing of notice wording or font, omission of air contaminants, and inaccurate plant site location information represented in the application. Additional information can be found at www.tceq.texas.gov/permitting/air/bilingual/how1_2_pn.html or **if you have any questions, please contact us before you proceed with publication.**

A "Public Notice Checklist" is enclosed which notes the time limitations for each step of the public notice process. **The processing of your application may be delayed if these time limitations are not met (i.e.; submitting proof of publication of the notice within 10 business days after publication, affidavits of publication within 30 calendar days after the date of publication, and public notice**

Ms. Blanca Canales
Page 2
October 7, 2024

Re: Permit: 177352

verification form within 10 business days after the end of the designated comment period). This checklist should be used as a tool in conjunction with the enclosed, detailed instructions.

If you do not comply with **all** requirements described in the instructions, the TCEQ cannot continue processing the application and may take other actions. Please note that as your application undergoes the technical review, we may request additional information.

If you have any questions regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300. If you have any other questions, please contact Ms. Carolyn Thomas at (512) 239-5127.

Sincerely,

A handwritten signature in black ink, appearing to read "Johnny D. Bowers", with a long horizontal flourish extending to the right.

Johnny D. Bowers, Team Leader
Air Permits Initial Review Team
Air Permits Division
Texas Commission on Environmental Quality

Enclosures

cc: Air Section Manager, Region 4 - Dallas/Fort Worth
Air Permits Section Chief, New Source Review Section (6PD-R), U.S. Environmental Protection
Agency, Region 6, Dallas

Project Number: 378915

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



EXAMPLE A

AMENDED NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR PERMIT (NORI)

PROPOSED AIR QUALITY PERMIT NUMBER 177352

APPLICATION JCK Batch Plant, LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for: Issuance of Permit 177352

This application would authorize construction of the Concrete Batch Plant located at 1702 West Simonds Road, Seagoville, Dallas County, Texas 75159 **AVISO DE IDIOMA ALTERNATIVO.** El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/permitting/air/newsourcereview/airpermits-pendingpermit-apps>. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.593889,32.635556&level=13>. The facility will emit the following contaminants: particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less.

This application was submitted to the TCEQ on August 26, 2024. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and the Seagoville Public Library, 702 US-175 Frontage Road, Seagoville, Dallas County, Texas beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the Dallas/Fort Worth regional office of the TCEQ.

The executive director has determined the application is administratively complete and will conduct a technical review of the application.

PUBLIC COMMENT. You may submit public comments to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application and the executive director will prepare a response to those comments.

PUBLIC MEETING. You may request a public meeting to the Office of the Chief Clerk at the address below. The purpose of a public meeting is to provide the opportunity to submit comments or ask questions about the application. A public meeting about the application will be held if requested by an interested person and 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.

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. If a draft Air Quality Permit is prepared, a Notice of Application and Preliminary Decision is required and it will then be published and mailed to those who made comments, submitted hearing requests or are on the mailing list for this application and will contain the final deadline for submitting public comments.

OPPORTUNITY FOR A CONTESTED CASE HEARING You may request a contested case hearing if you are a person who may be affected by emissions of air contaminants from the facility. If requesting a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, and daytime phone number; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing"; (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or an association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests the group or association seeks to protect must

also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns.

The deadline to submit a request for a contested case hearing is 30 days after newspaper notice is published. If a request is timely filed, the deadline for requesting a contested case hearing will be extended to 30 days after the mailing of the response to comments.

If a hearing request is timely filed, following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period.** Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to address in this proceeding.

MAILING LIST. In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices for this specific application by sending a written request to the Office of the Chief Clerk at the address below.

AGENCY CONTACTS AND INFORMATION. Public comments and requests must be submitted either electronically at www14.tceq.texas.gov/epic/eComment/, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the Public Education Program toll free at 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

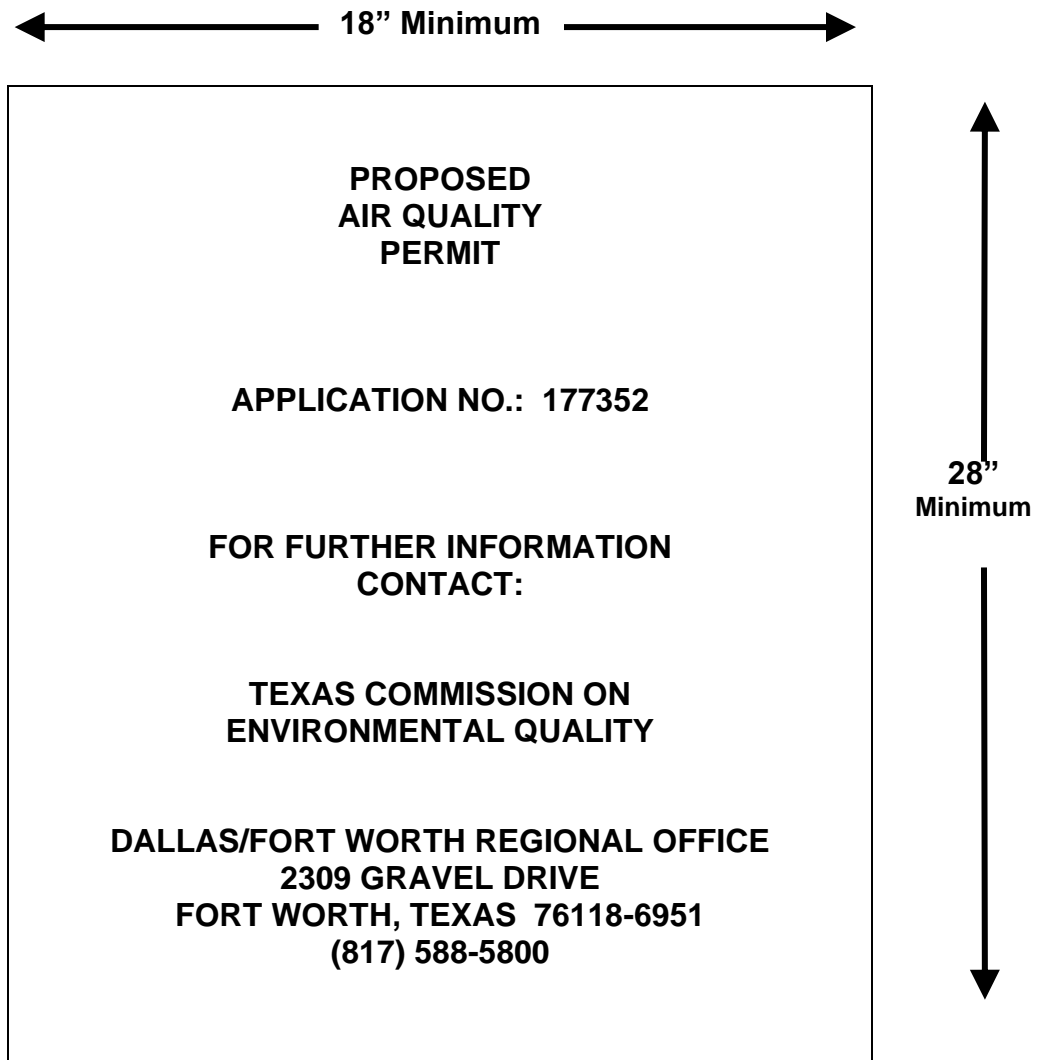
Further information may also be obtained from JCK Batch Plant, LLC, P.O. Box 264, Fate, Texas 75132-0264 or by calling Mr. Chakrapani Tennety, Regional Manager, AARC Environmental, Inc. at (972) 342-5359.

Amended Notice Issuance Date: October 7, 2024

Example C

Sign Posting

Sign(s) must be in place on day of publication of first newspaper notice **and must remain in place and the lettering must be legible during that designated comment period (30 days).** It is recommended **that the signs remain in place until 30 days after the last newspaper publication of the second notice** (either English or alternate language notice, whichever is later). Note - The information shown is an example only. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Each sign placed at the site must be located within 10 feet of each (every) property line paralleling a public highway, street or road. Signs must be visible from the street and spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs shall be required along any property line paralleling a public highway, street, or road.



Sign(s) must be placed at whatever height above the ground is necessary for sign(s) to be 100% visible from the street.

WHITE BACKGROUND WITH BLACK LETTERS

All lettering must be no less than 1-1/2 inch block printed capitals.

Public Notice Checklist
Notice of Receipt of Application and Intent to Obtain Permit
(1st Notice)

The following tasks must be completed for public notice. If publication in an alternative language is required, please complete the tasks for both the English and alternative language publications. Detailed instructions are included in the "Instructions for Public Notice" section of this package.

Within 30 calendar days after date of administrative completeness letter
<p>Publish <i>Notice of Receipt of Application and Intent to Obtain Permit</i></p> <ul style="list-style-type: none">- Example A must be published in "public notice" section of newspaper. Review for accuracy prior to publishing. <p>Provide copy of application at a public place for review and copying. Keep it there until end of the designated comment period.</p> <p>Prepare signs.</p>
First day of newspaper publication
<p>Review published newspaper notice for accuracy. If errors, contact Air Permits Division.</p> <p>Post signs and keep them up for duration of the designated comment period (see Example C).</p> <p>Ensure copy of application is at the public place.</p>
Within 10 business days after date of publication
<p>Proof of publication showing publication date and newspaper name should be emailed to PROOFS@tceq.texas.gov or mailed to:</p> <ul style="list-style-type: none">Texas Commission on Environmental QualityOffice of the Chief Clerk, MC-105Attn: Notice TeamP.O. Box 13087Austin, Texas 78711-3087 <p>Mail or email, as instructed, photocopies of newspaper clippings showing publication date and newspaper name to persons listed on <i>Notification List</i></p>
Within 30 calendar days after date of publication
<p>Affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) should be emailed to PROOFS@tceq.texas.gov or mailed to:</p> <ul style="list-style-type: none">Texas Commission on Environmental QualityOffice of the Chief Clerk, MC-105Attn: Notice TeamP.O. Box 13087Austin, Texas 78711-3087 <p>Mail or email, as instructed, photocopies of affidavits to persons listed on <i>Notification List</i></p>
Within 10 business days after end of the designated comment period
<p>Public Notice Verification Form should be emailed to PROOFS@tceq.texas.gov or mailed to:</p> <ul style="list-style-type: none">Texas Commission on Environmental QualityOffice of the Chief Clerk, MC-105Attn: Notice TeamP.O. Box 13087Austin, Texas 78711-3087 <p>Mail or email, as instructed, photocopies of Public Notice Verification Form to persons listed on <i>Notification List</i></p>

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



Instructions for Public Notice For New Source Review Small Business Stationary Source Air Permit

Notice of Receipt of Application and Intent to Obtain Permit

Your application has been declared administratively complete and now you must comply with the following instructions:

Review Notice

Included in the notice is all of the information which the commission believes is necessary to effectuate compliance with applicable public notice requirements. Please read it carefully and notify the Texas Commission on Environmental Quality (TCEQ) immediately if it contains any errors or omissions. You are responsible for ensuring the accuracy of all information published. You may not change the text of the notice without prior approval from the TCEQ.

Newspaper Notice

- You must publish the enclosed *Notice of Receipt of Application and Intent to Obtain Permit* within **30 calendar days** after the date of administrative completeness. Refer to the cover letter for the date of administrative completeness.
- You must publish the enclosed *Notice of Receipt of Application and Intent to Obtain Permit* at your expense, in a newspaper that is of general circulation in the municipality where the facility is or will be located. If the facility is not located within a municipality, the newspaper should be of general circulation in the municipality nearest to the location or proposed location.
- You must publish this notice in one issue of any applicable newspaper.
- You will find two example notices enclosed in this package. *Example A* must be published in the "public notice" section of the newspaper. The phrase "Example A" is not required to be published
- The bold text of the enclosed notice **must** be printed in the newspaper in a font style or size that distinguishes it from the rest of the notice (i.e., **bold**, *italics*). **Failure to do so may require re-notice.**

Alternative Language Notice

In certain circumstances, applicants for air permits must complete notice in alternative languages.

- Public notice rules require the applicant to determine whether a bilingual program is required at either the elementary or middle school nearest to the facility or proposed facility location. Bilingual education programs are determined on a district-wide basis. When students who are required to attend either school are eligible to be enrolled in a bilingual education program, some alternative language notice is required (signs, or signs and newspaper notice).
- Since the school district, and not the schools, must provide the bilingual education program, these programs do not have to be located at the elementary or middle school nearest to the facility or proposed facility to trigger the alternative language notice requirement. If there are

students who would normally attend the nearest schools eligible to be taught in a bilingual education program at a different location, alternative language notice is required.

- If triggered, publication of alternative language notices must be made in a newspaper or publication primarily printed in each language taught in the bilingual education program. This notice is required if such a newspaper or publication exists in the municipality or the county where the facility is or will be located.
- The applicant must demonstrate a good faith effort to identify a newspaper or publication in the required language. If a newspaper or publication of general circulation published at least once a month in such language cannot be found, publishing in that language is not required, but signs must still be posted adjacent to each English language sign.
- Publication in an alternative language section or insertion within an English language newspaper does not satisfy these requirements.
- The applicant has the burden to demonstrate compliance with these requirements. You must fill out the **Public Notice Verification Form (Form TCEQ-20244)** indicating your compliance with the requirements regarding publication in an alternative language. **This form is available at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**
- It is suggested the applicant work with the local school district to do the following:
 - (a) determine if a bilingual program is required in the district;
 - (b) determine which language is required by the bilingual program;
 - (c) locate the nearest elementary and middle schools; and
 - (d) determine if any students attending either school are eligible to be enrolled in a bilingual educational program.
- **If you determine that you must meet the alternative language notice requirements after receipt of the full public notice package, you are responsible for ensuring that the publication in the alternative language is complete and accurate in that language. Spanish notice templates are available through the Air Permits Division Web site at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html. All italic notes should be replaced with the corresponding Spanish translations for the specific application and published in the alternative language publication. Email a copy to Air Permits Division staff.**
- If you are required to publish notice in a language other than Spanish, you must translate the entire public notice at your own expense.

Public Comment Period

- The public comment period should last at least **30 calendar days**.
- The comment period will be longer if the last day of the public comment period ends on a weekend or a holiday. In this case, the comment period will end on the next business day.
- The comment period for the permit may lengthen depending on whether a public meeting is held. If a public meeting is held, the comment period will be extended to the later of either the date of the public meeting or the end of the second notice period.

Proof of Publication

- Check each publication to ensure that the articles were accurately published. If a notice was not published correctly you may be required to republish.
- For each newspaper in which you published, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk within **10 business days** after the date of publication. Acceptable proofs of publication are 1) copies of the published notice or 2) the newspaper clippings of the published notice. If you choose to submit copies of the published notice to the Office of the Chief Clerk, copies must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain newspaper clippings or tear sheets of the notice for your records.
- You must submit an **affidavit of publication for air permitting and alternate language affidavit of publication for air permitting (if applicable)** to the Office of the Chief Clerk within **30 calendar days** after the date of publication. **You must use the enclosed affidavit forms.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with the proof of publication described above.
- You must submit the **Public Notice Verification Form (Form TCEQ-20244)** to the Office of the Chief Clerk within **10 business days** of the end of this public comment period. You must use this form to certify that you have met alternative language notice requirements. **This form is available at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**
- The **affidavits of publication, Public Notice Verification Form, and acceptable proof of publication of the published notices** should be emailed to PROOFS@tceq.texas.gov or mailed to:

Texas Commission on Environmental Quality
Office of the Chief Clerk, MC-105
Attn: Notice Team / AIR Expedited Permitting
P.O. Box 13087
Austin, Texas 78711-3087

- Please ensure that the affidavit(s) you send to the Chief Clerk have all blanks on the affidavit filled in correctly.
- Photocopies of newspaper clippings, affidavits, and verifications must also be sent to those listed on the enclosed *Notification List* within the deadlines specified above.

Failure to Publish and Submit Proof of Publication

You must meet all publication requirements. **If you fail to publish the notice or submit proof of publication on time, then** the TCEQ may suspend further processing on your application or take other actions.

Sign Posting

Applicants for air quality permits must also post signs.

- You must post at least one sign in English and as applicable, in each alternative language.

- Signs must be in place on the first day of publication in a newspaper and must remain in place and be legible and be visible from the street for the entire duration of the publications' designated comment period (see Example C).
- The sign template enclosed (*Example C*) is an example only. Read the sign template carefully and notify the TCEQ if it has an error or omissions. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Any changes to the text prepared by the TCEQ must be approved by the agency.
- Signs placed at the site must be located within 10 feet of each (every) property line paralleling a public street, road, or highway. Signs must be spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs are required along any property line paralleling a public street, road, or highway. Sign(s) must be placed at a sufficient height above the ground that is necessary for sign(s) to be 100 percent visible from the street.
- All lettering on the sign must be no less than 1½" in height with block printed capital lettering. The sign must be at least 18" wide and 28" tall, and consist of black lettering on a white background.
- Alternative language signs are required if alternative notice is required, even if no newspaper can be found.
- Inspect each posted sign daily to ensure it is present and visible throughout the entire comment period.
- You must submit verification of sign posting using the **Public Notice Verification Form (Form TCEQ-20244)** within **10 business days** after end of the publications' designated comment period. Do not submit the *Public Notice Verification Form* verifying sign posting until after the comment period is over. You cannot certify that the sign posting is in compliance until after the comment period is over. **This form is available at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**

Application in a Public Place

- You must provide a copy of the administratively complete application at a public place for review and copying by the public. This place must be in the county in which the facility is located or proposed to be located.
- A public place is one that is publicly owned or operated. For example, libraries, county courthouses, or city halls.
- The administratively complete application must be available beginning on the first day of newspaper publication and remain available during the entire public comment period.
- If the application is submitted to the TCEQ with information marked as confidential, you are required to indicate which specific portions of the application are not being made available to the public. These portions of the application must be accompanied with the following statement: "Any request for portions of this application that are marked as confidential must be submitted in writing, pursuant to the Public Information Act, to the Texas Commission on Environmental Quality, Public Information Coordinator, MC-197, P.O. Box 13087, Austin, Texas 78711-3087."
- You must submit verification of file availability using the **Public Notice Verification Form (Form TCEQ-20244)** within **10 business days** after end of the publications' designated comment period. Do not submit the form verifying that the application was in a public place until after the comment period is complete. If a public meeting is held or second notice is required causing the public comment period to be extended, at a later date you will be required to verify that the application was in a public place during the entire public comment period. **This form is available at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**

General Information

When contacting the Commission regarding this application, please refer to the permit number at the top of the *Notice of Application and Intent to Obtain Permit*.

If you wish to obtain an electronic copy, please contact the initial reviewer who assisted in the preparation of this public notice package. The electronic version is available in Microsoft Word format only and can be requested once your application has been declared administratively complete. Please ensure that the electronic version is correct and consistent with the hard copies that were provided. Any revisions made may not be accepted. **You may download copies of the Public Notice Verification Form and Affidavits of publication by visiting our agency Web site at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**

If you have questions or need assistance regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300 or the administrative reviewer listed in the cover letter.

TCEQ-Office of the Chief Clerk
MC-105 Attn: Notice Team
P.O. Box 13087
Austin, Texas 78711-3087

Applicant Name: JCK Batch Plant, LLC
Permit No.: 177352
Application Received Date: August 26, 2024

AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF _____ §

BEFORE ME, the undersigned authority, on this day personally appeared

_____, who being by me duly sworn, deposes and says that (s)he is *(Name of Person Representing Newspaper)*

the _____ of the _____
(Title of Person Representing Newspaper) *(Name of the Newspaper)*

that said newspaper is generally circulated in _____, Texas;
(The municipality or nearest municipality to the location of the facility or the proposed facility)

that the enclosed notice was published in said newspaper on the following date(s):

(Newspaper Representative's Signature)

Subscribed and sworn to before me this the _____ day of _____, 20____
to certify which witness my hand and seal of office.

[Affix Seal]

Notary Public in and for the State of Texas

Print or Type Name of Notary Public

My Commission Expires

TCEQ-Office of the Chief Clerk
MC-105 Attn: Notice Team
P.O. Box 13087
Austin, Texas 78711-3087

Applicant Name: JCK Batch Plant, LLC
Permit No.: 177352
Application Received Date: August 26, 2024

ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF _____ §

BEFORE ME, the undersigned authority, on this day personally appeared

_____, who being by me duly sworn, deposes and says that (s)he is (*Name of Person Representing Newspaper*)

the _____ of the _____;
(*Title of Person Representing Newspaper*) (*Name of the Newspaper*)

that said newspaper is generally circulated in _____, Texas;
(*The **municipality or county** in which the facility or proposed facility is located*)

that the enclosed notice was published in said newspaper on the following date(s):

(*Newspaper Representative's Signature*)

Subscribe and sworn to before me this the _____ day of _____, 20____
to certify which witness my hand and seal of office.

[Affix Seal]

Notary Public in and for the State of Texas

Print or Type Name of Notary Public

My Commission Expires

Notification List

It is the responsibility of the applicant to furnish the following offices with copies of the notices published, the *Affidavit of Publication for Air Permitting*, the *Alternative Language Affidavit of Publication for Air Permitting (if applicable)*, and a completed copy of the *Public Notice Verification Form (Form TCEQ-20244)*. Acceptable proof of publication and any affidavits and Form TCEQ-20244 should be emailed to PROOFS@tceq.texas.gov or mailed to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087.

Electronic copies should be submitted via email to the U.S. Environmental Protection Agency (EPA), **Region 6** at R6AirPermitsTX@EPA.gov. Please contact Ms. Aimee Wilson (wilson.aimee@epa.gov) at (214) 665-7596 if you have any questions pertaining to electronic submittals to the EPA.

Email copies to Mr. Joe Nicosia at Joe.Nicosia@tceq.texas.gov

Hard copies should be sent to the following:

Texas Commission on Environmental Quality
Air Section Manager
Dallas/Fort Worth Regional Office
2309 Gravel Drive
Fort Worth, Texas 76118-6951

For TCEQ Use Only

**Permit Application Routing and Summary Sheet
Air Permits**

This sheet should accompany all notices to be processed by the office of the chief clerk on the left side of the file folder.

Name of applicant:JCK Batch Plant, LLC	
Facility/ Site name:Concrete Batch Plant	
TCEQ permit number: 177352	
Application received date:August 26, 2024	
Customer reference number:CN605822683	
Regulated entity number:RN112034798	
County: Dallas	Region: 4
Local program 1:	Local program 2:
Permit type: Flexible Permit Application	
Internal program routing	
Tech. team leader: Mr. Joe Nicosia	Phone no. (512) 239-1644
APIRT team leader: Johnny Bowers	Date: October 7, 2024
Administratively reviewed by: Carolyn Thomas	
Phone no. (512) 239-5127	
Administratively complete date: August 26, 2024	Amended Notice File Date: October 7, 2024
Public viewing location must have internet access: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Is 2nd public notice required: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Alternative Language Notice: <input checked="" type="checkbox"/> Yes – Spanish <input type="checkbox"/> No	
*709 applies	

For TCEQ Use Only

Applicant and Contact Information

This sheet should accompany all notices to be processed by the office of the chief clerk on the right side of the file folder.

Applicant's main contact and address to be shown on permit:	
Name/Title: Blanca Canales, President	
Company: Jck Batch Plant Llc	
Street/Road: PO Box 264	
City/State/Zip: Fate, TX 75132-0264	
Telephone: (214) 803-9043	Fax:
Applicant's technical representative/ consultant:	
Name/Title: Chakrapani Tennety, Regional Manager	
Company: Aarc Environmental Inc	
Street/Road: 2000 W Sam Houston Pkwy S Ste 850	
City/State/Zip: Houston, TX 77042-3657	
Phone: (972) 342-5359	Fax:
Person responsible for publishing notice:	
Name/Title: Blanca Canales, President	
Company: Jck Batch Plant Llc	
Street/Road: PO Box 264	
City/State/Zip: Fate, TX 75132-0264	
Telephone: (214) 803-9043	Fax:

Resumen en Lenguaje Sencillo del Permiso Inicial de Revisión de Nuevas Fuentes Solicitud de Permiso de Revisión de Nuevas Fuentes de Aire Número 177352

El siguiente resumen se proporciona para esta solicitud de permiso de aire pendiente que está siendo revisada por la Comisión de Calidad Ambiental de Texas, según lo dispuesto en el capítulo 39 del Código Administrativo de Texas. La información proporcionada en este resumen puede cambiar durante la revisión técnica de la solicitud y no son representaciones federales ejecutables de la solicitud de permiso.

JCK Batch Plant LLC (CN605822683) ha presentado una solicitud de permiso inicial número 177352. El Concrete Batch Plant (RN112034798) producirá/fabricará concreto en 1702 West. Simonds Road, Seagoville, Dallas Condado.

Este permiso autorizará las Operaciones por Lotes de Concreto. JCK Batch Plant ha enumerado en la solicitud los contaminantes y las cantidades que se emitirán en cada instalación. A continuación se indica la cantidad total de cada contaminante que se propone emitir cada año para todas las instalaciones.

Los Contaminantes	Emisiones Propuestas (toneladas por año)
PM	3.20
PM10	1.01
PM2.5	0.17

Las nuevas instalaciones serán controladas por pulverizaciones de agua según sea necesario.

**Plain Language Summary for New Source Review (NSR) Initial
Application for Air New Source Review Permit Number 177352**

The following summary is provided for this pending air permit application being reviewed by the Texas Commission on Environmental Quality as required by 30 Texas Administrative Code Chapter 39. The information provided in this summary may change during the technical review of the application and are not federal enforceable representations of the permit application.

JCK Batch Plant LLC (CN605822683) has submitted an application for initial permit number 177352. The Concrete Batch Plant (RN112034798) will produce/manufacture concrete at 1702 West Simonds Road, Seagoville, Dallas County.

This permit will authorize Concrete Batch operations. JCK Batch Plant LLC has listed in the application the pollutants and amounts that will be emitted for each facility. Below is the total amount for each pollutant that is proposed to be emitted each year for all the facilities.

Pollutant	Proposed Emissions (tons per year)
PM	3.20
PM10	1.01
PM2.5	0.17

The new facilities will be controlled by water sprays as required.

COMISIÓN DE CALIDAD AMBIENTAL DE TEXAS



EJEMPLO A

IRREPARABLE AVISO DE RECIBIMIENTO DE LA SOLICITUD E INTENCIÓN DE OBTENER UN PERMISO DE AIRE (NORI)

NÚMERO DE PERMISO DE CALIDAD DEL AIRE PROPUESTO 177352

SOLICITUD JCK Batch Plant, LLC, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ, por sus siglas en inglés) para: Emisión de Permiso 177352. Esta solicitud autorizaría la construcción de la planta dosificadora de hormigón ubicado en 1702 West Simonds Road, Seagoville, Dallas Condado, Texas 75159. Este enlace a un mapa electrónico de la ubicación general del sitio o instalación se proporciona como cortesía pública y no como parte de la solicitud o aviso. Para conocer la ubicación exacta, consulte la aplicación. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.593889,32.635556&level=13>. La instalación emitirá los siguientes contaminantes: material particulado, incluido el material particulado con diámetros de 10 micras o menos y 2.5 micras o menos.

Esta solicitud se presentó a la TCEQ el 26 de agosto de 2024. La solicitud estará disponible para su visualización y copia en la oficina central de la TCEQ, la oficina regional de TCEQ Dallas/Fort Worth y el condado de Seagoville Public Library, 702 US-175 Frontage Road, Seagoville, Dallas County, Texas a partir del primer día de publicación de este aviso. El archivo de cumplimiento de la instalación, si existe alguno, está disponible para su revisión pública en la oficina regional Dallas/Fort Worth de la TCEQ.

El director ejecutivo ha determinado que la solicitud está administrativamente completa y llevará a cabo una revisión técnica de la solicitud.

COMENTARIO PÚBLICO. Usted puede enviar comentarios públicos a la Oficina del Secretario Oficial en la dirección a continuación. La TCEQ considerará todos los comentarios públicos al desarrollar una decisión final sobre la solicitud y el director ejecutivo preparará una respuesta a esos comentarios.

REUNIÓN PÚBLICA. Puede solicitar una reunión pública a la Oficina del Secretario Oficial en la dirección a continuación. El propósito de una reunión pública es para brindar la oportunidad de enviar comentarios o hacer preguntas sobre la solicitud. Se llevará a cabo una reunión pública sobre la solicitud si lo solicita una persona interesada y el director ejecutivo determina que existe un grado significativo de interés público en la solicitud o si lo solicita un legislador local. Una reunión pública no es una audiencia de caso impugnado.

Una vez completada la revisión técnica de la solicitud, el director ejecutivo puede preparar un bosquejo de permiso y emitirá una decisión preliminar sobre la solicitud. Si se prepara un bosquejo de Permiso de Calidad del Aire, se requiere un Aviso de Solicitud y Decisión Preliminar y luego se publicará y enviará por correo a aquellos que hicieron comentarios, presentaron solicitudes de audiencia o están en la lista de correo para esta solicitud y contendrá la fecha límite final para enviar comentarios públicos.

OPORTUNIDAD PARA UNA AUDIENCIA DE CASO IMPUGNADO. Puede solicitar una audiencia de caso impugnado si usted es una persona que puede verse afectada por las emisiones de contaminantes del aire de la instalación. Si solicita una audiencia de caso impugnado, debe presentar lo siguiente: (1) su nombre (o para un grupo o asociación, un representante oficial), dirección postal y número de teléfono diurno; (2) nombre y número de permiso del solicitante; (3) la declaración "[Yo/nosotros] solicitamos una audiencia de caso impugnado"; (4) una descripción específica de cómo se vería afectado negativamente por la aplicación y las emisiones atmosféricas de la instalación de una manera no común para el público en general; (5) la ubicación y distancia de su propiedad en relación con la instalación; (6) una descripción de cómo utiliza la propiedad que puede verse afectada por la instalación; y (7) una lista de todas las cuestiones de hecho en disputa que envíe durante el periodo de comentarios. Si la solicitud es hecha por un grupo o una asociación, uno o más miembros que tienen capacidad para solicitar una audiencia deben ser identificados por su nombre y dirección física. También deben

identificarse los intereses que el grupo o asociación busca proteger. También puede presentar los ajustes propuestos a la solicitud / permiso que satisfagan sus inquietudes.

La fecha límite para presentar una solicitud para una audiencia de caso impugnado es de 30 días después de que se publique el aviso del periódico. Si una solicitud se presenta oportunamente, la fecha límite para solicitar una audiencia de caso impugnado se extenderá a 30 días después del envío de la respuesta a los comentarios.

Si una solicitud de audiencia se presenta oportunamente, después del cierre de todos los períodos de comentarios y solicitudes aplicables, el Director Ejecutivo enviará la solicitud y cualquier solicitud de audiencia de caso impugnado a los Comisionados para su consideración en una reunión programada de la Comisión. La Comisión sólo podrá conceder una solicitud de audiencia de un asunto impugnado sobre cuestiones que el solicitante haya presentado en sus observaciones oportunas que no hayan sido retiradas posteriormente. **Si se concede una audiencia, el tema de una audiencia se limitará a cuestiones de hecho en disputa o cuestiones mixtas de hecho y de derecho relacionadas con preocupaciones relevantes y materiales sobre la calidad del aire presentadas durante el periodo de comentarios.** Cuestiones como los valores de las propiedades, el ruido, la seguridad del tráfico, y la zonificación están fuera de la jurisdicción de la Comisión para abordar en este procedimiento.

LISTA DE CORREO. Además de enviar comentarios públicos, puede solicitar ser colocado en una lista de correo para recibir futuros avisos públicos para esta solicitud específica enviando una solicitud por escrito a la Oficina del Secretario Oficial a la dirección a continuación.

CONTACTOS E INFORMACIÓN DE LA AGENCIA. Los comentarios y solicitudes del público deben enviarse electrónicamente a www14.tceq.texas.gov/epic/eComment/, o por escrito Texas Commission on Environmental Quality, Office of Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Tenga en cuenta que cualquier información de contacto que proporcione, incluido su nombre, número de teléfono, dirección de correo electrónico y dirección física, se convertirá en parte del registro público de la agencia. Para obtener más información sobre esta solicitud de permiso o el proceso de permisos, llame al Programa de Educación Pública al número gratuito 1-800-687-4040. Si desea información en español, puede llamar al 1-800-687-4040.

También se puede obtener más información de JCK Batch Plant, LLC, P.O. Box 264, Fate, Texas 75132-0264 o llamando a Sr. Chakrapani Tennety, Gerente Regional, AARC Environmental, Inc. al (972) 342-5359.

Irreparable Fecha de emisión del aviso: 7 de octubre de 2024

Carolyn Thomas

From: Carolyn Thomas
Sent: Thursday, October 3, 2024 11:39 AM
To: Johnny Bowers; Alexander Hilla
Subject: RE: [EXTERNAL]FW: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

Thank you will do.

From: Johnny Bowers <johnny.bowers@tceq.texas.gov>
Sent: Thursday, October 3, 2024 11:38 AM
To: Alexander Hilla <Alexander.Hilla@tceq.texas.gov>
Cc: Carolyn Thomas <Carolyn.Thomas@tceq.texas.gov>
Subject: RE: [EXTERNAL]FW: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

Thank you for getting the clarification. Carolyn will have to prepare the amended PN and remove the L001 from the permit number.

From: Alexander Hilla <Alexander.Hilla@tceq.texas.gov>
Sent: Thursday, October 3, 2024 11:36 AM
To: Johnny Bowers <johnny.bowers@tceq.texas.gov>
Subject: FW: [EXTERNAL]FW: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

Johnny,

Just got off the phone with the applicant. Looks like they made an input error on STEERS and it should have been marked as Permanent.

Let me know if I can be of assistance, but in the meantime I told the applicant you may reach out in the next couple of days with a drafted amended notice.

Best Regards,



A handwritten signature in black ink that reads "Alex Hilla".

Alexander Hilla
Air Permits Division, Mechanical
Texas Commission on Environmental
Quality
12100 Park 35 Circle
Austin, TX 78753

Work: (512)-239-0157

Mobile: (512)-659-7478

Email: alexander.hilla@tceq.texas.gov

How is our customer service? www.tceq.texas.gov/customersurvey

From: Chakrapani Tennety <ctennety@aarccgroup.com>
Sent: Thursday, October 3, 2024 11:31 AM
To: Alexander Hilla <Alexander.Hilla@tceq.texas.gov>

Cc: Blanca@jckconcrete.net

Subject: RE: [EXTERNAL]FW: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

This is permanent plant.

Regards,



Chakri Tennety

Regional Manager

AARC Group

p: 972-342-5359

o: 214-388-2272

a: 5001 Spring Valley Rd.

Suite #1045W

Dallas, TX 75244

From: Alexander Hilla <Alexander.Hilla@tceq.texas.gov>

Sent: Thursday, October 3, 2024 11:20 AM

To: Chakrapani Tennety <ctennety@aarcgroup.com>

Cc: Blanca@jckconcrete.net

Subject: [EXTERNAL]FW: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

[Sender is EXTERNAL to AARC]

Good morning,

I am the permit review responsible for the technical review of the NSR application submitted on behalf of JCK Batch Plant, LLC.

Could you please confirm that the request for this application is to authorize construction of a permanent concrete batch plant and the authorization is not for a portable facility? Please see the internal thread below for reference. I believe a STEERS input error may have created an issue that resulted in generating a portable Regulated Entity Number (RN) and a permit number associated with portable facilities "L001" denotation.

Let me know so that we can proceed appropriately.

Best Regards,



Alexander Hilla

Air Permits Division, Mechanical

Texas Commission on Environmental

Quality

12100 Park 35 Circle

Austin, TX 78753

Work: (512)-239-0157

Mobile: (512)-659-7478

Email: alexander.hilla@tceq.texas.gov

How is our customer service? www.tceq.texas.gov/customersurvey

From: Johnny Bowers <johnny.bowers@tceq.texas.gov>
Sent: Thursday, October 3, 2024 11:13 AM
To: Alexander Hilla <Alexander.Hilla@tceq.texas.gov>
Cc: Carolyn Thomas <Carolyn.Thomas@tceq.texas.gov>
Subject: RE: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

Alex,

The workbook has permanent, but the applicant shows portable when answering the questions in STEERs; therefore a portable permit number was generated. Do you know which is correct? If permanent, then we will have to do an amended notice.

Please advise.

Thanks,

Johnny

From: Carolyn Thomas <Carolyn.Thomas@tceq.texas.gov>
Sent: Thursday, October 3, 2024 9:16 AM
To: Alexander Hilla <Alexander.Hilla@tceq.texas.gov>
Cc: Johnny Bowers <johnny.bowers@tceq.texas.gov>
Subject: RE: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

Good morning Alex,

Johnny reviewed the project and had no questions. You may want to reach out to him.

I've cc him on this email.

Thanks for asking.

From: Alexander Hilla <Alexander.Hilla@tceq.texas.gov>
Sent: Thursday, October 3, 2024 9:10 AM
To: Carolyn Thomas <Carolyn.Thomas@tceq.texas.gov>
Subject: Permit 177352L001 Project 378915 -- JCK Batch Plant, LLC

Good morning Carolyn,

Reaching out for clarification on an initial application you processed.
Do you know why this project was given a portable permit number? From what I can tell it's a permanent facility and shouldn't have the L001. Maybe I missed something though.
Any insight would be greatly appreciated. Thanks!

Best Regards,



**Take Care
of Texas**
It's the Only One We've Got
TakeCareOfTexas.org



A handwritten signature in black ink that reads "Alex Hilla".

Alexander Hilla

Air Permits Division, Mechanical
Texas Commission on Environmental
Quality
12100 Park 35 Circle
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