

Kimberly Cunningham

From: Kimberly Cunningham
Sent: Monday, January 26, 2026 8:51 AM
To: Steven Fish
Subject: RE: Signed CORE Data Form

Steve,

Thank you for the updated CORE Data Form.
I will update the RN with the coordinates.
Then I will create an amended public notice.
Once the amended public notice is run, I will email it to you so you can check it and approve it.

Hopefully, I'll have the amended public notice to you for approval by the end of the business day.

Let me know if you have any questions,
Kimberly

From: Steven Fish <sjfish@thirdcoastengr.com>
Sent: Sunday, January 25, 2026 3:20 PM
To: Kimberly Cunningham <Kimberly.Cunningham@tceq.texas.gov>
Subject: Signed CORE Data Form

Kimberly,

Attached is the electronically signed CORE Data Form signed by Tommy Napier. Hopefully this electronically signed form satisfies the TCEQ. Personally, I think this is actually better than printing the page, signing it, scanning it, and emailing back and then emailing to the TCEQ, but TCEQ management may not agree.

I am sure come Monday sometime, the site will contact me about whether they can do public notice. I'm assuming if the coordinates/link in the NORI is changed, then they will have to wait until we get the updated version. So, if you could call or email me and let me know where things stand I would appreciate it.

Thanks.

Steve

P.S. Hopefully you are staying warm and safe!

Kimberly Cunningham

From: Kimberly Cunningham
Sent: Monday, January 26, 2026 12:44 PM
To: Steven Fish
Subject: RE: Amended Public Notice DRAFT for 5725A_403347 Norit Americas

Steve,

You are correct. The link with the updated coordinates is the only change.
Thank you for Example B.

Thank you for your quick approval,
Kimberly

From: Steven Fish <sjfish@thirdcoastengr.com>
Sent: Monday, January 26, 2026 11:56 AM
To: Kimberly Cunningham <Kimberly.Cunningham@tceq.texas.gov>
Subject: Re: Amended Public Notice DRAFT for 5725A_403347 Norit Americas

Kimberly,

I am assuming for the two NORI's the only thing that changed was the link to the location map. If this is not the case, please let me know. I have updated the Example B's as they were the blank templates, just in case you don't have the Spanish version for your records.

If I don't need to review any of the NORI other than the links, then I am happy with this version. You can go ahead and reissue the public notice package with the updated coordinates.

Thanks for your patience and hard work on getting this done.

Steve
On Monday, January 26, 2026 at 11:40:56 AM CST, Kimberly Cunningham <kimberly.cunningham@tceq.texas.gov> wrote:

Steve,

Attached are the amended English and Spanish NORIs and the Example B Spanish sign.

Please review and approve as soon as possible.

Once I receive your response, I will run the official amended public notice package.

Thank you,

Kimberly

Kimberly Cunningham

License & Permit Specialist

Air Permits Division, TCEQ

512-239-1114

Kimberly.Cunningham@tceq.texas.gov



Brooke T. Paup, *Chairwoman*
Catarina R. Gonzales, *Commissioner*
Tonya R. Miller, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 26, 2026

MR TOMMY NAPIER
FACILITY GENERAL MANAGER
NORIT AMERICAS INC
3200 UNIVERSITY AVE
MARSHALL TX 75670-4842

Re: *Amended Notice of Receipt of Application and Intent to Obtain a Permit*
Declaration of Administrative Completeness
Permit Renewal Application
Air Quality Permit Number 5725A
Marshall Plant
Marshall, Harrison County
Customer Reference Number: CN600356372
Regulated Entity Number: RN102609724

Dear Mr. Napier:

The Texas Commission on Environmental Quality (TCEQ) has declared the above-referenced application, received on January 8, 2026, administratively complete on January 20, 2026.

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 and B)
- 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**

Mr. Tommy Napier
Page 2
January 26, 2026

Re: Permit: 5725A

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. Kimberly Cunningham at (512) 239-1114.

Sincerely,

A handwritten signature in cursive script, appearing to read "Nancy Birdsong".

Nancy Birdsong, Team Leader
Air Permits Initial Review Team
Air Permits Division
Texas Commission on Environmental Quality

Enclosure

cc: Air Section Manager, Region 5 - Tyler
Air Permits Section Chief, New Source Review Section (6MM-AP), U.S. Environmental Protection Agency, Region 6, Dallas

Project Number: 403347

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



EXAMPLE A

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

PERMIT NUMBER 5725A

APPLICATION. Norit Americas, Inc., has applied to the Texas Commission on Environmental Quality (TCEQ) for renewal of Air Quality Permit Number 5725A, which would authorize continued operation of a Kiln located at 3200 University Avenue, Marshall, Harrison County, Texas 75670. **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=-94.398333,32.536111&level=13>. The existing facility and/or related facilities are authorized to emit the following air contaminants: carbon monoxide, hazardous air pollutants, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less and sulfur dioxide.

This application was submitted to the TCEQ on January 8, 2026. The application will be available for viewing and copying at the TCEQ central office, TCEQ Tyler regional office, and the Marshall Public Library, 300 South Alamo Boulevard, Marshall, Harrison 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 Tyler regional office of the TCEQ. The application, including any updates, is available electronically at the following webpage: <https://www.tceq.texas.gov/permitting/air/airpermit-applications-notices>

The executive director has determined the application is administratively complete and will conduct a technical review of the application. In addition to the renewal, this permitting action includes the incorporation of permits by rule related to this permit. The reasons for any changes or incorporations, to the extent they are included in the renewed permit, may include the enhancement of operational control at the plant or enforceability of the permit. **The TCEQ may act on this application without seeking further public comment or providing an opportunity for a contested case hearing if certain criteria are met.**

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. Issues such as property values, noise, traffic safety, and zoning are outside of the TCEQ's jurisdiction to address in the permit process.

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, 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 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 15 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 mailing of the response to comments.

If any requests for a contested case hearing are timely filed, the Executive Director will forward the application and any requests for a contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. Unless the application is directly referred to a contested case hearing, the executive director will mail the response to comments along with notification of Commission meeting to everyone who submitted comments or is on the mailing list for this application. 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 for this application by sending a request to the Office of the Chief Clerk at the address below. Those on the mailing list will receive copies of future public notices (if any) mailed by the Office of the Chief Clerk for this application.

AGENCY CONTACTS AND INFORMATION. All 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 the permitting process, please call the TCEQ Public Education Program, Toll Free, at 1-800-687-4040 or visit their website at www.tceq.texas.gov/goto/pep. Si desea información en Español, puede llamar al 1-800-687-4040. You can also view our website for public participation opportunities at www.tceq.texas.gov/goto/participation.

Further information may also be obtained from Norit Americas, Inc., 3200 University Avenue, Marshall, Texas 75670-4842 or by calling Mr. Steven Fish, President, Third Coast Engineering Corporation at (903) 935-4706.

Amended Notice Issuance Date: January 26, 2026

Example B

Publication Elsewhere in the Newspaper:

TO ALL INTERESTED PERSONS AND PARTIES:

Norit Americas, Inc., has applied to the Texas Commission on Environmental Quality (TCEQ) for renewal of Air Quality Permit No. 5725A, which would authorize continued operation of a Kiln located at 3200 University Avenue, Marshall, Harrison County, Texas 75670. Additional information concerning this application is contained in the public notice section of this newspaper.

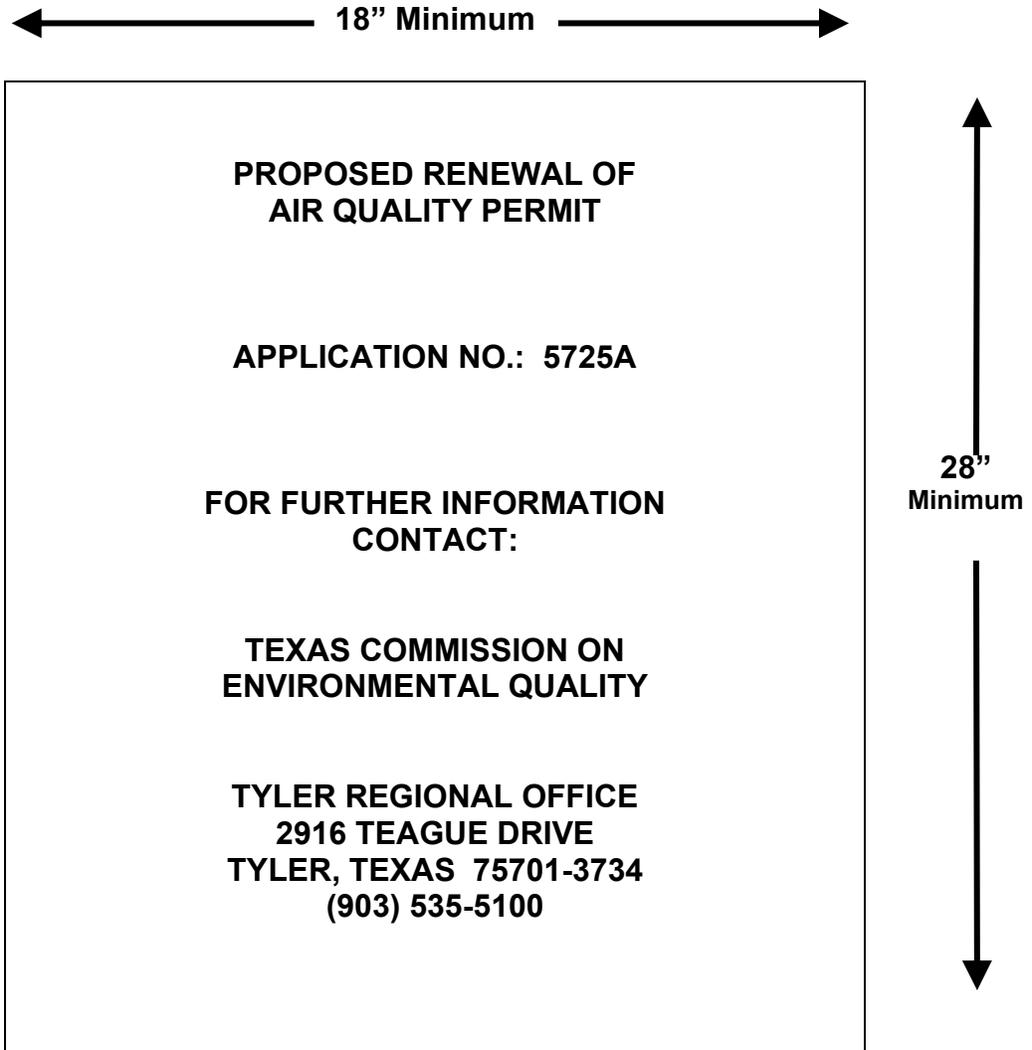
↑
3"
minimum

← Minimum 2 column widths or 4 inches →

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 for the 15-day public comment period (which begins on the last day of newspaper publication, 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.- Example B must be published in prominent location (other than "public notice") in same issue of newspaper. <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 Air Permit Renewal

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. *Example B* must be published in the **same issue** of the newspaper as *Example A*; however, it must be published in a prominent location (other than the public notice section). *Example B* refers the public to the "public notice" section of the newspaper where *Example A* provides more information regarding the permit application.
- *Example B* must be a total of at least **6 column inches (standard advertising units)** with a height of at least **3 inches** and a horizontal dimension of **2 column widths**. If the newspaper chosen does not use standard advertising units for measurement, the notice must be at least **12 square inches** with the shortest side at least 3 inches.
- 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**. With the exception of renewals whose comment period should last at least **15 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 or if second notice is required. 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 affidavits of publication.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with 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 be mailed to:

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

- Please ensure that the affidavit(s) you send to the Chief Clerk have all blanks 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: Norit Americas, Inc.
Permit No.: 5725A
Application Received Date: January 8, 2026

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: Norit Americas, Inc.
Permit No.: 5725A
Application Received Date: January 8, 2026

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 Ms. Chelsea Davis at Chelsea.Davis@tceq.texas.gov

Hard copies should be sent to the following:

Texas Commission on Environmental Quality
Air Section Manager
Tyler Regional Office
2916 Teague Drive
Tyler, Texas 75701-3734

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: Norit Americas, Inc.	
Facility/ Site name: Marshall Plant	
TCEQ permit number: 5725A	
Application received date: January 8, 2026	
Customer reference number: CN600356372	
Regulated entity number: RN102609724	
County: Harrison	Region: 5
Local program 1:	Local program 2:
Permit type: Permit Renewal Application	
Internal program routing	
Tech. team leader: Ms. Chelsea Davis	Phone no. (512) 239-1361
APIRT team leader: Nancy Birdsong	Date: January 20, 2026
Amended Notice Filed January 26, 2026	
Administratively reviewed by: Kimberly Cunningham	Phone no. (512) 239-1114
Administratively complete date: January 20, 2026	
Amended Notice Filed January 26, 2026	
Public viewing location must have internet access: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Is 2nd public notice required: <input type="checkbox"/> Yes <input checked="" 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: Tommy Napier, Facility General Manager	
Company: Norit Americas Inc	
Street/Road: 3200 University Ave	
City/State/Zip: Marshall, TX 75670-4842	
Telephone: (903) 935-4706	Fax: (215) 857-0008
Applicant's technical representative/ consultant:	
Name/Title: Steven Fish, President	
Company: Third Coast Engineering Corp	
Street/Road: 13811 Dry Creek Ranch Rd	
City/State/Zip: Cypress, TX 77429-3929	
Phone: (713) 857-2413	Fax:
Person responsible for publishing notice:	
Name/Title: Tommy Napier, Facility General Manager	
Company: Norit Americas Inc	
Street/Road: 3200 University Ave	
City/State/Zip: Marshall, TX 75670-4842	
Telephone: (903) 935-4706	Fax: (215) 857-0008

COMISIÓN DE CALIDAD AMBIENTAL DE TEXAS



Ejemplo A

MODIFICADO AVISO DE RECIBIMIENTO DE LA SOLICITUD E INTENCIÓN DE OBTENER RENOVACIÓN DEL PERMISO DE AIRE (NORI)

NÚMERO DE PERMISO 5725A

SOLICITUD. [Company Name], ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ, por su siglas en inglés) la renovación del permiso de calidad del aire número 5725A, que autorizaría la continuación del funcionamiento de Horno situado en 3200 Avenida Universitaria, Marshall, Harrison Condado, Texas 75670. Este enlace a un mapa electrónico de la ubicación general del sitio o de la instalación se ofrece como cortesía pública y no forma parte de la solicitud o del anuncio. Para conocer la ubicación exacta, consulte la solicitud.

<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-94.398333,32.536111&level=13>. La instalación existente está autorizada a emitir los siguientes contaminantes atmosféricos: contaminantes atmosféricos peligrosos, monóxido de carbono, óxidos de nitrógeno, compuestos orgánicos, material particulado incluida la material particulado incluyendo material particulado con diámetros de 10 micrones o menos y material particulado incluyendo material particulado con diámetros de 2.5 micrones o menos, y óxidos de azufre.

Esta solicitud se presentó a la TCEQ el 8 de enero de 2026. La solicitud estará disponible para su visualización y copia en la oficina central de la TCEQ, la Tyler oficina regional, y la Biblioteca pública Marshall, 300 South Alamo Boulevard, Marshall, Harrison Condado, Texas a partir del primer día de la publicación de este aviso. El expediente de cumplimiento de la instalación, si existe, está a disposición del público en el Tyler oficina regional de la TCEQ. La solicitud (cualquier actualización inclusive) está disponible electrónicamente en la siguiente página web:

<https://www.tceq.texas.gov/permitting/air/airpermit-applications-notice>.

El director ejecutivo ha determinado que la solicitud está administrativamente completa y llevará a cabo una revisión técnica de la misma. La información contenida en la solicitud indica que esta renovación del permiso no supondrá un aumento de las emisiones permitidas ni dará lugar a la emisión de un contaminante atmosférico no emitido anteriormente. **La TCEQ puede actuar sobre esta solicitud sin buscar más comentarios del público o dar la oportunidad de una audiencia de caso impugnado si se cumplen ciertos criterios.**

COMENTARIOS DEL PÚBLICO. Puede presentar comentarios públicos a la Oficina del Secretario Oficial en la dirección indicada a continuación. La TCEQ considerará todos los comentarios del público al elaborar una decisión final sobre la solicitud y el director ejecutivo preparará una respuesta a esos comentarios. Cuestiones como el valor de la propiedad, el ruido, la seguridad del tráfico y la zonificación están fuera de la jurisdicción de la TCEQ para ser tratadas en el proceso de permiso.

OPORTUNIDAD DE 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 atmosféricos de la instalación tiene derecho a solicitar una audiencia. Si solicita una audiencia de caso impugnado, deberá presentar lo siguiente (1) su nombre (o, en el caso de un grupo o asociación, un representante oficial), dirección postal y número de teléfono durante el día; (2) el nombre del solicitante y el número de permiso; (3) la declaración "[Yo/nosotros] solicito/solicitamos una audiencia de caso impugnado"; (4) una descripción específica de cómo se vería/n afectado/s por la solicitud y las emisiones atmosféricas de la instalación de una manera no común al público en general; (5) la ubicación y la distancia de su propiedad en relación con la instalación; (6) una descripción del uso que usted hace de la propiedad que puede verse afectada por la instalación; y (7) una lista de todas las cuestiones de hecho controvertidas que presente durante el periodo de comentarios. Si la solicitud la realiza un grupo o asociación, deberá identificarse con nombre y dirección física a uno o varios miembros que estén legitimados para solicitar una audiencia. También deben identificarse los intereses que el grupo o asociación pretende proteger. También puede presentar sus propuestas de ajustes a la solicitud/permiso que satisfagan sus preocupaciones.

El plazo para presentar una solicitud de audiencia de caso impugnado es de 15 días a partir de la publicación del anuncio en el periódico. Si la solicitud se presenta a tiempo, el plazo para solicitar una audiencia de caso impugnado se ampliará a 30 días después del envío de la respuesta a los comentarios.

Si se presenta a tiempo cualquier solicitud de audiencia de caso impugnado, el Director Ejecutivo remitirá la solicitud y cualquier solicitud de audiencia de caso impugnado a los Comisionados para su consideración en una reunión programada de la Comisión. A menos que la solicitud se remita directamente a una audiencia de caso impugnado, el director ejecutivo enviará por correo la respuesta a los comentarios junto con la notificación de la reunión de la Comisión a todas las personas que hayan presentado comentarios o estén en la lista de correo de esta solicitud. La Comisión sólo podrá conceder una solicitud de audiencia de caso impugnado sobre cuestiones que el solicitante haya presentado en sus comentarios a tiempo y que no hayan sido retirados posteriormente. **Si se concede una audiencia, el objeto de la misma se limitará a las cuestiones de hecho controvertidas o a las cuestiones mixtas de hecho y de derecho relativas a los problemas de calidad del aire pertinentes y materiales presentados durante el periodo de comentarios.** Cuestiones como el valor de la propiedad, el ruido, la seguridad del tráfico y la zonificación quedan fuera de la jurisdicción de la Comisión para ser tratadas en este procedimiento.

LISTA DE CORREO. Además de presentar comentarios públicos, puede solicitar que se le incluya en una lista de correo para recibir futuros avisos públicos sobre esta solicitud específica enviando una solicitud por escrito a la Oficina del Secretario Oficial en la dirección que figura a continuación.

CONTACTOS E INFORMACIÓN DE LA AGENCIA. Los comentarios y solicitudes del público deben presentarse vía electrónicamente en www14.tceq.texas.gov/epic/eComment/, o por escrito a la Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Tenga en cuenta que cualquier información de contacto que proporcione, incluyendo su nombre, número de teléfono, dirección de correo electrónico y dirección física, formará parte del registro público de la agencia. Para más información sobre el proceso de tramitación de permisos, favor de llamar al Programa de Educación pública de la TCEQ sin costo al 1-800-687-4040, o bien visitar su sitio web, www.tceq.texas.gov/goto/pep. Para información en español, favor de llamar al 1-800-687-4040. También es posible consultar oportunidades de participación pública en nuestro sitio web, www.tceq.texas.gov/goto/participation.

También se puede obtener más información de Norit Americas, Inc., 3200 Avenida Universitaria, Marshall, Texas 75670 o llamando a Mr. Steven Fish, Presidente, Third Coast Engineering Corporation al (903) 935-4706.

Enmendado Fecha de emisión del aviso: 26 de enero de 2026

Example B

Publication Elsewhere in the Newspaper:

<p>TO ALL INTERESTED PERSONS AND PARTIES:</p> <p>Norit Americas, Inc., has applied to the Texas Commission on Environmental Quality (TCEQ) for: Renewal of Permit 5725A.</p> <p>This application would authorize continued authorization of a Kiln located at 3200 University Avenue, Marshall, Harrison County, Texas 75670. Additional information concerning this application is contained in the public notice section of this newspaper.</p>	<p>3" minimum</p>
---	-----------------------

Minimum 2 column widths or 4 inches

<p>A TODAS LAS PERSONAS Y PARTES INTERESADAS:</p> <p>Norit Americas, Inc., ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ, por sus siglas en inglés) lo siguiente: Renovación del Permiso 5725A.</p> <p>Esta solicitud autorizaría autorización continua de un/a Kiln ubicado en 3200 Avenida Universitaria, Marshall, Harrison Condado, Texas 75670. Información adicional sobre esta solicitud se encuentra en la sección de aviso público de este periódico.</p>
--

Issuance = Emision
Amendment = Enmienda
Renewal = Renovacion
Construction = Construcccion
Modification = Modificacion
Continued Operation = Autorizacion Continua