



TCEQ Notice of Change (NOC) for Concentrated Animal Feeding Operation Authorization under the General Permit TXG920000

IMPORTANT – Please read the following information and [INSTRUCTIONS](#) before filling out this form

ePERMITS: Sign up now for online NOC: <https://www3.tceq.texas.gov/steers/>

This form will be returned for any of the following reasons:

- 1) The permit number is not provided, is invalid, or is no longer active,
- 2) Wet ink signature of person meeting signatory requirements is not provided,
- 3) The current permittee is not the applicant, and;
- 4) A requested change in operator name is not a legal name change.

This form cannot be used for a change in owner or operator. To inform TCEQ of a change in owner or operator, use Notice of Intent Form [TCEQ-20111](#).

What is the permit number of the authorization to be changed? TXG92_____

1) OWNER (PERMITTEE)

If there is more than one owner, provide the additional information in an attachment.

a) What is the full Legal Name of the current owner as it appears on the authorization?

b) What is the Customer Number (CN) assigned to this owner? You may search for your CN at:

<http://www.tceq.texas.gov/goto/cr-customer>

CN _____

c) What is the name and title of the Owner contact?

Prefix (Mr. Ms. Miss): _____

First/Last Name: _____ Suffix: _____

Title: _____ Credential: _____

2) OPERATOR (PERMITTEE)

If there are more than two permittees, provide the additional information in an attachment.

a) What is the full Legal Name of the current operator as it appears on the authorization?

b) What is the Customer Number (CN) assigned to this operator? You may search for your CN

at: <http://www.tceq.texas.gov/goto/cr-customer>

CN _____

c) What is the name and title of the Operator contact?

Prefix (Mr. Ms. Miss): _____

First/Last Name: _____ Suffix: _____

Title: _____ Credential: _____

3) PERMITTED SITE (RN) (REQUIRED)

What is the Regulated Entity Reference Number (RN) assigned to this site?

RN _____

4) APPLICATION CONTACT

If TCEQ needs additional information regarding this application, who should be contacted?

Prefix (Mr. Ms. Miss): _____

First/Last Name: _____ Suffix: _____

Title: _____ Credential: _____

Organization Name: _____

Phone Number: _____ Ext: _____ Fax Number: _____

E-mail Address: _____

Mailing Address: _____

Internal Routing (Mail Code, Etc.): _____

City: _____ State: _____ ZIP Code: _____

Mailing Information if outside USA

Territory: _____ Country Code: _____ Postal Code: _____

5) REQUESTED CHANGE TO PERMITTED INFORMATION

What information has changed or needs to be corrected? Check one or more of the sections being updated and enter the new information in the corresponding attachments.

Address and contact information for Owner, Operator, or Billing for Annual Fee. Complete section a) below.

Updating the number of employees. Complete section b) below.

Permittee Legal Name Change with Texas Secretary of State (TX SOS). Complete and attach section 1 of Attachment A.

Site Information (Regulated Entity). Complete and attach section 3 of attachment A. (Note: Authorized facilities under a general permit are site specific. If a change in site location has occurred, this NOC is not attainable.)

General Characteristics relating to the regulated activity.

Notification of facility operational status. Complete section c) below.

TPDES Large CAFO

Substantial Change: Select one or more of the following characteristics that are proposed to be changed.

Animal type, head count/manure production. Complete and attach Attachment B, Attachment C, updated NMP and other supporting documents.

Adding Land Management Units or increasing application acreage. Complete and attach Tables 1 and 2 to Attachment C 2). Attach the applicable portions of the updated NMP and applicable Maps.

Addition of a new crop or yield goal. Complete and attach Table 3 to Attachment C 2). Attach the applicable portions of the updated NMP.

Non-substantial change. Complete and attach Table 1 and Table 2 to Attachment C 2) if applicable. Attach the applicable portions of the updated NMP.

RCS(s)/Wastewater production. Complete and attach Table 1 and Table 2 to Attachment C 1) and see Maps section below. For wastewater production, complete section 2 of Attachment B and provide other supporting document(s).

Air authorization. Complete and attach Attachment D and see Maps section below.

Other. Attach supporting documents.

State only CAFO

Select one or more of the following characteristics that are proposed to be changed. (Animal type, headcount, production and waste use. Complete and attach Attachment B and see the Maps section below.)

Increase in LMU acreage or addition of new LMUs. Complete and attach Table 1 to Attachment C 2) b) and see Maps section below.

RCS(s). Complete and attach Table 1 to Attachment C 1) and see Maps section.

Air authorization. Complete and attach Attachment D and see Maps section below.

Other. Attach supporting documents.

a) Address and Contact Information

1. What information has changed? Check one or more as applicable.

Permittee for permit correspondence

Billing address/contact for Receiving Annual Fee Statement

2. If you selected more than one, is the information to be updated the same for each selection?

Yes – Answer question 3 and provide updated information in the fields below.

No – Provide the different addresses in section 2 of Attachment A of the NOC form to provide the different addresses.

3. Are you updating address and/or contact information for a permittee?

Yes – What is the Customer Number (CN)? CN _____

No – Continue to the fields below.

First/Last Name: _____

Phone Number: _____ Ext: _____ Fax Number: _____

E-mail Address: _____

Mailing Address: _____

Internal Routing (Mail Code, Etc.): _____

City: _____ State: _____ ZIP Code: _____

Mailing Information if outside USA:

Territory: _____ Country Code: _____ Postal Code: _____

b) Number of employees

1. What is the Customer Number (CN) issued to this entity? You may search for your CN at: <http://www.tceq.texas.gov/goto/cr-customer>

CN _____

2. Number of employees?

0-20; 21-100; 101-250; 251-500; or 501 or higher

c) Operational status

Has the facility become operational?

Yes – What date did it become operational?

No _____

d) Maps

If there are any proposed changes to the property boundaries, production area, RCSs and/or LMUs; updated USGS Topographic, Site, and LMU maps are required. If an Air Standard Permit is proposed, an Area Land Use Map must be provided as well.

1. Provide a **USGS Topographic Map** with scale showing the specific location of the production area and property boundaries. A high quality copy of a topographic map may be used in lieu of an original map.
2. Provide a **Site Map(s)** clearly delineating and labeling the location of all operations and characteristics.
3. Provide a **Land Management Unit Map(s)** clearly delineating and labeling each LMU listed in this application.
4. If an Air Standard Permit is proposed, provide an **Area Land Use Map** that shows the required minimum buffer distance for odor control.

6) CERTIFICATION FOR WATER QUALITY AUTHORIZATION

Owner Operator

A signature is required for each permittee. If more than two permittees, you must make additional copies of this section

I, _____
Typed or printed name _____
Title

certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

I further certify that I am authorized under **30 Texas Administrative Code §305.44** to sign and submit this document, and can provide documentation in proof of such authorization upon request

Signature: _____ Date: _____
(Use blue ink)

Owner Operator

(Required only if there is more than one permittee)

I, _____
Typed or printed name _____
Title

certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

I further certify that I am authorized under **30 Texas Administrative Code §305.44** to sign and submit this document, and can provide documentation in proof of such authorization upon request.

Signature: _____ Date: _____
(Use blue ink)

Attachment A to a NOC Form for Providing Different Addresses & Contact Information Related to a Specific Permit under General Permit TXG920000

What is the Permit Number? TXG92_____

1) Permittee Legal Name Change

- a) What is the CN for this permittee? CN_____
- b) What is the exact new legal name?_____
- c) What is the TX SOS Filing Number for this official name change?_____ (This is only applicable to Limited Partnerships or Corporations.)

2) Address & Contact Information Change

Fill in the changes as applicable. Incomplete and invalid addresses will not be used. (Verify at <http://www.usps.com>)

Billing Address for Receiving Annual Fee Statement

Prefix (Mr. Ms. Miss): _____
First/Last Name: _____ Suffix: _____
Title: _____ Credential: _____
Organization Name: _____
Phone Number: _____ Ext: _____ Fax Number: _____
E-mail: _____
Mailing Address: _____
Internal Routing (Mail Code, Etc.): _____
City: _____ State: _____ ZIP Code: _____

Permittee

What is the Customer Number (CN) issued to this entity? You may search for your CN at: <http://www.tceq.texas.gov/goto/cr-customer>

CN _____

Prefix (Mr. Ms. Miss): _____
First/Last Name: _____ Suffix: _____
Title: _____ Credential: _____
Organization Name: _____
Phone Number: _____ Ext: _____ Fax Number: _____
E-mail: _____
Mailing Address: _____
Internal Routing (Mail Code, Etc.): _____
City: _____ State: _____ ZIP Code: _____
Mailing Information if outside USA:
Territory: _____ Country Code: _____ Postal Code: _____

Additional Permittee

What is the Customer Number (CN) issued to this entity? You may search for your CN at: <http://www.tceq.texas.gov/goto/cr-customer>

CN _____

Prefix (Mr. Ms. Miss): _____
First/Last Name: _____ Suffix: _____
Title: _____ Credential: _____
Organization Name: _____
Phone Number: _____ Ext: _____ Fax Number: _____
E-mail: _____
Mailing Address: _____
Internal Routing (Mail Code, Etc.): _____
City: _____ State: _____ ZIP Code: _____
Mailing Information if outside USA:
Territory: _____ Country Code: _____ Postal Code: _____

3) Regulated Entity (RE) Site Location Information Correction

- a)** Is this a change to the location of the permitting activity?
Yes – This requested change will not be processed since the authorizations are site specific.
No – Complete this section.

b) New or Corrected Name of Project or Site :

c) Corrected Latitude: _____ Corrected Longitude: _____

d) Updated Address (new 911 address):

Does the site have a physical address?

Yes, complete Section A for a physical address.

No, complete Section B for site location information.

Section A: Physical address for the site.

Street Number: _____ Street Name: _____

City: _____ State: _____ ZIP Code: _____

Section B: Enter the site location information.

Provide a written location access description to the site. (Example: located 2 miles west from intersection of Hwy 290 & IH35 accessible on Hwy 290 South)

City: _____ State: _____ ZIP Code: _____

Attachment B to a NOC Form for Proposing Different Animal Type, Head Count, Waste Production, and/or Waste Use to a Specific Permit under General Permit TXG920000

What is the Permit Number? TXG92 _____

1) Animal Type and Head Count

Is there a change in animal type and/or head count?

Yes - Check the box by the animal type and provide the head count.

No – Go to section 2.

Proposed SIC Code and Animal Type	Proposed Head Count	Currently Authorized
0241- Total Dairy Cattle		
How many of the total dairy cattle are milking cattle?		
0211-Cattle (beef)		
0212-Veal Calves		
0213-Total Swine		
How many of the total swine are less than 55 lbs?		
How many of the total swine are 55 lbs or Over?		
0253-Turkeys		
0272-Horses		
0214-Sheep or Lambs		
0252-Laying Hens		
Dry Manure		
Liquid Manure		
0251-Chickens/Broilers		
Dry Manure		
Liquid Manure		
0259-Ducks		
Dry Manure		
Liquid Manure		
Other animal type: _____ SIC Code of other animal type: _____		

2) Waste Production and Use

a) Is there a change in the production or use of manure, sludge, or wastewater?

Yes – Complete this section

No – Proceed to the next section

b) What is the duration of manure storage?

Temporary Storage

Storage for more than 30 days

c) What is the estimated amount of wastewater generated annually by the facility?

_____ Acre-feet

d) What is the estimated amount of manure generated annually by the facility?

_____ Tons

e) Is any manure, sludge, or wastewater transferred to another person?

Yes - Answer questions below.

What is the estimated amount of wastewater transferred to other persons?

_____ Acre-feet

What is the estimated amount of manure transferred to other persons?

_____ Tons

No

f) Are you using alternative uses for manure, sludge, and/or wastewater?

Yes – What is the alternative use(s) of manure, sludge and/or wastewater?

Compost Facility

Evaporation

Pelletizing

Contract Hauler

Energy Generation

Other _____

No

Attachment C to a NOC Form for Proposing Different Retention Control Structure and/or Land Management Unit Information Related to a Specific Permit under General Permit TXG92000

What is the Permit Number? TXG92_____

1) Retention Control Structures (RCSs)

a) Are there any changes to existing RCSs and/or are you proposing to add new RCSs or changes to the animal type/head count?

Yes – Complete RCS table below.

No – Go to section 2.

Complete Table 1 for each RCS. Any currently authorized RCSs that you wish to remain authorized must be entered in the RCS table. Only the RCSs entered in the RCS table will be authorized through this Notice of Change. Make additional copies of Table 1 as needed.

***Please note:** You must comply with the closure requirements in Part III.D of the general permit prior to terminating authorization of an RCS.

Table 1: Retention Control Structures

Name used to identify the RCS	Structure Type	Days of Storage	Required Capacity (in acre-feet)	Drainage Area Acreage (acres)

b) Identify the RCSs that act in series or indicate that none act in series.

c) Provide the designed volumes for each RCS according to the design calculations and constructed capacities certified by the licensed Texas Professional Engineer. Make additional copies of Table 2 as needed.

Table 2: Volume Allocations for Retention Control Structures

Volume Allocations for RCS(s) (Acre-feet)							
RCS Name	Design Rainfall Event Runoff	Process Generated Wastewater	Minimum Treatment Volume	Sludge Accumulation	Water Balance	Required Capacity	Constructed or Proposed Capacity

2) Land Management Units (LMUs)

a) TPDES Large CAFO:

1. What is the date of the last review or revision of the NMP?

2. Are there changes to existing Land Management Units (LMUs) and/or are you proposing to add new LMUs or changes to the animal type/head count?

Yes – Complete LMU tables below.

No – Leave this section blank.

Complete the table for each LMU. Any currently authorized LMUs that you wish to remain authorized must be entered in the LMU table. Only the LMUs entered in the LMU table will be authorized through this Notice of Change. Make additional copies of Table 1 as needed.

Table 1: Land Application Summary from NMP

Name used to identify the LMU(s)	Acreage	Crop(s) & Yield Goal(s)	Nitrogen Maximum Application Rates, lbs/ac	Phosphorus (as P ₂ O ₅) Maximum Application Rates, lbs/ac

Table 2: Data Elements for Phosphorus Index Rating

Make additional copies of Table 2 as needed.

Name used to identify the LMU(s)						
Slope, %						
Dominant Hydrologic Soil Group						
Runoff Curve Number						
Soil Test P Level, index points						
Inorganic P ₂ O ₅ Application Rate, index points						
Organic P ₂ O ₅ Application Rate, index points						
Inorganic Method & Timing, index points						
Organic Method & Timing, index points						
Proximity of Application to Named Stream, index points						
Runoff Class, index points						
Soil Erosion, index points						
Total Index Points						
P Runoff Potential						
N-Leaching Index Test Required (Y/N)						
Soil Test Date						

NMP Certification:

I certify that the NMP has been developed and certified by a Certified Nutrient Management Specialist.

Yes

**Attachment D to a NOC Form for Proposing A Different Air Authorization
Related to a Specific Permit under General Permit TXG920000**

What is the Permit Number? TXG92_____

1) Proposed Air Authorization

a) Select the proposed air authorization type.

Permit-by-Rule in 30 TAC Chapter 106 Subchapter F

Individual Air Quality Permit under 30 TAC Chapter 116

Air Standard Permit for Animal Feeding Operations in 30 TAC Section 321.43

If "Air Standard Permit" is selected complete a and b below, complete the signature page for Air Standard Permit in section 2, and provide an **Area Land Use Map** that shows the required minimum buffer distance for odor control.

b) When did the facility start operations or plan to start operations? (Check one)

Operation started after 8/19/1998

Since the operation started after 8/19/1998, which option will the AFO use to meet the requirement for the air standard permit?

1/2 mile buffer

1/4 mile buffer and odor control plan

Operation started on or before 8/19/1998

Since the operation started on or before 8/19/1998, which option will the AFO use to meet the requirement for the air standard permit?

1/4 mile buffer

odor control plan

c) Is a written letter of consent from an affected landowner being used in lieu of meeting the buffer distance specified?

Yes – What is the first and last name of the affected landowner(s)?

No

Buffer is not required.

2) Certification for Air Standard Permit for Animal Feeding Operation

(Required if requesting authorization under the Air Standard Permit)

Owner Operator

A signature is required for each permittee. If more than two permittees, you must make additional copies of this section

I, _____
Typed or printed name *Title*

I am requesting coverage under the Air Standard Permit for Animal Feeding Operations located in 30 TAC Subchapter 321, Subchapter B. I have read the requirements for this air standard permit. I hereby certify that this facility will be constructed and operated in accordance with the requirements of this air standard permit. I will also maintain the documentation required to show compliance with the air standard permit on-site.

The signature below confirms that I have knowledge of the facts included in this application and that these facts are true and correct to the best of my knowledge and belief. I further state that to the best of my knowledge and belief, the project for which application is made will not in any way violate any provision of the Texas Water Code (TWC), chapter 7; Texas Clean Air Act (TCAA), as amended, or any of the air quality rules and regulations of the Texas Commission on Environmental Quality or any local governmental ordinance or resolution enacted pursuant to the TCAA. I further state that I have read and understand TWC statements or representations in this application, and TWC Section 7.187 pertaining to CRIMINAL PENALTIES.

Signature: _____ Date: _____
(Use blue ink)

Owner Operator

(Required only if there is more than one permittee)

I, _____
Typed or printed name *Title*

I am requesting coverage under the Air Standard Permit for Animal Feeding Operations located in 30 TAC Subchapter 321, Subchapter B. I have read the requirements for this air standard permit. I hereby certify that this facility will be constructed and operated in accordance with the requirements of this air standard permit. I will also maintain the documentation required to show compliance with the air standard permit on-site.

The signature below confirms that I have knowledge of the facts included in this application and that these facts are true and correct to the best of my knowledge and belief. I further state that to the best of my knowledge and belief, the project for which application is made will not in any way violate any provision of the Texas Water Code (TWC), chapter 7; Texas Clean Air Act (TCAA), as amended, or any of the air quality rules and regulations of the Texas Commission on Environmental Quality or any local governmental ordinance or resolution enacted pursuant to the TCAA. I further state that I have read and understand TWC statements or representations in this application, and TWC Section 7.187 pertaining to CRIMINAL PENALTIES.

Signature: _____ Date: _____
(Use blue ink)

Notice of Change (NOC) to an Authorization for Concentrated Animal Feeding Operation Activity under General Permit (TXG920000)

General Information and Instructions

Where to Send the NOC:

BY REGULAR U.S. MAIL

Texas Commission on Environmental Quality
Storm Water Processing Center (MC-148)
P.O. Box 13087
Austin, Texas 78711-3087

BY OVERNIGHT/EXPRESS MAIL

Texas Commission on Environmental Quality
Storm Water Processing Center (MC-148)
12100 Park 35 Circle
Austin, TX 78753

TCEQ Contact list:

Application – status and form questions:	512/239-4671, CAFO@tceq.texas.gov
Technical questions:	512/239-4671, CAFO@tceq.texas.gov
Environmental Law Division:	512/239-0600
Records Management - obtain copies of forms:	512/239-0900
Reports from databases (as available):	512/239-DATA (3282)
Cashier's office:	512/239-0357 or 512/239-0187

Notice of Change Process:

1. Notice of Change Review: The form will be reviewed to ensure the request is from the permittee (operator) on the authorization, the permit is active and initial coverage was acknowledged. Each item on the form will be reviewed for a complete response. Changes related to General Characteristics may be reviewed by technical staff and require additional information to be submitted. In addition, the permittee's legal name change must be verified with Texas Secretary of State (if applicable). The address(s) on the form must be verified with the US Postal Service (USPS) as an address receiving regular mail delivery. Do not provide an overnight/express mailing address.

If an item is incomplete or not verifiable, the operator may be notified by letter, phone call or email. In some instances, such as the following, the request may simply be returned.

- The permit number is not provided, invalid, or no longer active,
- A wet ink signature of person meeting signatory requirements for permittee is not provided,
- The applicant is not the current permittee,
- A requested name change for a permittee is not recognized as a legal name change, or
- The change does not qualify for processing through the NOC process.

2. NOC Confirmation: An updated Acknowledgment Certificate will be mailed to the operator only if the NOC is to change information provided on the acknowledgment certificate. The original coverage effective date will not change.

General Permit (Your Permit) and Forms

You may view and print the TXG920000 general permit on the TCEQ website www.tceq.texas.gov. Enter the general permit, TXG920000, as the key word in the search box to locate the specific web page.

ePermits online application forms

Get coverage faster than mailing the paper form. You can submit a Notice of Change, renew an existing permit and terminate an existing permit. Sign up at:

<https://www3.tceq.texas.gov/steers/>

Paper forms

The Notice of Intent (NOI) form TCEQ-20111, Notice of Termination (NOT) form TCEQ-20343, and Notice of Change (NOC) form TCEQ-20511 with instructions are available in Adobe Acrobat PDF format on the TCEQ web site www.tceq.texas.gov.

Change in Permittee

If the permittee or one of the co-permittees changes, the current permittee(s) must submit a Notice of Termination and the new permittee(s) must submit a Notice of Intent no later than 10 days prior to the change. Once the forms are received, reviewed and determined complete, the termination and new authorization will become effective and a new permit number will then be assigned for the new permittee(s). Please note that a letter will not make a change in permittee(s) effective. The forms must be submitted no later than 10 days prior to the change in permittee.

TCEQ Central Registry Core Data Form

The Core Data Form has been incorporated into this form. Do not send a Core Data Form to TCEQ. You can find the information on the Central Registry web site at:

<http://www15.tceq.texas.gov/crpub/>

You can search by the Regulated Entity (RN), Customer Number (CN) or Name (Permittee), or by your permit number under the search field labeled "Program ID".

The Customer (Permittee) is responsible for providing consistent information to the TCEQ, and for updating all CN and RN data for all associated authorizations as changes occur. For General Permits, a Notice of Change form must be submitted to the program area for approval to update the CN and RN data in central registry.

INSTRUCTIONS FOR FILLING OUT THE NOC FORM

1) and 2) PERMITTEE INFORMATION

a) Legal Name

Provide the current legal name of the permittee, as on the permit.

b) Customer Number (CN)

TCEQ's Central Registry will assign each customer a number that begins with CN, followed by nine digits. You may search for your CN at: <http://www.tceq.texas.gov/goto/cr-customer>

If the name(s) provided do not match the current permittee name(s), this form will be returned. It is the responsibility of the permittee(s) to comply with the general permit.

Note: If a change is being made to the CN and the CN has other TCEQ authorization types, it is the entity's responsibility to update those authorizations at the same time. If an authorization has been cancelled or terminated, the name cannot be changed on the permit. Because of this, a new CN may be issued for the new name.

c) Person Signing this Application

Provide the name and title of the person signing the application. The person must be an executive official meeting signatory requirements in TAC §305.44.

3) PERMITTED SITE (RN)

Provide the TCEQ Issued Regulated Entity (RN) number assigned for this permitted activity. Go to <http://www.tceq.texas.gov/goto/cr-searchrn> to locate your RN.

If the site has changed or the information provided indicates a new location, this form will be returned. It is the responsibility of the permittee(s) to comply with the general permit.

4) APPLICATION CONTACT

Provide the name, title and contact information of the person that TCEQ can contact for additional information regarding this application.

5) REQUESTED CHANGE TO PERMITTED INFORMATION

Check one or more of the available options indicating the information that is to be updated or proposed to be changed. Provide the updated address/contact information in section 5 a) or Attachment A (see Attachment A Instructions).

General Characteristics Change

If the facility has become operational and you wish to notify the TCEQ, complete section 5 c) of the NOC. If TPDES Large CAFO and you are proposing a substantial or non substantial change to the terms of the NMP, or State Only CAFO, use Attachment B to propose different animal type, head count, waste production, and/or waste use; for RCS/LMU changes use Attachment C; and to propose a different air authorization use Attachment D. For 'Other', include an attachment that describes changes and provide supporting documentation.

a) Address and Contact Information

If the address and/or contact information is the same for all types, then check each type and enter the information in the fields on the form. If some types have different information, then use the NOC ATTACHMENT A. The permit number **MUST** be written on the ATTACHMENT to indicate it is a part of the NOC form for the permit being updated. The updates cannot be made without reference to the submitted NOC form.

b) Number of employees

Enter the customer number and then select the appropriate category.

c) Operational status

Provide the date if the facility has become operational.

d) Maps

If there are any proposed changes to the property boundaries, production area, RCSs and/or LMUs; updated USGS Topographic, Site, and LMU maps are required. If an Air Standard Permit is proposed, an Area Land Use Map must be provided as well.

1. Provide a **USGS Topographic Map** with scale showing the specific location of the production area and property boundaries. A high quality copy of a topographic map may be used in lieu of an original map.
2. Provide a **Site Map(s)** clearly delineating and labeling the location of all operations and characteristics. The map shall show the production area and include, at a minimum, pens and open lots, barns, berms, permanent manure storage areas, composting areas, control facilities including RCSs, water wells (abandoned and in use), surface water in the state, and dead animal burial site. Each RCS listed above must be included and clearly crossed-referenced on the map.
3. Provide a **Land Management Unit Map(s)** clearly delineating and labeling each LMU listed in this application. The map shall include, at a minimum, the following information: a) the boundary and acreage of each LMU, b) all buffer zones required by this permit, c) the location of the production area, d) water wells, abandoned and in use,

which are on-site or within 500 feet of the facility boundary, e) all surface water in the state located on-site and within one mile of the property boundary, and f) the facility boundary.

4. If an Air Standard Permit is proposed, provide an **Area Land Use Map** that shows the required minimum buffer distance for odor control. The map must identify property lines, permanent odor sources, and distances and direction to any occupied residence of business structure, school (including associated recreation areas), structures containing a place of worship, or public park within a one-mile radius of the permanent odor sources at the CAFO. The map shall include a north arrow; scale of map; buffer distance from permanent odor source in radii of $\frac{1}{4}$, $\frac{1}{2}$, and 1 mile; that date the map was generated; and the date the distances were verified.

6) CERTIFICATION

The certification must bear an original signature of a person meeting the signatory requirements specified under 30 Texas Administrative Code (TAC) §305.44.

IF YOU ARE A CORPORATION:

The regulation that controls who may sign an NOI or similar form is 30 Texas Administrative Code §305.44(a) (see below). According to this code provision, any corporate representative may sign an NOI or similar form so long as the authority to sign such a document has been delegated to that person in accordance with corporate procedures. By signing the NOI or similar form, you are certifying that such authority has been delegated to you. The TCEQ may request documentation evidencing such authority.

IF YOU ARE A MUNICIPALITY OR OTHER GOVERNMENT ENTITY:

The regulation that controls who may sign an NOI or similar form is 30 Texas Administrative Code §305.44(a) (see below). According to this code provision, only a ranking elected official or principal executive officer may sign an NOI or similar form. Persons such as the City Mayor or County Commissioner will be considered ranking elected officials. In order to identify the principal executive officer of your government entity, it may be beneficial to consult your city charter, county or city ordinances, or the Texas statute(s) under which your government entity was formed. An NOI or similar document that is signed by a government official who is not a ranking elected official or principal executive officer does not conform to §305.44(a)(3). The signatory requirement may not be delegated to a government representative other than those identified in the regulation. By signing the NOI or similar form, you are certifying that you are either a ranking elected official or principal executive officer as required by the administrative code. Documentation demonstrating your position as a ranking elected official or principal executive officer may be requested by the TCEQ.

If you have any questions or need additional information concerning the signatory requirements discussed above, please contact the Texas Commission on Environmental Quality's Environmental Law Division at 512/239-0600.

30 Texas Administrative Code §305.44. Signatories to Applications

(a) All applications shall be signed as follows.

(1) For a corporation, the application shall be signed by a responsible corporate officer. For purposes of this paragraph, a responsible corporate officer means a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation; or the manager of one or more manufacturing, production, or operating facilities employing more

than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures. Corporate procedures governing authority to sign permit or post-closure order applications may provide for assignment or delegation to applicable corporate positions rather than to specific individuals.

(2) For a partnership or sole proprietorship, the application shall be signed by a general partner or the proprietor, respectively.

(3) For a municipality, state, federal, or other public agency, the application shall be signed by either a principal executive officer or a ranking elected official. For purposes of this paragraph, a principal executive officer of a federal agency includes the chief executive officer of the agency, or a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., regional administrator of the EPA).

ATTACHMENT A INSTRUCTIONS

The permit number **MUST** be written on ATTACHMENT A to indicate it is a part of the NOC form for the permit being updated. The updates cannot be made without reference to the submitted NOC form.

1) Legal Name Change

Provide the new legal name. If the entity is a Limited Partnership or Corporation, the name change must be verifiable with Texas Secretary of State. The TX SOS filing number must be provided to verify only a name change occurred. You may contact the SOS at 512/463-5555, for more information related to filing in Texas. If filed in the county where doing business, provide a copy of the legal documents showing the legal name change.

Legal name changes of a Corporation and Limited Partnership will be verified with Texas Secretary of State. If the entity is filed as a new entity with a new filing number, then the change cannot be made through a NOC. If the permittee, or one of the co-permittees changes, the current permittee(s) must submit a Notice of Termination and the new permittee(s) must submit a Notice of Intent.

2) Address & Contact Information Change

Indicate the type of address and contact information that has changed from the original NOI or last NOC submitted to the TCEQ. If the address and/or contact information is different for more than one type, use section 2 of Attachment A to update the information. There can only be one billing address for receiving the annual fee statement and there can only be one site mailing address. If there are more than two permittees to be updated, attach additional pages with the information to be updated.

Mailing Address

The address **MUST BE** verifiable with the US Postal Service at <http://www.usps.com> for regular mail delivery (not overnight express mail). If you find that the address is not verifiable using the USPS web search, please indicate the address is used by the USPS for regular mail delivery. Failure to provide a valid mailing address will delay or prohibit us from updating the permit.

3) Regulated Entity (RE) Information Change

The NOC form is only for use to update or correct information submitted on the original application or last NOC for the authorization. The authorization under a general permit is site specific. If this change is related to a new location, a Notice of Change is not attainable.

Provide the updated site name, updated site addresses, and/or corrected latitude and longitude, as applicable to your NOC request.

A new physical address for an existing location is usually the result of a newly assigned 911 address for emergencies.

If providing a corrected latitude and longitude, enter the latitude and longitude of the site in decimal form or degrees, minutes, and seconds. For help obtaining the latitude and longitude, go to: <http://www.tceq.texas.gov/gis/sqmaview.html>.

ATTACHMENT B INSTRUCTIONS

The permit number **MUST** be written on ATTACHMENT B to indicate it is a part of the NOC form for the permit being updated. The updates cannot be made without reference to the submitted NOC form.

1) General Characteristic

If there is a proposed change to animal type and/or head count, select “Yes” and complete section 1, otherwise select “No” and go to section 2.

Animal Type:

- Check the box for the type of animals that will be confined at this facility. Provide the proposed maximum capacity under the general permit as the “**Proposed Head Count**”.
- Under the “**Currently Authorized**” column, enter the number of head that are currently authorized for each animal type. If you are currently authorized for an animal type that you propose to change to zero of that animal type, then also enter zero under the “proposed Head Count.”

Please be sure to complete the information for subcategories. For example, if your animal type is of the swine species please mark one of the boxes indicating weight of swine at the facility. Check the box for 55 lbs or more if your facility contains swine that weigh greater than 55 pounds, and provide the number of swine that weigh 55 lbs or more. Check the box for under 55 lbs if your facility contains swine that weigh less than 55 pounds, and provide the number of swine that weigh less than 55 lbs. Check the box for both if your facility contains swine that weigh both greater and less than 55 pounds. Also, if your animal type is Dairy Cattle, provide the total number of dairy cattle and the number of milking cattle.

2) Waste Production and Use

- a) If there is a change in manure, sludge, and/or wastewater production and use, select “Yes” and complete section 2, otherwise select “No.”
- b) Identify the type of storage for the manure and/or wastewater by indicating if it is temporary storage (less than 30 days) and/or storage of more than 30 days.
- c – d) Provide the total amount of manure (in tons) and wastewater (in acre-feet) projected to be generated annually by the facility.
- e) If the applicant’s facility is going to transfer manure, sludge, and/or wastewater off-site annually to other persons, provide the estimated annual quantity in tons of manure and acre-feet of wastewater that the applicant plans to transfer off-site.

- f) If you are using alternative use(s) for manure, sludge, and/or wastewater, select all that apply and/or describe “other.”

ATTACHMENT C INSTRUCTIONS

The permit number **MUST** be written on ATTACHMENT C to indicate it is a part of the NOC form for the permit being updated. The updates cannot be made without reference to the submitted NOC form.

1) Retention Control Structures (RCSs)

If there are changes in Retention Control Structure(s) (RCS), select “Yes” and complete the information for the RCS table. Enter each RCS that will maintain authorization as is or with proposed changes, and each RCS that is proposed. Only the RCSs entered on the RCS table will be authorized through this NOC. When completing the table list each RCS by identifying the name, as well as the structure type (i.e. treatment pond, storage pond, settling basin, settling pond, evaporation pond, transfer pond, treatment/storage, or other), days of storage, required capacity and drainage area acreage. Please attach additional pages if more space is needed. If there are no changes in RCSs, select “No” and go to section 2.

2) Land Management Units (LMUs)

If there are changes in Land Management Unit(s), select “Yes” and complete the information for the LMU table. Enter each LMU that will maintain authorization as is or with proposed changes, and each LMU that is proposed. Only the LMUs entered on the LMU table will be authorized through this NOC. When completing the table list each LMU by identifying the name, as well as the total number of acres for the LMU and the estimated application rate with the unit. Please attach additional pages if more space is needed. If there are no changes in LMUs, select “No.”

Table 1: Land Application Summary from NMP – For each field where manure and wastewater is (will be) land applied, provide the name, acreage, crop(s) to be planted or any other uses such as pasture or fallow fields, the realistic yield goal(s) for each crop, the maximum nitrogen and phosphorus recommendations, lbs/ac from the S_Crops.xls Table. A copy of the S Crop.xls Table is available for download at the Texas A&M Agrilife Extension website <http://nmp.tamu.edu/>.

Table 2: Data Elements for Phosphorus Index Rating – Provide the data elements (site characteristic) from the phosphorus index worksheet for each field where manure and wastewater is (will be) land applied. See Table 1 or Table 2 of the NRCS Technical Notes–Agronomy Technical Note Number 15-Phosphorus Assessment Tool for Texas.

If you are a TPDES Large CAFO, indicate if the NMP has been developed and certified by a certified nutrient management specialist. **The requirement for a Nutrient Management Plan (NMP) is not applicable to State Only CAFOs.**

Table 3: Indicate whether alternative crop(s) and yield goal(s) or any other uses such as pasture or fallow fields are being proposed for the LMUs. If the answer is “Yes” and if the list of proposed alternative crop(s) and yield goal(s) provided for the first LMU is the same for ALL LMUs, select the check box that says “Applicable to all LMUs.” If you have a more extensive list of alternative crops/yield goals, you may attach the list to this application.

ATTACHMENT D INSTRUCTIONS

The permit number **MUST** be written on ATTACHMENT D to indicate it is a part of the NOC form for the permit being updated. The updates cannot be made without reference to the submitted NOC form.

1) Proposed Air Authorization

- a)** All animal feeding operations, regardless of size, are required to obtain air quality authorization under the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, Subchapter C. Air quality authorization may be obtained by one of the following:
- Permit By Rule, Chapter 106, Subchapter F (relating to animal confinement) - This is typically used for the smaller operations and dry litter poultry operations. Certain poultry operations require registration with a PI-7 through the Air Permits Division.
 - Individual permits under Chapter 116 - This is one option to authorize facilities that cannot meet the permit by rule. The permit is processed by the Air Permits Division. For details, contact the Air Permits Division and request assistance on agricultural permitting for New Source Review at 512/239-1240.
 - Air Standard Permit for Animal Feeding Operations - Requirements for this authorization are located in Chapter 321, Subchapter B. Facilities which meet all of the requirements are eligible for coverage. If the facility cannot meet all the requirements, then coverage should be obtained under Chapter 106, permit by rule; or Chapter 116, individual permit.

If “Air Standard Permit” is selected complete b and c, complete the signature page for Air Standard Permit at the end of the application, and provide an Area Land Use map. See the Maps section on page 1 of the NOC form.

b – c) This section should only be completed if you are requesting authorization under the air standard permit in 30 TAC 321, Subchapter B.

2) Certification for Air Standard Permit for Animal Feeding Operations

The operator must sign and date this certification statement if requesting authorization under the Air Standard Permit for Animal Feeding Operations. If you are not requesting air authorization through this NOI, then there is no need to sign the certification.