

## Jennifer Cox

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**From:** PUBCOMMENT-OCC  
**Sent:** Friday, June 21, 2024 11:49 AM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** 1jandrews2006@gmail.com <1jandrews2006@gmail.com>  
**Sent:** Wednesday, June 19, 2024 4:05 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Josh Andrews

**EMAIL:** [1jandrews2006@gmail.com](mailto:1jandrews2006@gmail.com)

**COMPANY:**

**ADDRESS:** 113 WARREN ST  
NEVADA TX 75173-7129

**PHONE:** 2147736894

**FAX:**

**COMMENTS:** I would like to contest the approval of this permit, this is too close to residential areas that primarily see a good south /south east wind most of the year, which would in turn blow plenty of dust and particulate matter into the air that would cover most of the old town of Nevada, not to mention the noise pollution.

**Jennifer Cox**

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**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 4, 2024 3:49 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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**From:** dede.burke@verizon.net <dede.burke@verizon.net>  
**Sent:** Sunday, June 2, 2024 7:40 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Deann Brown

**EMAIL:** [dede.burke@verizon.net](mailto:dede.burke@verizon.net)

**COMPANY:**

**ADDRESS:** 9187 COUNTY ROAD 591  
NEVADA TX 75173-7111

**PHONE:** 4698778255

**FAX:**

**COMMENTS:** Against approval of permit concrete batch plant in residential area. Our homes will be forever dusty, our air quality for residence and animals and crops. Devalues our home. Commercial traffic on a county road that is not made for that type of traffic.

## Jennifer Cox

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**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:06 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

PM

Jesús Bárcena  
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Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** Dede.burke@verizon.net <Dede.burke@verizon.net>  
**Sent:** Monday, June 17, 2024 12:58 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Peggy Brown

**EMAIL:** [Dede.burke@verizon.net](mailto:Dede.burke@verizon.net)

**COMPANY:**

**ADDRESS:** 9177 COUNTY ROAD 591  
NEVADA TX 75173-7111

**PHONE:** 4698778255

**FAX:**

**COMMENTS:** Public meeting requesting.

**Jennifer Cox**

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**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 11, 2024 3:43 PM  
**To:** PUBCOMMENT-APD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 176138

**From:** Rdbrown2264@gmail.com <Rdbrown2264@gmail.com>  
**Sent:** Saturday, June 8, 2024 6:47 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Ron D Brown

**EMAIL:** [Rdbrown2264@gmail.com](mailto:Rdbrown2264@gmail.com)

**COMPANY:**

**ADDRESS:** 9177 COUNTY ROAD 591  
NEVADA TX 75173-7111

**PHONE:** 9729794685

**FAX:**

**COMMENTS:** Farmland,cattle,crops,wildlife.

## Jennifer Cox

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**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:08 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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**From:** Burmad03@gmail.com <Burmada03@gmail.com>  
**Sent:** Monday, June 17, 2024 4:40 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Madison Burke

**EMAIL:** [Burmada03@gmail.com](mailto:Burmada03@gmail.com)

**COMPANY:**

**ADDRESS:** 9177 COUNTY ROAD 591  
NEVADA TX 75173-7111

**PHONE:** 4697676386



**FAX:**

**COMMENTS:** I don't want this because of the roads

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:06 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

PM

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**From:** Tcabral18400@gmail.com <Tcabral18400@gmail.com>  
**Sent:** Monday, June 17, 2024 12:22 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Terri Cabral

**EMAIL:** [Tcabral18400@gmail.com](mailto:Tcabral18400@gmail.com)

**COMPANY:**

**ADDRESS:** 18400 SKYVIEW LN  
NEVADA TX 75173-7000

**PHONE:** 9728056340

**FAX:**

**COMMENTS:** I am requesting a public meeting on the proposed batch cement plant in nevada texas. I am opposed to this plant being in nevada tx. Our roads cannot handle this kind of traffic nor do we want the noise or the air pollution that this will create. We moved to the country for peace and quite it's not an industrial area. The public needs a say in this matter

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:07 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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**From:** c.blanca@live.com <c.blanca@live.com>  
**Sent:** Monday, June 17, 2024 4:03 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Blanca Guadalupe Canales

**EMAIL:** [c.blanca@live.com](mailto:c.blanca@live.com)

**COMPANY:**

**ADDRESS:** 5034 COUNTY ROAD 599  
FARMERSVILLE TX 75442-6578

**PHONE:** 4695080036

**FAX:**

**COMMENTS:** Don't want this near us. Recently moved away from a situation exactly like this, I can't afford to do it again. We already have enough traffic in the area. The roads aren't ready for this kind of traffic. Take this elsewhere!!!! NOT HERE.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:07 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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**From:** c.blanca@live.com <c.blanca@live.com>  
**Sent:** Monday, June 17, 2024 3:18 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Blanca Guadalupe Canales

**EMAIL:** [c.blanca@live.com](mailto:c.blanca@live.com)

**COMPANY:**

**ADDRESS:** 5034 COUNTY ROAD 599  
FARMERSVILLE TX 75442-6578

**PHONE:** 4695080036

**FAX:**

**COMMENTS:** Don't want this near us. Recently moved away from a situation exactly like this, I can't afford to do it again. We already have enough traffic in the area. The roads aren't ready for this kind of traffic. Take this elsewhere!!!! NOT HERE.

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**Sent:** Monday, June 17, 2024 5:07 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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**From:** c.blanca@live.com <c.blanca@live.com>  
**Sent:** Monday, June 17, 2024 3:08 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Blanca Guadalupe Canales

**EMAIL:** [c.blanca@live.com](mailto:c.blanca@live.com)

**COMPANY:**

**ADDRESS:** 5034 COUNTY ROAD 599  
FARMERSVILLE TX 75442-6578

**PHONE:** 4695080036



**FAX:**

**COMMENTS:** Don't want this near us. Recently moved away from a situation exactly like this, I can't afford to do it again. We already have enough traffic in the area. The roads aren't ready for this kind of traffic. Take this elsewhere!!!! NOT HERE.

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**Sent:** Monday, June 17, 2024 5:07 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

PM

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** c.blanca@live.com <c.blanca@live.com>  
**Sent:** Monday, June 17, 2024 3:11 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Blanca Guadalupe Canales

**EMAIL:** [c.blanca@live.com](mailto:c.blanca@live.com)

**COMPANY:**

**ADDRESS:** 5034 COUNTY ROAD 599  
FARMERSVILLE TX 75442-6578

**PHONE:** 4695080036

**FAX:**

**COMMENTS:** I am requesting a public meeting!

6

# TCEQ Registration Form

September 12, 2024

**Bartoo Ready Mix, LLC**

## Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

*PLEASE PRINT*

Name: James B Carroll

Mailing Address: 203 W FM 6

Physical Address (if different): \_\_\_\_\_

City/State: Nevada TX Zip: 75173

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

Email: bart.carroll@yahoo.com

Phone Number: ( 972 ) 742 4411

- Are you here today representing a municipality, legislator, agency, or group? ☐ Yes ☒ No

If yes, which one? \_\_\_\_\_

☐ Please add me to the mailing list.

☒ I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

☐ I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

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

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, June 26, 2024 10:17 AM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** bclark6971@gmail.com <bclark6971@gmail.com>  
**Sent:** Tuesday, June 25, 2024 8:15 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Brad Clark

**EMAIL:** [bclark6971@gmail.com](mailto:bclark6971@gmail.com)

**COMPANY:** n2 Success

**ADDRESS:** 2020 CONSTITUTION CT  
NEVADA TX 75173-1255

**PHONE:** 9729716556

**FAX:**

**COMMENTS:** To Whom It May Concern, I am writing to express my serious concerns regarding the proposed cement manufacturing facility at 8929 County Road 591, Nevada, Collin County, Texas 75173, specifically regarding the potential air quality impacts and associated health risks. Scientific research indicates that exposure to cement dust can lead to significant health problems, including Asthma, Silicosis, Pneumoconiosis, Bronchitis, and other lung diseases. Our community is home to many children and schools, making us particularly vulnerable to air pollution. The potential health costs and the long-term impact on our community's well-being are too great to ignore. According to the approved Community ISD bond, there will be 4 new elementary schools and 2 new middle schools and further additions to the high school. Many of these are already under construction. Housing for these children already exists in the immediate vicinity of the proposed Bartoo Ready Mix LLC facility, including my own 2 children. Dozens, if not hundreds more, are also in the nearby area with more to come as further housing development takes place as indicated by the Community ISD's expansion. Concrete and cement dust are occupational hazards as recognized by the NIH and other health and safety organizations. The installation of a concrete/cement manufacturing facility within the vicinity of an expanding residential area puts such unnecessary risks onto men, women, children, and livestock in the surrounding area who should not be forced to deal with such air pollutants. The cement industry is the third largest source of industrial air pollution such as sulfur dioxide, nitrogen oxides (NOx) and carbon monoxide. These pollutants cause harm to both adults and children if inhaled, such as asthma, bronchitis, and other long-lasting respiratory issues. The location of the facility is surrounded by residential housing. There are no buildings or structures that would block the harmful particulates from being cast across a wide area that would negatively impact the health of surrounding citizens. Based on the evidence presented and the strong community opposition, we urge the TCEQ to deny the permit for the facility. We believe it is essential to prioritize the health and safety of our residents over industrial development in this case. There are more suitable locations in Collin County for this facility that are not surrounded by housing for children of an expanding school district. In addition, any negative health or environmental impact caused by the Bartoo facility would be compensated by Bartoo Ready Mix LLC, its owners, and the TCEQ who approved the facility on the grounds that they knowingly put people, including children, at risk. Sources: Community ISD Bond <https://www.communityisdbond.com/> Characterization and Hazard Identification of Respirable Cement and Concrete Dust from Construction Activities <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8508395/> Effect of Exposure to Cement Dust among the Workers: An Evaluation of Health Related Complications <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6026423/> Concrete And Cement Dust Health Hazards <https://www.haspod.com/.../concrete-cement-dust-health-hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos> Cement and Concrete Manufacture [https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20\(RCS\)](https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20(RCS)).

## Jennifer Cox

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**From:** PUBCOMMENT-OCC  
**Sent:** Friday, May 31, 2024 3:50 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
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Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** cole@crossfitlavon.com <cole@crossfitlavon.com>  
**Sent:** Thursday, May 30, 2024 1:58 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Taylor Cole

**EMAIL:** [cole@crossfitlavon.com](mailto:cole@crossfitlavon.com)

**COMPANY:**

**ADDRESS:** 302 EAST ST  
NEVADA TX 75173-7193

**PHONE:** 4698774085

**FAX:**

**COMMENTS:** I'm 100% against this being built in the middle of our community. Our streets are already torn to pieces, we don't need these trucks making them worse.



TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

**Regulated Entity:**

RN107385742 - CBP 001 SN96163

**TCEQ Permit No.:** 176138

**TCEQ Docket No:** Not Applicable

**County:** COLLIN

**Principal Name:**

CN603464595 - BARTOO READY MIX LLC

2024 JUN -6 AM 11: 21

CHIEF CLERKS OFFICE

Public comments regarding the permit for Bartoo Ready Mix LLC to build a cement/concrete manufacturing facility near residential housing.

**Comments prepared by:**

Jason Collins

8875 County Road 592, Nevada, TX 75173

214-843-5034

Reviewed By BOO

JUN 06 2024

To Whom It May Concern,

I am writing to express my serious concerns regarding the proposed cement manufacturing facility at 8929 County Road 591, Nevada, Collin County, Texas 75173, specifically regarding the potential air quality impacts and associated health risks. Scientific research indicates that exposure to cement dust can lead to significant health problems, including Ashma, Silicosis, Pneumoconiosis, Bronchitis, and other lung diseases.

Our community is home to many children and schools, making us particularly vulnerable to air pollution. The potential health costs and the long-term impact on our community's well-being are too great to ignore.

According to the approved Community ISD bond, there will be 4 new elementary schools and 2 new middle schools and further additions to the high school. Many of these are already under construction. Housing for these children already exists in the immediate vicinity of the proposed Bartoo Ready Mix LLC facility. Dozens, if not hundreds more, are also in the nearby area with more to come as further housing development takes place as indicated by the Community ISD's expansion.

Concrete and cement dust are occupational hazards as recognized by the NIH and other health and safety organizations. The installation of a concrete/cement manufacturing facility within the vicinity of an expanding residential area puts such unnecessary risks onto men, women, children, and livestock in the surrounding area who should not be forced to deal with such air pollutants.

The cement industry is the third largest source of industrial air pollution such as sulfur dioxide, nitrogen oxides (NOx) and carbon monoxide. These pollutants cause harm to both adults and children if inhaled, such as ashma, bronchitis, and other long-lasting respiratory issues.

The location of the facility is surrounded by residential housing. There are no buildings or structures that would block the harmful particulates from being cast across a wide area that would negatively impact the health of surrounding citizens.

Based on the evidence presented and the strong community opposition, we urge the TCEQ to deny the permit for the facility. We believe it is essential to prioritize the health and safety of our residents over industrial development in this case.

There are more suitable locations in Collin County for this facility that are not surrounded by housing for children of an expanding school district.

In addition, any negative health or environmental impact caused by the Bartoo facility would be compensated by Bartoo Ready Mix LLC, its owners, and the TCEQ who approved the facility on the grounds that they knowingly put people, including children, at risk.

**Sources:**

Community ISD Bond

<https://www.communityisdbond.com/>

Characterization and Hazard Identification of Respirable Cement and Concrete Dust from Construction Activities

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8508395/>

Effect of Exposure to Cement Dust among the Workers: An Evaluation of Health Related Complications

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6026423/>

Concrete And Cement Dust Health Hazards

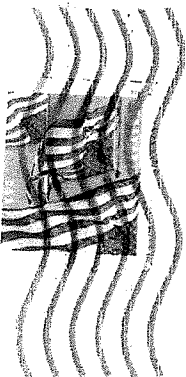
<https://www.haspod.com/blog/health/concrete-cement-dust-health-hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos>

Cement and Concrete Manufacture

[https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20\(RCS\).](https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20(RCS).)

COLLINS  
8875 COUNTY ROAD 592  
NEVADA, TX. 75173

NORTH TEXAS TX P&DC  
DALLAS TX 750  
4 JUN 2024 PM 6 L



Office of the Chief Clerk MC185

RECEIVED

TECQ

JUN 06 2024

Po Box 13087

TECQ MAIL CENTER

Austin, TX. 78711-3087

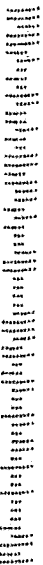
AM

CHIEF CLERKS OFFICE

2024 JUN - 6 AM 10:04

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

78711-3087



## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:06 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

PM

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** Americacordaway13@gmail.com <Americacordaway13@gmail.com>  
**Sent:** Monday, June 17, 2024 1:20 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** America Cordaway

**EMAIL:** [Americacordaway13@gmail.com](mailto:Americacordaway13@gmail.com)

**COMPANY:**

**ADDRESS:** 857 S FM 1138  
ROYSE CITY TX 75189-3456

**PHONE:** 9723719115

**FAX:**

**COMMENTS:** I am opposed to this concrete company being so close to my residence. We need resorts on what the air quality will be. Won't appreciate all the noise pollution and demand a public meeting!! All my neighbors oppose this!!!

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, September 4, 2024 4:29 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** juandozal91@icloud.com <juandozal91@icloud.com>  
**Sent:** Wednesday, September 4, 2024 3:44 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** MR Juan Fernando Dozal

**EMAIL:** [juandozal91@icloud.com](mailto:juandozal91@icloud.com)

**COMPANY:**

**ADDRESS:** 20365 COUNTY ROAD 590  
NEVADA TX 75173-7217

**PHONE:** 4694087923

**FAX:**

**COMMENTS:** i do not approve the concrete batch plant there are a few major concerns why i dont approve one reason is we move here to have a more peaceful live with this being buid comes all the folowing things we did not wanted back in the city i hole you undertand our concerns - air pollution - industrial noise day&night - Asthma - crop damage - excessive dust - health risk -Children safety -Heavy truck traffic -property devaluation -Deterioration of roads

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, June 21, 2024 11:51 AM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** juandozal91@icloud.com <juandozal91@icloud.com>  
**Sent:** Friday, June 21, 2024 7:22 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** MR Juan Fernando Dozal

**EMAIL:** [juandozal91@icloud.com](mailto:juandozal91@icloud.com)

**COMPANY:**

**ADDRESS:** 20365 COUNTY ROAD 590  
NEVADA TX 75173-7217

**PHONE:** 4694087923



**FAX:**

**COMMENTS:** i do not approve the concrete batch plant there are a few major concerns why i dont approve one reason is we move here to have a more peaceful live with this being buid comes all the folowing things we did not wanted back in the city i hole you undertand our concerns - air pollution - industrial noise day&night - Asthma - crop damage - excessive dust - health risk -Children safety -Heavy truck traffic -property devaluation -Deterioration of roads

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Thursday, June 13, 2024 4:32 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** juandozal91@icloud.com <juandozal91@icloud.com>  
**Sent:** Thursday, June 13, 2024 3:33 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** MR Juan Fernando Dozal

**EMAIL:** [juandozal91@icloud.com](mailto:juandozal91@icloud.com)

**COMPANY:**

**ADDRESS:** 20365 COUNTY ROAD 590  
NEVADA TX 75173-7217

**PHONE:** 4694087923

**FAX:**

**COMMENTS:** i do not approve the concrete batch plant there are a few major concerns why i dont approve one reason is we move here to have a more peaceful live with this being buid comes all the folowing things we did not wanted back in the city i hole you undertand our concerns - air pollution - industrial noise day&night - Asthma - crop damage - excessive dust - health risk -Children safety -Heavy truck traffic -property devaluation -Deterioration of roads

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, June 12, 2024 5:11 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** juandozal91@icloud.com <juandozal91@icloud.com>  
**Sent:** Wednesday, June 12, 2024 8:44 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** MR Juan Fernando Dozal

**EMAIL:** [juandozal91@icloud.com](mailto:juandozal91@icloud.com)

**COMPANY:**

**ADDRESS:** 20365 COUNTY ROAD 590  
NEVADA TX 75173-7217

**PHONE:** 4694087923

**FAX:**

**COMMENTS:** i do not approve the concrete batch plant there are a few major concerns why i dont approve one reason is we move here to have a more peaceful live with this being buid comes all the folowing things we did not wanted back in the city i hole you undertand our concerns - air pollution - industrial noise day&night - Asthma - crop damage - excessive dust - health risk -Children safety -Heavy truck traffic -property devaluation -Deterioration of roads

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 4, 2024 3:49 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** juandozal91@icloud.com <juandozal91@icloud.com>  
**Sent:** Monday, June 3, 2024 12:34 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** MR Juan Fernando Dozal

**EMAIL:** [juandozal91@icloud.com](mailto:juandozal91@icloud.com)

**COMPANY:**

**ADDRESS:** 20365 COUNTY ROAD 590  
NEVADA TX 75173-7217

**PHONE:** 4694087923

**FAX:**

**COMMENTS:** i do not approve the concrete batch plant there are a few major concerns why i dont approve one reason is we move here to have a more peaceful live with this being buid comes all the folowing things we did not wanted back in the city i hole you undertand our concerns - air pollution - industrial noise day&night - Asthma - crop damage - excessive dust - health risk -Children safety -Heavy truck traffic -property devaluation -Deterioration of roads

9

# TCEQ Registration Form

September 12, 2024

**Bartoo Ready Mix, LLC**

## Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

*PLEASE PRINT*

Name: Channing - Justin Dyson

Mailing Address: 8530 CR 592, Nevada, TX, 75173

Physical Address (if different): \_\_\_\_\_

City/State: nevada / TX Zip: 75173

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

Email: Channdyson@yahoo Jdyson2@yahoo

Phone Number: (469) 230 7131

- Are you here today representing a municipality, legislator, agency, or group? ☐ Yes ☒ No

If yes, which one? \_\_\_\_\_

☒ Please add me to the mailing list.

☒ I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

☐ I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

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



## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, May 31, 2024 3:52 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138  
**Attachments:** Bartoo Ready Mix - Public Comments.pdf

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Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** channdyson@yahoo.com <channdyson@yahoo.com>  
**Sent:** Thursday, May 30, 2024 2:38 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Channing And Justin Dyson

**EMAIL:** [channdyson@yahoo.com](mailto:channdyson@yahoo.com)

**COMPANY:** dax eyewear and all day soiree

**ADDRESS:** 8530 COUNTY ROAD 592  
NEVADA TX 75173-7212

**PHONE:** 4692307131

**FAX:**

**COMMENTS:** please see prepared document for why we as a neighborhood would like to contest this.

**Regulated Entity:**

RN107385742 - CBP 001 SN96163

**TCEQ Permit No.:** 176138

**TCEQ Docket No:** Not Applicable

**County:** COLLIN

**Principal Name:**

CN603464595 - BARTOO READY MIX LLC

Public comments regarding the permit for Bartoo Ready Mix LLC to build a cement/concrete manufacturing facility near residential housing.

**Comments prepared by:**

Justin Dyson

8530 County Road 592, Nevada, TX 75173

214-869-5939

To Whom It May Concern,

I am writing to express my serious concerns regarding the proposed cement manufacturing facility at 8929 County Road 591, Nevada, Collin County, Texas 75173, specifically regarding the potential air quality impacts and associated health risks. Scientific research indicates that exposure to cement dust can lead to significant health problems, including Ashma, Silicosis, Pneumoconiosis, Bronchitis, and other lung diseases.

Our community is home to many children and schools, making us particularly vulnerable to air pollution. The potential health costs and the long-term impact on our community's well-being are too great to ignore.

According to the approved Community ISD bond, there will be 4 new elementary schools and 2 new middle schools and further additions to the high school. Many of these are already under construction. Housing for these children already exists in the immediate vicinity of the proposed Bartoo Ready Mix LLC facility, including my own 2 children. Dozens, if not hundreds more, are also in the nearby area with more to come as further housing development takes place as indicated by the Community ISD's expansion.

Concrete and cement dust are occupational hazards as recognized by the NIH and other health and safety organizations. The installation of a concrete/cement manufacturing facility within the vicinity of an expanding residential area puts such unnecessary risks onto men, women, children, and livestock in the surrounding area who should not be forced to deal with such air pollutants.

The cement industry is the third largest source of industrial air pollution such as sulfur dioxide, nitrogen oxides (NOx) and carbon monoxide. These pollutants cause harm to both adults and children if inhaled, such as ashma, bronchitis, and other long-lasting respiratory issues.

The location of the facility is surrounded by residential housing. There are no buildings or structures that would block the harmful particulates from being cast across a wide area that would negatively impact the health of surrounding citizens.

Based on the evidence presented and the strong community opposition, we urge the TCEQ to deny the permit for the facility. We believe it is essential to prioritize the health and safety of our residents over industrial development in this case.

There are more suitable locations in Collin County for this facility that are not surrounded by housing for children of an expanding school district.

In addition, any negative health or environmental impact caused by the Bartoo facility would be compensated by Bartoo Ready Mix LLC, its owners, and the TCEQ who approved the facility on the grounds that they knowingly put people, including children, at risk.

**Sources:**

Community ISD Bond

<https://www.communityisdbond.com/>

Characterization and Hazard Identification of Respirable Cement and Concrete Dust from Construction Activities

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8508395/>

Effect of Exposure to Cement Dust among the Workers: An Evaluation of Health Related Complications

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6026423/>

Concrete And Cement Dust Health Hazards

<https://www.haspod.com/blog/health/concrete-cement-dust-health-hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos>

Cement and Concrete Manufacture

[https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20\(RCS\).](https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20(RCS).)

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, May 31, 2024 3:52 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138  
**Attachments:** Bartoo Ready Mix - Public Comments.pdf

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** jdyson2@yahoo.com <jdyson2@yahoo.com>  
**Sent:** Thursday, May 30, 2024 2:16 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Justin Dyson

**EMAIL:** [jdyson2@yahoo.com](mailto:jdyson2@yahoo.com)

**COMPANY:**

**ADDRESS:** 8530 COUNTY ROAD 592  
NEVADA TX 75173-7212

**PHONE:** 2148695939

**FAX:**

**COMMENTS:** Please see attached document.

**Regulated Entity:**

RN107385742 - CBP 001 SN96163

**TCEQ Permit No.:** 176138**TCEQ Docket No:** Not Applicable**County:** COLLIN**Principal Name:**

CN603464595 - BARTOO READY MIX LLC

Public comments regarding the permit for Bartoo Ready Mix LLC to build a cement/concrete manufacturing facility near residential housing.

**Comments prepared by:**

Justin Dyson

8530 County Road 592, Nevada, TX 75173

214-869-5939

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**Sources:**

Community ISD Bond

<https://www.communityisdbond.com/>

Characterization and Hazard Identification of Respirable Cement and Concrete Dust from Construction Activities

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8508395/>

Effect of Exposure to Cement Dust among the Workers: An Evaluation of Health Related Complications

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6026423/>

Concrete And Cement Dust Health Hazards

<https://www.haspod.com/blog/health/concrete-cement-dust-health-hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos>

Cement and Concrete Manufacture

[https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20\(RCS\).](https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20(RCS).)



## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 18, 2024 5:03 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** Melanieedwardstx@gmail.com <Melanieedwardstx@gmail.com>  
**Sent:** Monday, June 17, 2024 8:19 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Melanie Edwards

**EMAIL:** [Melanieedwardstx@gmail.com](mailto:Melanieedwardstx@gmail.com)

**COMPANY:**

**ADDRESS:** 15015 COUNTY ROAD 790  
NEVADA TX 75173-6334

**PHONE:** 2147635584

**FAX:**

**COMMENTS:** Building a concrete plant in this area is dangerous to the environment and our community. This will raise the pollution in the area with adding concrete dust and chemicals in the air. It will also affect our land from the chemicals being dumped on the land above our water table. It will also add another layer of traffic that will destroy the roads with heavy loads. It is also adding to traffic and many drivers are hurrying to the next sites causing accidents. We have already lost kids on the roads because of these drivers and do not need to lose more. Please do not accept this permit that is trying to move through the process quickly so no one notices them moving in.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:07 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

PM

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Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** m.evanstx2@gmail.com <m.evanstx2@gmail.com>  
**Sent:** Monday, June 17, 2024 3:10 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Mark Evans

**EMAIL:** [m.evanstx2@gmail.com](mailto:m.evanstx2@gmail.com)

**COMPANY:**

**ADDRESS:** 14356 COUNTY ROAD 485  
LAVON TX 75166-1815

**PHONE:** 4693877751

**FAX:**

**COMMENTS:** Since it appears to have been overlooked in my previous comment by whoever at the TCEQ reviews these comments, I repeat my request for a public meeting to be held regarding this permit application.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, June 7, 2024 4:29 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
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Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** m.evanstx2@gmail.com <m.evanstx2@gmail.com>  
**Sent:** Friday, June 7, 2024 2:53 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Mark Evans

**EMAIL:** [m.evanstx2@gmail.com](mailto:m.evanstx2@gmail.com)

**COMPANY:**

**ADDRESS:** 14356 COUNTY ROAD 485  
LAVON TX 75166-1815

**PHONE:** 4693877751

**FAX:**

**COMMENTS:** The operation of a concrete plant is innately hostile to the well-being of residents who find themselves unlucky enough to be nearby whichever location is chosen to build a plant. TCEQ regulations are woefully insufficient to prevent the intrusion of pollutants into the locality surrounding a concrete plant. With penalties rarely ever enforced when rules are broken, plant operators cannot be trusted to act in good faith when it comes to ensuring the health and safety of the communities they exist in. I have lived the experience to know the truth of those statements, and what a blight these facilities are upon the surrounding area. The applicant for this permit already has a history that includes multiple violations under permit #161292. If Mr Butler and his client are possessed of any conscience or decency, they should perhaps consider building their concrete plant next to their own home, instead of imposing the misery of air pollution and 24-hour industrial noise upon others who want nothing to do with it. I request a public meeting, so that Mr Butler and his client, the applicant, can be faced directly by the community whom they are bringing to harm by their actions. There are already several comments made on this application by members of the local community, unanimous in their opposition to this project. The applicant and their representative should take the hint and realize that they are not welcome here.

3

# TCEQ Registration Form

September 12, 2024

**Bartoo Ready Mix, LLC**

## Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

*PLEASE PRINT*

Name: Karyn Farthing Sorrell

Mailing Address: 20171 CR 590

Physical Address (if different): \_\_\_\_\_

City/State: Nevada TX Zip: 75173

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

Email: Karyn.farthing@gmail.com

Phone Number: (214) 929 4693

- Are you here today representing a municipality, legislator, agency, or group? ☐ Yes ☒ No

If yes, which one? \_\_\_\_\_



Please add me to the mailing list.



I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.



I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

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

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, June 21, 2024 11:50 AM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

PM

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** karyn.farthing@gmail.com <karyn.farthing@gmail.com>  
**Sent:** Wednesday, June 19, 2024 5:24 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** KARYN FARTHING

**EMAIL:** [karyn.farthing@gmail.com](mailto:karyn.farthing@gmail.com)

**COMPANY:**

**ADDRESS:** 20171 COUNTY ROAD 590  
NEVADA TX 75173-7214

**PHONE:** 2149294693



**FAX:**

**COMMENTS:** I have already made protest comments; however I am now requesting a public meeting to express my concerns.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:03 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** karyn.farthing@gmail.com <karyn.farthing@gmail.com>  
**Sent:** Saturday, June 15, 2024 2:10 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Karyn Farthing Sorrell

**EMAIL:** [karyn.farthing@gmail.com](mailto:karyn.farthing@gmail.com)

**COMPANY:**

**ADDRESS:** 20171 COUNTY ROAD 590  
NEVADA TX 75173-7214

**PHONE:** 2149294693

**FAX:**

**COMMENTS:** To Whom It May Concern: I am protesting the potential build of a concrete batch plant at 8929 CR 591 Nevada, TX by Bartoo Ready Mix company. My husband and I built our final/forever home (we are both nearing 70) in Nevada, completed September 2023. We are devastated to learn that a concrete batch plant is proposed to be built less than 600 yards from our back yard (our house fronts county road 590). And I'm appalled to see that your regulations only require a facility like this to be located 100 feet from a property line, including an unincorporated residential area. We moved here to enjoy the peace and quiet of a rural setting, not to worry about what few years of life we have left being cut shorter from potential air or water contaminants. Not to mention, we don't want to contend with the noise of a concrete plant, the escalated destruction of our already pathetic roads by the heavy concrete trucks in and out and certainly we didn't move here to breathe the particulate matter emitted into the air, have burning eyes and dust covering every inch of our property or to watch the wildlife fade away after drinking from the creeks where contaminated run off water is inevitable. This company already has a concrete company listed in McKinney with 37 drivers and 48 power units. Our roads, already in very poor shape, could not hold up to ANY amount of 65,000 pound trucks travelling in and out, our electricity infrastructure and most importantly our water infrastructure could not handle the amounts needed to run this plant. All of the nearby neighbors already suffer from low water pressure. And most importantly, the air pollution from this plant, emitting carbon monoxide, nitrogen oxides, volatile organic compounds, particulate matter, nickel and formaldehyde sound like the making of a molotov cocktail welcoming all the Nevada residents. Zoning laws usually prohibit industry from locating near residences, but unincorporated areas and cities like Nevada, which don't have zoning laws are unprotected, which is why your organization should help us fight these industries and not award permits. You are the environmental agency for the state of Texas and I would think you would have already been proactive and required these type of industries to be located in an industrial zoned area, not a rural residential setting. I respectfully ask that you deny this application and recommend to move these folks to a more suitable location, away from people and animals that want to live as long as possible! Karyn Farthing Sorrel and husband, Jeffrey Sorrell 20171 County Road 590 Nevada, TX 75173 214 929 4693

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 18, 2024 4:43 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** Afox0889@gmail.com <Afox0889@gmail.com>  
**Sent:** Monday, June 17, 2024 10:48 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Andrew D Fox

**EMAIL:** [Afox0889@gmail.com](mailto:Afox0889@gmail.com)

**COMPANY:**

**ADDRESS:** 9749 COUNTY ROAD 540  
LAVON TX 75166-1412

**PHONE:** 2143546342

**FAX:**

**COMMENTS:** Nobody wants your stupid concrete plant. Nobody wants your stupid slow concrete trucks causing traffic delays, causing wrecks, causing road damage that additional taxes get levied against citizens to pay for repairs to, or the massive amount of air, noise, and light pollution that such will bring. Stop turning our area into an industrial wasteland! Nobody is moving out here to deal with this crap.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 4, 2024 3:50 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** WENDYG.ARKCONSTRUCTION@GMAIL.COM <WENDYG.ARKCONSTRUCTION@GMAIL.COM>  
**Sent:** Tuesday, June 4, 2024 11:35 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Alma Freyre

**EMAIL:** [WENDYG.ARKCONSTRUCTION@GMAIL.COM](mailto:WENDYG.ARKCONSTRUCTION@GMAIL.COM)

**COMPANY:**

**ADDRESS:** 20293 COUNTY ROAD 590  
NEVADA TX 75173-7216

**PHONE:** 4699751400

**FAX:**

**COMMENTS:** We ask that this concrete mix company not be allowed to operate in our neighborhood. Allowing this company to be in such close proximity to our home is a health hazard. All I am asking for is to be allowed clean air in my community. This whole situation makes me feel frustrated and discouraged. I don't understand how this polluting companies can be allowed to operate in a county community. Please help my community stop this permit for our health. County road 591 is how the community children get to school in the buses, bicycles or by parent transportation I am asking do not allow heavy trucks to put their lives in danger. Our neighborhood has always felt safe and quiet how can they be allowed to take our safety and bring industrial noise to our doors. My family and community will greatly appreciate it if you could stop this polluting company from getting established in our neighborhood.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 11, 2024 3:53 PM  
**To:** PUBCOMMENT-APD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 176138

**From:** mariaalexis52544@gmail.com <mariaalexis52544@gmail.com>  
**Sent:** Monday, June 10, 2024 6:36 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Maria Gamero

**EMAIL:** [mariaalexis52544@gmail.com](mailto:mariaalexis52544@gmail.com)

**COMPANY:**

**ADDRESS:** 20231 COUNTY ROAD 590  
NEVADA TX 75173-7216

**PHONE:** 4692159391

**FAX:**

**COMMENTS:** I am a resident of Nevada and have been here since 2019. I would like to petition to not allow the construction plant to be built in this area. I live on the same block, just a couple of properties over and if this goes through that would be my backyard scenery from now on. We just started a family which was the reason we chose to move here and with this new construction I know for a fact that there will be lots of flying debris, dust and heavy machinery and trucks constantly driving around the streets



operating day and night where our kids and pets spend lots of time playing. I'm not against new construction or new business for our city but I think this is a residential area with a lot of children and schools nearby. They're other areas for commercial businesses like this ,just not in between our homes. Thank you for taking the time to hear our comments.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 4, 2024 3:49 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** wendygamero93@gmail.com <wendygamero93@gmail.com>  
**Sent:** Monday, June 3, 2024 12:56 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Wendy Lizbeth Gamero

**EMAIL:** [wendygamero93@gmail.com](mailto:wendygamero93@gmail.com)

**COMPANY:**

**ADDRESS:** 9235 county road 591  
Nevada TX 75173

**PHONE:** 2146065561

**FAX:**

**COMMENTS:** I am here to ask for this permit not to be approved. This news was honestly heartbreaking we all moved to this small town for the tranquility and safety of our families. Allowing this company to be here will affect the whole community by polluting our air bringing health risk to our families. This would also create industrial noise day and night and heavy truck traffic causing risk in children safety who play outdoors. The dust from this concrete plant will put in jeopardy our health and our crops by affecting soil quality and photosynthesis. Furthermore, our property will devaluate no one wants to live by a concrete plant. Moreover, County road 591 is a road where you see people running up and down for exercise, kids riding bikes and people in side by sides with all that industrial heavy traffic people won't feel safe doing that any longer. In conclusion, I am asking Collin County to please not approve this so the community won't be affected.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, June 12, 2024 5:12 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** Lisakgriff@prodigy.net <Lisakgriff@prodigy.net>  
**Sent:** Wednesday, June 12, 2024 7:40 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Lisa Griffin

**EMAIL:** [Lisakgriff@prodigy.net](mailto:Lisakgriff@prodigy.net)

**COMPANY:** Lewis Living Trust

**ADDRESS:** 2360 COUNTY ROAD 722  
MCKINNEY TX 75069-1002

**PHONE:** 2143840153



**FAX:**

**COMMENTS:** I own the property directly across the road (west side of CR 591) and am against TCEQ's approval of application from Bartoo Ready Mix LLC for a concrete batch plant due to all contaminates the plant will emit into the air.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, June 12, 2024 5:11 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** Lisakgriff@prodigy.net <Lisakgriff@prodigy.net>  
**Sent:** Wednesday, June 12, 2024 8:07 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Lisa Griffin

**EMAIL:** [Lisakgriff@prodigy.net](mailto:Lisakgriff@prodigy.net)

**COMPANY:** Lewis Living Trust

**ADDRESS:** 2360 COUNTY ROAD 722  
MCKINNEY TX 75069-1002

**PHONE:** 2143840153

**FAX:**

**COMMENTS:** I own the property directly across the road (west side of CR 591) and am against TCEQ's approval of application from Bartoo Ready Mix LLC for a concrete batch plant due to all contaminates the plant will emit into the air.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, June 5, 2024 5:22 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138  
**Attachments:** nevada 2.docx

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Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** monandez1234@gmail.com <monandez1234@gmail.com>  
**Sent:** Wednesday, June 5, 2024 1:07 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Moises Hernandez

**EMAIL:** [monandez1234@gmail.com](mailto:monandez1234@gmail.com)

**COMPANY:**

**ADDRESS:** 9235 county road 591  
nevada TX 75173

**PHONE:** 4694504050





**FAX:**

**COMMENTS:** I have attached a letter stating why I believe this company should not be allowed to operate in our community please take some time to go over it.

Moises Hernandez

6/3/2024

My family has just received the news that a concrete plant wants to get permits in my neighborhood, we are incredibly devastated with this news. My fiancé and I have been working so hard for the past four years to build our home in this safe and calm community. This is where we are to raise our children and farm our food. And now all these dreams are in jeopardy. The decision to allow this company to operate here will cost us our health. The article "*Health hazards of cement dust*" by National library of Medicine states that "Cement dust causes lung function impairment, chronic obstructive lung disease, restrictive lung disease, pneumoconiosis and carcinoma of the lungs, stomach and colon. Other studies have shown that cement dust may enter into the systemic circulation and thereby reach the essentially all the organs of body and affects the different tissues including heart, liver, spleen, bone, muscles and hairs and ultimately affecting their micro-structure and physiological performance." (Saudi Med J 2004)

Furthermore, I suffer from asthma and my fiancé from allergies. Their pollution will only make our health worse. The article "*Cement and concrete manufacture*" by Health and Safety Executive states that "Longer term exposure could lead to occupational asthma. Mortar can also contain respirable crystalline silica (RCS). RCS is also found in concrete and can lead to the development of silicosis or scarring of the lungs, which results in a loss of lung function and severe shortness of breath. Exposure to high concentrations can lead to death." The most valuable thing we have as people is our health. I cannot allow this concrete plant to put our health at risk.

Not only do these companies pollute our air, they also come with industrial heavy truck traffic that endangers the safety of the students trying to get to school each day. The small county roads are also full of kids playing and riding bikes outdoors. That would come to an end if that company were to open. The traffic of heavy vehicles will lead to potholes and deterioration of the roads. Making roads unsafe to pedestrians and residents. Additionally, we would acquire industrial noise all day and night. The peace and silence of our nights in the farm will be no longer. The dust created would also damage our crops. Plants need photosynthesis, respiration and transpiration to grow dust from the concrete plant will block the pores making them susceptible for disease and weak. In conclusion I am asking to please not approve them to build a concrete plant because the whole community would suffer.

“Cement and Concrete Manufacture.” *Cement and Concrete Manufacture - Lung Disease*.  
[www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=Mortar%20can%20also%20contain%20respirable,concentrations%20can%20lead%20to%20death](http://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=Mortar%20can%20also%20contain%20respirable,concentrations%20can%20lead%20to%20death). Accessed 4 June 2024.

Meo SA. Health hazards of cement dust. Saudi Med J. 2004 Sep;25(9):1153-9. PMID: 15448758.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, July 9, 2024 11:41 AM  
**To:** PUBCOMMENT-APD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 176138

**From:** christyhutchens@yahoo.com <christyhutchens@yahoo.com>  
**Sent:** Monday, July 8, 2024 4:01 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Christy Paul Hutchens

**EMAIL:** [christyhutchens@yahoo.com](mailto:christyhutchens@yahoo.com)

**COMPANY:**

**ADDRESS:** 20424 COUNTY ROAD 1040  
NEVADA TX 75173-0005

**PHONE:** 2703056745

**FAX:**

**COMMENTS:** I object to this project being allowed to be built in this area. If approved this project will greatly increase traffic of large trucks and increase noise and pollution levels in the area. Most in this area moved here for the quiet days and nights. I feel this project will also lower property values in this area. please don't put the entire county tax base at risk over 1 project.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, July 9, 2024 11:42 AM  
**To:** PUBCOMMENT-APD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 176138

**From:** jerry.hutchens50@gmail.com <jerry.hutchens50@gmail.com>  
**Sent:** Monday, July 8, 2024 3:57 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Jerry Paul Hutchens

**EMAIL:** [jerry.hutchens50@gmail.com](mailto:jerry.hutchens50@gmail.com)

**COMPANY:**

**ADDRESS:** 20424 COUNTY ROAD 1040  
NEVADA TX 75173-0005

**PHONE:** 2103109036

**FAX:**

**COMMENTS:** I strongly object to this planned action. I live 1 street over from the planned location. I am a retired veteran who moved to this area for the peace and quiet offered by the sparse housing and quite nights. The roads are already very bad due to all the housing construction in the area, this concrete batch plant will increase traffic in the area substantially and increase the hazards to our children, pets and the

roads. I also suffer from chronic rhinitis due to exposure to burn pits in Iraq. I feel any new pollutants in the area will worsen my service-related conditions. Thank you, Jerry.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, June 21, 2024 11:49 AM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** terri.jenerette@gmail.com <terri.jenerette@gmail.com>  
**Sent:** Wednesday, June 19, 2024 5:01 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Terri Jenerette

**EMAIL:** [terri.jenerette@gmail.com](mailto:terri.jenerette@gmail.com)

**COMPANY:**

**ADDRESS:** 5470 COUNTY ROAD 939  
NEVADA TX 75173-8564

**PHONE:** 2676142103

**FAX:**

**COMMENTS:** This not a place for this kind of company. This is too close to the CISD schools. This would not be healthy for our community and our children.



**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, September 10, 2024 3:14 PM  
**To:** PUBCOMMENT-APD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 176138

**From:** meganjenkins1990@gmail.com <meganjenkins1990@gmail.com>  
**Sent:** Tuesday, September 10, 2024 2:50 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Megan Jenkins

**EMAIL:** [meganjenkins1990@gmail.com](mailto:meganjenkins1990@gmail.com)

**COMPANY:**

**ADDRESS:** 6580 COUNTY ROAD 640  
NEVADA TX 75173-8557

**PHONE:** 2146061274

**FAX:**

**COMMENTS:** We don't need anymore pollution in the air. This company will bring in so much more polluted air and bring in more health issues to the community. Please think of the people of this community. The people should always come first. This company will only bring negativity and harm to the community.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, May 31, 2024 3:53 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** csspara@yahoo.com <csspara@yahoo.com>  
**Sent:** Thursday, May 30, 2024 2:46 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Patti Jones

**EMAIL:** [csspara@yahoo.com](mailto:csspara@yahoo.com)

**COMPANY:**

**ADDRESS:** 8530 COUNTY ROAD 592  
NEVADA TX 75173-7212

**PHONE:** 9728961317

**FAX:**

**COMMENTS:** see document for neighborhood contesting concrete plant together

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, May 31, 2024 3:50 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
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**From:** Amandagates0129@gmail.com <Amandagates0129@gmail.com>  
**Sent:** Thursday, May 30, 2024 1:39 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Amanda LaBarbera

**EMAIL:** [Amandagates0129@gmail.com](mailto:Amandagates0129@gmail.com)

**COMPANY:**

**ADDRESS:** 8805 COUNTY ROAD 592  
NEVADA TX 75173-7086

**PHONE:** 9729482839

**FAX:**

**COMMENTS:** We should not allow this concrete company within such close proximity of residential homes. This will pose serious issue with air quality for all of us living in the area. Please considered declining this permit for the safety and wellbeing of all the families that live in the area.

8

# TCEQ Registration Form

September 12, 2024

**Bartoo Ready Mix, LLC**

## Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

*PLEASE PRINT*

Name: Kerrie Longoria

Mailing Address: 431 Brooks Nevada 75173

Physical Address (if different): \_\_\_\_\_

City/State: Nevada Zip: 75173

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

Email: Kerrie Longoria @ yahoo.com

Phone Number: ( ) \_\_\_\_\_

- Are you here today representing a municipality, legislator, agency, or group? ☒ Yes ☐ No

If yes, which one? City of Nevada

☐ Please add me to the mailing list.

☒ I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

☐ I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

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

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:05 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** plove509@yahoo.com <plove509@yahoo.com>  
**Sent:** Monday, June 17, 2024 11:45 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** MRS Patricia W Love

**EMAIL:** [plove509@yahoo.com](mailto:plove509@yahoo.com)

**COMPANY:**

**ADDRESS:** 5818 CRESCENT POND RD  
NEVADA TX 75173-6224

**PHONE:** 9725232389

**FAX:**

**COMMENTS:** Eastern Collin County has become the dumping ground of the county. Its time to put a stop to adding more to the congestion on Hwy 6 and CR 1138 and bad air quality. This area is already congested enough with homes being built on almost every vacant piece of property out here and 18 wheelers going up and down Hwy 6 and CR 1138. Isn't it bad enough that CR593 was allowed to put in something similar this last year and those of us who take CR 593 to get to the schools deal with these 18 wheelers daily. Time to find another area to put in these type of facilities.....WE DON'T WANT THEM.



**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 4, 2024 3:49 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** kaylamartinez25@icloud.com <kaylamartinez25@icloud.com>  
**Sent:** Monday, June 3, 2024 12:34 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Kayla Martinez

**EMAIL:** [kaylamartinez25@icloud.com](mailto:kaylamartinez25@icloud.com)

**COMPANY:**

**ADDRESS:** 9343 COUNTY ROAD 591  
NEVADA TX 75173-7138

**PHONE:** 9452531642

**FAX:**

**COMMENTS:** I am here to voice my concern about the concrete plant that is planning on opening on CR 591. Not only will it cause heavy traffic and damaged roads but it is a huge health risk to many of use who have asthma. Here is a list as to why this permit should not be approved. - air pollution - industrial noise day&night - Asthma - crop damage - excessive dust - health risk -Children safety -Heavy truck traffic - Deterioration of roads

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, July 2, 2024 9:57 AM  
**To:** PUBCOMMENT-APD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 176138

**From:** jwmac0@hotmail.com <jwmac0@hotmail.com>  
**Sent:** Saturday, June 29, 2024 6:43 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Jeremy McFarland

**EMAIL:** [jwmac0@hotmail.com](mailto:jwmac0@hotmail.com)

**COMPANY:**

**ADDRESS:** 20404 COUNTY ROAD 1040  
NEVADA TX 75173-0005

**PHONE:** 2149348822

**FAX:**

**COMMENTS:** I'm against the building of this concrete plant. With all the construction going on in this area we have enough big trucks destroying our roads and nobody fixing them. This has increased the maintenance cost on my vehicles due to excessive breaking, uneven pavement, and potholes. The last thing we need is having a company in the area driving big trucks around and destroying our road even more. Not to mention the constant noise from the factory and trucks going in and out. There's a reason

people are moving out this way and that's to get far away from companies like this. Please consider moving this company to an industrial area where it belongs.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:04 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** emitroff72@gmail.com <emitroff72@gmail.com>  
**Sent:** Monday, June 17, 2024 11:11 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Edith Mitroff

**EMAIL:** [emitroff72@gmail.com](mailto:emitroff72@gmail.com)

**COMPANY:**

**ADDRESS:** 823 MEADOW HILL DR  
LAVON TX 75166-1233

**PHONE:** 2145431148

**FAX:**

**COMMENTS:** We do not need a concrete plant to open in Nevada, Tx. We already have enough heavy duty traffic in this area with the railroad substation off Highway 78. We also have family members that live around the purposed area with asthma. They don't need a plant to come and pollute their air quality.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, June 21, 2024 11:50 AM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

PM

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** newbyhacienda@aol.com <newbyhacienda@aol.com>  
**Sent:** Thursday, June 20, 2024 10:55 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Laurie Newby

**EMAIL:** [newbyhacienda@aol.com](mailto:newbyhacienda@aol.com)

**COMPANY:**

**ADDRESS:** 1929 S FM 1138  
ROYSE CITY TX 75189-3478

**PHONE:** 2148930602

**FAX:**

**COMMENTS:** I would like to request a public meeting regarding this proposal. I believe all affected citizens should have an opportunity to be heard. Even though I have a Royse City mailing address, we are in south east Collin County and in an area that would be highly affected by approval of this Thank you!



**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, June 21, 2024 11:50 AM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** newbyhacienda@aol.com <newbyhacienda@aol.com>  
**Sent:** Thursday, June 20, 2024 10:48 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Laurie Newby

**EMAIL:** [newbyhacienda@aol.com](mailto:newbyhacienda@aol.com)

**COMPANY:**

**ADDRESS:** 1929 S FM 1138  
ROYSE CITY TX 75189-3478

**PHONE:** 2148930602

**FAX:**

**COMMENTS:** I have a Royse City address but actually live in the country closer to Nevada than RC. In the almost 28+ years I've lived out here I've seen the quality of living slowly decline. Each new large development and/or business has brought with it enormous changes in traffic flow and the quality of our roads. This has led to an increasing number of accidents, especially accidents with serious injuries and even death. The many large vehicles traveling our little country roads are tearing up our county roads. We are sometimes blessed with temporary repairs, however, these repairs often end up leaving the roads in worse condition. Please please reconsider where you are putting this cement business. Surely there is land somewhere along a highway in the county that could be used instead. This would be cheaper for the county as it would easily involve less road repairs. When each of you was elected and sworn into office, you promised to look after the rights of ALL of the citizens of Collin County. Please stand strong now and do what's right for the citizens of Collin County today. Vote no for the inclusion of a cement plant on 591 in Collin County. Thank you!

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Thursday, June 13, 2024 4:32 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** Mandamo1067@aol.com <Mandamo1067@aol.com>  
**Sent:** Thursday, June 13, 2024 8:17 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Amanda Oblander

**EMAIL:** [Mandamo1067@aol.com](mailto:Mandamo1067@aol.com)

**COMPANY:**

**ADDRESS:** 20434 COUNTY ROAD 1040  
NEVADA TX 75173-0005

**PHONE:** 4698671309

**FAX:**

**COMMENTS:** Good Afternoon, Please do not approve the permit for this company. It will be terrible for the air quality and can lead to harm for all that live close. There are so many young kids that live close and they should not have this negative impact that the concrete plant will cause to the air quality. I myself have two young kids that we want to raise in this area and this is not a company I or any of my neighbors want close. This is still the country where people move for fresh air and to be away from the noise. This concrete plant would be the exact opposite and even more harmful with air pollution. Please do not approve this permit. It will be nothing but negative for so many families.

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:07 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** Brandon.oblander@gmail.com <Brandon.oblander@gmail.com>  
**Sent:** Monday, June 17, 2024 3:08 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Brandon Oblander

**EMAIL:** [Brandon.oblander@gmail.com](mailto:Brandon.oblander@gmail.com)

**COMPANY:**

**ADDRESS:** 20434 COUNTY ROAD 1040  
NEVADA TX 75173-0005

**PHONE:** 9728000830

**FAX:**

**COMMENTS:** My name is Brandon Oblander and I live down the road from where the proposed concrete plant will be located. I cannot express how much my neighbors, my family, and myself are absolutely devastated by yet another commercial project/business. We bought our house in 2020 with the expectation that we would live here forever. We have invested a large amount of money into our forever home. After just a short time in living here, the electrical plant has expanded tearing up our roads making our street busy with vehicles, people, and noise all throughout the day. But, the plant was there when we bought the house and we knew what we were going to be living next too. Then the future of the Collin County Otter Loop cutting right through our backyard. Now, we have yet another air polluting, noise making, industrial style plant coming in to our "neighborhood". At some point, it has to stop. Or atleast spread the massive inconveniences with other towns and cities. Is it fair that you can continue to diminish our quality of life so that a concrete plant can be closer to a job site? We moved out here for the quite and country. Just give us a chance. I have been a police officer for 6 years and all I want is to be able to come home and not feel like I live on a business center street after lv worked there all day and night. I have young kids and an expectation of living here forever. Please don't make our lives more inconvenient and hazardous. Spread the "love" with other residents and move it somewhere else. Thank you.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, July 3, 2024 8:13 AM  
**To:** PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Cc:** PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

**From:** bpina07@gmail.com <bpina07@gmail.com>  
**Sent:** Tuesday, July 2, 2024 11:30 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Brenda Pina

**EMAIL:** [bpina07@gmail.com](mailto:bpina07@gmail.com)

**COMPANY:**

**ADDRESS:** 19678 COUNTY ROAD 590  
NEVADA TX 75173-7064

**PHONE:** 4692883096

**FAX:**

**COMMENTS:** I have lived in this area for 20+ years and our community would negatively be affected by the proposed concrete batch plant. Air pollution would increase. Its components, such as crystalline silica, would be released into the air. These components have been linked to a range of health issues including lung problems, asthma, bronchitis, heart disease and cancer. It does not make sense to have this type of business in an area that has seen tremendous residential growth in the last few years and risk

the health of thousands of people. A newly built high school along with an elementary and middle school are located about 3 miles away. Elevon, a new neighborhood that will add about 4000 new homes to the area and that will be the location of a new school will be under 4 miles away. There are already other concrete supplies under a 10 mile radius, another one is not needed. This piece of land has so much potential for many other things, please don't allow it to hurt our community.



7

# TCEQ Registration Form

September 12, 2024

## Bartoo Ready Mix, LLC Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

PLEASE PRINT

Name: ~~Benito Ponce~~ BENITO PONCE

Mailing Address: 402 COLLIN ST. NEVADA TX 75173

Physical Address (if different): ~~402 COLLIN ST.~~

City/State: NEVADA TX Zip: 75173

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

Email: BEN AND TRACEY P @ gmail.com

Phone Number: (214) 485-0586

- Are you here today representing a municipality, legislator, agency, or group? ☒ Yes ☐ No

If yes, which one? CITY OF NEVADA

☒ Please add me to the mailing list.

☒ I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

☐ I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

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

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Thursday, September 12, 2024 6:50 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138  
**Attachments:** TCEQ Permit #176138 - City of Nevada Texas1.pdf

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** mayor@cityofnevadatx.org <mayor@cityofnevadatx.org>  
**Sent:** Thursday, September 12, 2024 6:41 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Benito Ponce

**EMAIL:** [mayor@cityofnevadatx.org](mailto:mayor@cityofnevadatx.org)

**COMPANY:** City of Nevada Texas

**ADDRESS:** 424 E FM 6  
NEVADA TX 75173-8296

**PHONE:** 9728430027

**FAX:**

**COMMENTS:** In reference to: Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138 To Whom It May Concern. As the Mayor representing the citizens of Nevada, TX, I strongly oppose the approval of this application. The health, safety, and quality of life of citizens surrounding this property is of great concern. Especially because there are residents that already have home sites built on the adjacent properties. This does not conform with the TCEQ Amendments to the Air Quality Standard Permit for Concrete Batch Plants Texas Commission on Environmental Quality. "TCEQ (Revised 01/24) Air Quality Standard Permit for Concrete Batch Plants Page 58 of 98 COMMENT 67: SCLSC recommended that TCEQ include the following best management practices. 1) More extensive use of water sprinklers on uncovered stockpiles to reduce and prevent fugitive dust emissions unless a CBP constructs storage sheds to shield stockpiles from wind. 2) Require more cleaning of roads to better reduce and control dust emissions. 3) Require reduced speed limits of 5 mph for new and existing plants to better reduce and control fugitive road dust and fugitive truck dust. 4) Require CBPs to meet a one-half- mile (880 yards) distance as a more protective buffer from local community land uses such as parks, schools, houses of worship, and residences. In addition, the city is in a growth phase and approved a S/F residential development (approximately one-hundred and fifty homes) that is across (west) the street from this proposed batch plant. Approving this permit will impact the city's ability to annex this residential development because the project could be cancelled. The development will bring in much needed property tax revenue for the improvement/development of parks, roads and commercial retail businesses in the area. If you have any questions at all, please call my office at 972-853-0027. Sincerely, Mayor Benito Ponce

# CITY OF NEVADA

424 E FM 6 NEVADA, TX 75173 | 972-853-0027



Date: 09/12/2024

Office of the Chief Clerk, MC 105  
TCEQ  
PO Box 13087  
Austin, TX 78711-3087

In reference to: Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

To Whom It May Concern.

As the Mayor representing the citizens of Nevada, TX, I strongly oppose the approval of this application. The health, safety, and quality of life of citizens surrounding this property is of great concern. Especially because there are residents that already have home sites built on the adjacent properties. This does not conform with the TCEQ

Amendments to the Air Quality Standard Permit for Concrete Batch Plants Texas Commission on Environmental Quality.

"TCEQ (Revised 01/24) Air Quality Standard Permit for Concrete Batch Plants Page 58 of 98

## COMMENT 67:

SCLSC recommended that TCEQ include the following best management practices. 1) More extensive use of water sprinklers on uncovered stockpiles to reduce and prevent fugitive dust emissions unless a CBP constructs storage sheds to shield stockpiles from wind. 2) Require more cleaning of roads to better reduce and control dust emissions. 3) Require reduced speed limits of 5 mph for new and existing plants to better reduce and control fugitive road dust and fugitive truck dust. 4) Require CBPs to meet a one-half-mile (880 yards) distance as a more protective buffer from local community land uses such as parks, schools, houses of worship, and residences.

In addition, the city is in a growth phase and approved a S/F residential development (approximately one-hundred and fifty homes) that is across (west) the street from this proposed batch plant. Approving this permit will impact the city's ability to annex this residential development because the project could be cancelled. The development will bring in much needed property tax revenue for the improvement/development of parks, roads and commercial retail businesses in the area.

If you have any questions at all, please call my office at 972-853-0027.

Sincerely,

  
Mayor Benito Ponce

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 11, 2024 3:46 PM  
**To:** PUBCOMMENT-APD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 176138

**From:** poncefina2412@gmail.com <poncefina2412@gmail.com>  
**Sent:** Sunday, June 9, 2024 1:27 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Fina Ponce

**EMAIL:** [poncefina2412@gmail.com](mailto:poncefina2412@gmail.com)

**COMPANY:**

**ADDRESS:** 8620 COUNTY ROAD 592  
NEVADA TX 75173-7098

**PHONE:** 5046556198

**FAX:**

**COMMENTS:** Air quality for myself because I have allergies. We have crops, and animals.

# TCEQ Registration Form

September 12, 2024

**Bartoo Ready Mix, LLC**

## **Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138**

*PLEASE PRINT*

Name: Pondari POTHINI

Mailing Address: 2625 Creekside Pl, Flower Mound, TX

Physical Address (if different): \_\_\_\_\_

City/State: \_\_\_\_\_ Zip: \_\_\_\_\_

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

Email: pondari@live.com

Phone Number: (972) 786-6211

- Are you here today representing a municipality, legislator, agency, or group? ☐ Yes ☒ No

If yes, which one? \_\_\_\_\_

☒ Please add me to the mailing list.

☐ I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

☒ I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

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

Air Permits Division MC-163  
Texas Commission on Environmental Quality  
PO Box 13087  
Austin, Texas 78711-3087

RECEIVED

SEP 12 2024

AT PUBLIC MEETING

RE: Air Permit  
Proposed Bartoo Ready Mix Batch Plant  
8929 County Road 591  
Nevada, Texas

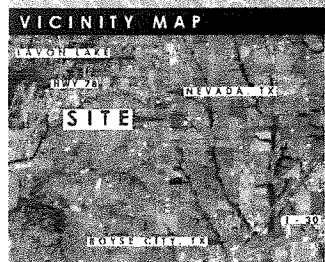
Dear Sir:

The undersigned are opposed to the development of a concrete batch plant at the referenced location for the following reasons:

1. Human Health Impact – The batch plant is proposed to be located immediately adjacent to a ranchette subdivision that is in the process of being platted for development. The harmful air emissions are believed to not be in the best interest for adults and children that are anticipated to occupy the ninety-one acre tract that is situated in the southeast corner of County Road 591 and County Road 592.
2. Economic Damage – The concrete plant is anticipated to economically damage the value of the ranchette property due to the air quality and unsightly use.
3. The impact of the lime used in the concrete process is a corrosive and damaging natural chemical thought to impact human health and certainly buildings and vehicles. It is unknown at this time if this referenced plant will accommodate or use such a process, but it is highly likely and this is a third cause for concern.
4. Surface Water Quality – The proposed ranchette subdivision is the location of a natural water feature that transports surface water to Lavon Lake and the impact of a batch plant represents an opportunity for contamination.

For informational purposes, please find attached the proposed plat for the ranchette subdivision which has reached the engineering stage. It is strongly recommended that no industrial use be allowed to be located within the immediate area to preserve health and safety conditions.

Sincerely,



**PAPE-DAWSON  
ENGINEERS**

NEVADA, TX ±91AC  
PRELIMINARY LAND USE CONCEPT

JANUARY 1<sup>st</sup>, 2023



**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 18, 2024 5:02 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

PM

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** pundari.pothini@gmail.com <pundari.pothini@gmail.com>  
**Sent:** Monday, June 17, 2024 6:16 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Pundari Pothini

**EMAIL:** [pundari.pothini@gmail.com](mailto:pundari.pothini@gmail.com)

**COMPANY:** Nevada 92 LLC

**ADDRESS:** 5900 BALCONES DR 100  
AUSTIN TX 78731-4257

**PHONE:** 9727866211

**FAX:**

**COMMENTS:** I would like to request a public meeting.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:04 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138  
**Attachments:** 2019-EC-ConcreteBatchPlantsGuide.pdf

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:  
[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** sidishinvestments@gmail.com <sidishinvestments@gmail.com>  
**Sent:** Monday, June 17, 2024 10:42 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Pundari Pothini

**EMAIL:** [sidishinvestments@gmail.com](mailto:sidishinvestments@gmail.com)

**COMPANY:** Nevada 92 LLC

**ADDRESS:** 5900 BALCONES DR Suite 100  
AUSTIN TX 78731-4257

**PHONE:** 9727866211

**FAX:**

**COMMENTS:** As a property owner of a 91-acre tract off County Road 591 and County Road 592, Collin Cad property ID# 1292390, legal description: ABS A0949 WILLIAM C WARD SURVEY, SHEET 1, TRACT 17, 91.80 ACRES, I am strongly opposed to the issuance of a permit for a cement batch plant at 8929 County Road 591. This development will severely impact our future to create a community of ranchette homesites catering to elderly and early retirees in a serene, country setting. Based on the pollution study by the University of Texas, the following points outline the significant negative impacts of the proposed cement batch plant: ##### Air Pollution Issues \*\*1. Particulate Matter (PM) Emissions:\*\* Concrete batch plants emit substantial amounts of particulate matter (PM), including PM2.5, which is particularly harmful as it can be inhaled deeply into the lungs, causing serious health issues such as aggravated asthma, decreased lung function, and increased risk of heart attacks. These emissions primarily come from the transfer of cement and additives, truck and mixer loading, and material handling within the plant (source: 2019-EC-ConcreteBatchPlantsGuide.pdf (utexas.edu)). \*\*2. Hazardous Air Pollutants (HAPs):\*\* The cement batch plant will emit hazardous air pollutants (HAPs) such as chromium, lead, and manganese. These toxic pollutants can have severe health impacts, including neurological damage, particularly affecting the elderly and vulnerable populations that our development aims to serve (source: 2019-EC-ConcreteBatchPlantsGuide.pdf (utexas.edu)). \*\*3. Ozone Precursors:\*\* Emissions of nitrogen oxides (NOx) and volatile organic compounds (VOCs) from the plant contribute to the formation of ground-level ozone, a key component of smog. Ozone exposure can cause respiratory problems, exacerbate asthma, and reduce lung function, posing significant health risks to the elderly residents (source: 2019-EC-ConcreteBatchPlantsGuide.pdf (utexas.edu)). \*\*4. Cumulative Impact:\*\* The cumulative air quality impact from the cement batch plant, combined with existing and future industrial activities in the area, will lead to degraded air quality, making the environment unsuitable for residential development, especially for a community aimed at elderly and health-conscious individuals (source: 2019-EC-ConcreteBatchPlantsGuide.pdf (utexas.edu)). 5. Neighborhood Pollution Levels: Studies in Houston have shown that pollution levels near concrete batch plants can be as high as those near major freeways, affecting local residents' health significantly. This level of pollution would severely degrade the air quality in our planned community, endangering the health of future residents (Environmental Defense Fund - <https://www.edf.org/airqualitymaps/houston/findings>). ##### Non-Air Pollutant Concerns \*\*1. Noise Pollution:\*\* Concrete batch plants generate significant noise pollution from the operation of heavy machinery and the frequent movement of large concrete trucks, often during early morning hours. This noise would disrupt the tranquility of the proposed residential area, adversely affecting the quality of life for residents (source: 2019-EC-ConcreteBatchPlantsGuide.pdf (utexas.edu)). \*\*2. Traffic and Safety:\*\* The increased traffic from cement trucks would pose safety risks and congestion on County Road 591 and County Road 592. These roads are not designed to handle heavy industrial traffic, which would also cause wear and tear, leading to increased maintenance costs and potential hazards for local residents (source: 2019-EC-ConcreteBatchPlantsGuide.pdf (utexas.edu)). \*\*3. Water Runoff and Pollution:\*\* Stormwater runoff from the cement batch plant could carry pollutants, including sediment and chemicals, into the surrounding environment. This runoff could contaminate local water sources, affecting both the environment and the health of future residents (source: 2019-EC-ConcreteBatchPlantsGuide.pdf (utexas.edu)). ##### Impact on Property Development \*\*1. Decreased Property Values:\*\* The presence of a cement batch plant would likely decrease the attractiveness and value of the proposed ranchette homesites. Potential buyers would be deterred by the proximity to an industrial site, leading to lower property values and reduced economic viability of our development plans. \*\*2. Environmental Degradation:\*\* The establishment of the plant would compromise the rural and scenic nature of the area, which is a key selling point for attracting retirees seeking a peaceful country lifestyle. The visual and environmental impact of the plant, including dust, noise, and traffic,

would undermine the aesthetic and ecological qualities of the land. ##### Conclusion The proposed cement batch plant at 8929 County Road 591 poses significant environmental, health, and economic risks that are incompatible with our vision of developing a serene and healthy residential community for elderly and early retirees. The pollution study from the University of Texas highlights the severe impacts of such plants on neighboring communities. Therefore, I strongly urge the relevant authorities to deny the permit application to protect the well-being of current and future residents and preserve the integrity of our community plans. --- By highlighting these points, the summary effectively conveys the detrimental effects of the cement batch plant on the proposed residential development, making a strong case for denying the permit application.



# Guide to Air Quality Permitting for Concrete Batch Plants

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First Edition, Fall 2018



The University of Texas at Austin  
**Environmental Clinic**  
*School of Law*

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# Purpose and Acknowledgments

This Guide provides an overview, but is by no means a comprehensive description of concrete batch plant air permitting in Texas. As a result, while every effort has been made to make these materials as accurate as possible, these materials are not to be used as a substitute for the advice of an attorney. Persons reviewing this Guide should not act upon the information without seeking the advice of an attorney.

Special thanks to Kathryn Kalinowski and Sarah Beach at University of Texas School of Law for their edits to this guide.

Cover Photo: Air Alliance Houston

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To learn more about the Environmental Clinic, please visit our website at <https://law.utexas.edu/clinics/environmental/> or call (512) 232-2574.

This Guide does not represent the official position of The University of Texas School of Law or The University of Texas. The information provided reflects only the opinions of the individual author and the Environmental Clinic.

THE UNIVERSITY OF TEXAS SCHOOL OF LAW

David Frederick, Adjunct Professor

Environmental Clinic  
727 East Dean Keeton Street  
Austin, Texas 78705  
(512) 232-2574

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**Attachment A** – TCEQ, Air Quality Standard Permit for Concrete Batch Plants, RG-056 (Dec. 2000)

**Attachment B** – TCEQ, Concrete Batch Plant Standard Permit Protectiveness Review (Sept. 24, 2012)

**Attachment C** – TCEQ, Amendments to the Concrete Batch Plants Air Quality Standard Permit (2012)

**Attachment D** – U.S. EPA, Emission Factors Documentation for AP-42 Section 11.12-Concrete Batching (2006)

**Attachment E** – TCEQ, General Permit for Stormwater Discharges from Concrete Batch Plants



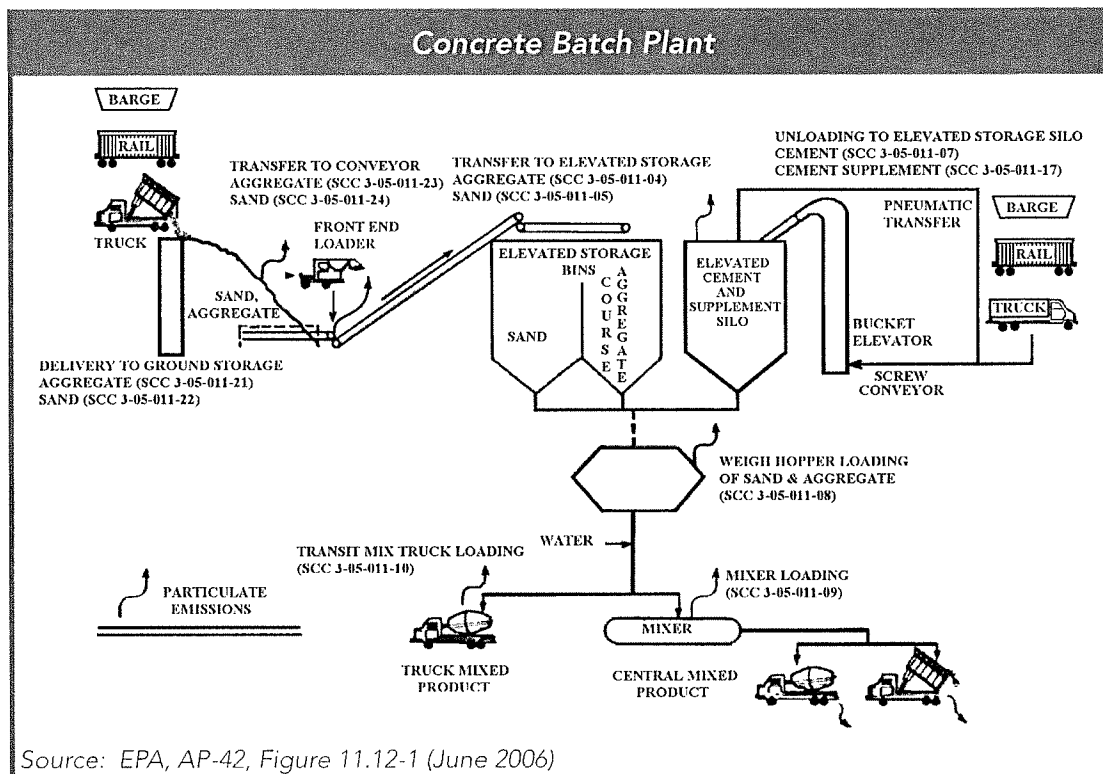
# INTRODUCTION

Due to the ubiquity of concrete batch plants, many communities throughout Texas are suffering from the pollution caused by concrete batch plants. Neighbors report particulate emissions coating their homes and cars and causing respiratory problems. They also object to the diesel trucks that cut through their communities and emit toxic air pollutants while idling outside concrete batch plants waiting to load.

Most people do not know, however, how to engage in the permitting process to attempt to require better controls and reduced pollution at concrete batch plants. This guide is intended to provide an overview of the Texas air permitting process for concrete batch plants and the types of pollution controls that communities could seek through that process.

## WHAT ARE CONCRETE BATCH PLANTS?

A typical concrete batch plant mixes water, cement, fine aggregate (e.g., sand) and coarse aggregate (e.g., gravel) and a small amount of supplemental materials in a very large drum to create concrete.<sup>1</sup> At most commercial-scale concrete plants, the cement is stored in silos and fed on a conveyor belt to a loading point where feeds of sand, gravel, and supplement join the cement feed. The feeds are dropped together through the drum into concrete trucks where they are combined with water. The concrete truck then drives to the construction site, further mixing the cement and water along the way. There are instances, usually at large construction sites, where the concrete is mixed on site in a central mix drum and then transferred to a transport truck.



The cement silos are generally the most noticeable part of a concrete batch plant. They will typically be very tall, maybe three stories or 40 feet. There will be several of them. At some concrete batch plants, there will be a silo that stores a supplemental mixture that is added to the concrete truck at the cement drop point. The drop occurs into a large funnel-shaped structure that is on stilts, so the concrete trucks can be driven beneath it for loading.

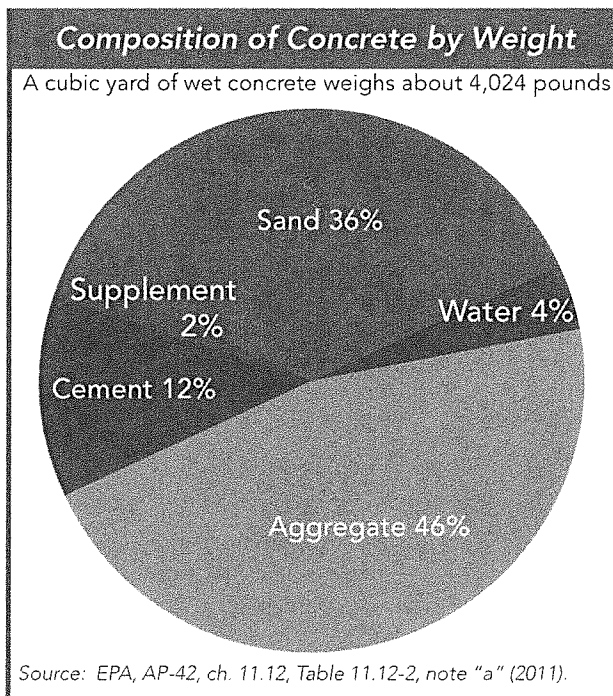
A concrete batch plant site will generally be at least an acre, and much larger sites are not uncommon. The site will have stockpiles of sand and gravel, and there will be conveyor belts that move these materials into position to be mixed with the cement. There will also be a driveway, often, a circular one, for the concrete trucks, and there will be some internal material haul roads.

There may be a railroad spur that brings in the raw materials, i.e., the sand, gravel, cement, and cement supplements. There will be a small building or two on the site for such things as office space and the storage of repair parts and cleaning materials. Owners and operators of large concrete batch plants sometimes also operate other facilities, such as asphalt plants or rock crushers, at the same site.<sup>2</sup>

Additives to the cement mixture may include materials such as fly ash, granulated blast-furnace slag, and silica fume, which are intended to make the concrete more economical, reduce permeability, or increase strength. They may also include chemical additives, which are usually liquid ingredients intended to entrain air, reduce the water required, retard or accelerate the setting rate, make the concrete more fluid, etc. The Texas Commission on Environmental Quality's (TCEQ's) standard permit prohibits the use of additives that release volatile organic compounds.

This is not an industry that has changed greatly in recent decades. The TCEQ's predecessor agency, the Texas Natural Resource Conservation Commission ("TNRCC"), determined in the late 1990s that most concrete batch plants produced between 100 and 300 yd<sup>3</sup>/hr of concrete.<sup>3</sup> Various sources indicated to the agency staff that average production rates were in the lower half of that range, between 157 yd<sup>3</sup>/hr to 176 yd<sup>3</sup>/hr. Industry representatives participating in focus group meetings hosted by the agency indicated that a 200 yd<sup>3</sup>/hr production rate was a reasonable worst-case assumption for most plants in Texas, with the exception of a central-mix style plant, which could approach 300 yd<sup>3</sup>/hr. (Central-mix plants mix the cement and the water at the plant site in a fixed mixing machine; central-mix plants usually make large volumes of concrete for use very nearby.)

Batch plants are generally broken into two categories: permanent concrete batch plants and temporary concrete batch plants. TCEQ defines "temporary plants" as those that occupy a particular location for no more than 180 days or until a single construction project is completed. There are a few plants, usually permanent ones, that are treated as a third separate category. These are "specialty" concrete plants. Specialty concrete plants might make such things as precast concrete products, prefabricated building and road materials, cement blocks, concrete pipes, septic tanks, or statuary. The output of specialty plants is generally small, when compared to the output of permanent and temporary plants that mix concrete for off-site construction projects.



### About Portland Cement

Portland cement is the binding ingredient in concrete. It was patented in England in 1824. The name suggested the strength of construction stone from the Isle of Portland.

Portland cement is a mixture of limestone, clay, iron ore, and small amounts of other minerals. These materials are ground into a slurry and heated to very high temperatures in a nearly horizontal rotary kiln, which might be very large (e.g., 12 feet in diameter and 500 feet long). The slurry is fed into the high end of the kiln. At the lower end is a roaring flame, perhaps 2700 degrees Fahrenheit. A number of gases are driven off by this firing process. The remaining material, called clinker, emerges at the low end as gray marble-sized balls. These are, themselves, ground to a fine dust with a small amount gypsum and limestone.

Hazardous wastes are often used as fuel for the flame, and the overall process can create a number of pollutants, including mercury and toxic acid gases. The exhaust dusts from cement kilns were defined by Congress in 1980, pending further study, not to be hazardous wastes. 42 U.S.C. §6921(b)(3)(A)(iii), the "Bevill Amendment." Over the last 40 years, however, there has been continuing controversy as to the risk that these toxic pollutants adhere to and within the clinker. See, for example, Kleppinger, "Cement Clinker: An Environmental Sink for Residues from Hazardous Waste Treatment in Cement Kilns," 13 Waste Management 553-572 (1993).

"Basic Information: Air Emissions from the Portland Cement Industry," EPA, [www3.epa.gov/airquality/cement/basic.html](http://www3.epa.gov/airquality/cement/basic.html), and "How Cement is Made," Portland Cement Association, [www.cement.org](http://www.cement.org).

## WHAT PROBLEMS DO CONCRETE BATCH PLANTS CREATE FOR NEIGHBORS?

### Air Pollution Issues:

Neighbors most commonly complain about dust and particulate matter (PM) emissions from concrete batch plants.

PM emissions come primarily from the transfer of cement and additive materials to the silos, the transfer of sand and aggregate, truck loading, mixer loading, and sand and aggregate blowing from the piles.<sup>4</sup> Roadways internal to the plant site are also big contributors to the overall level of dust associated with a plant. The PM is comprised mainly of cement and dust from the additives; there are metals associated with the PM.<sup>5</sup> The impact of dust on neighbors is usually controlled by the continuous watering, i.e., misting, of plant roadways and other sources of dust. Dust may also be somewhat controlled by establishing a buffer zone between roadways and neighbors. Another protective measure is to erect a barrier between the roadways and the neighbors.

Based on observations and experience, the TNRCC found that the height of a dust plume will be about twice the height of the vehicle generating the road dust. To achieve approximately 50% control of the dust plume, the height of a barrier was thought to be at the height of the plume center line. Based on the modeling, the agency found this height to be about 12 feet.

(TCEQ Regulatory Guidance RG-056, December 2000, p. 9 of 49)

Air pollutants - including carbon monoxide, nitrogen oxides, volatile organic compounds, particulate matter, nickel and formaldehyde - can also be generated by on-site internal combustion engines.<sup>6</sup> Most concrete batch plants that have engines use diesel compression ignition internal combustion engines up to 1,000 horsepower.<sup>7</sup>

Finally, while not part of the concrete plant itself, the trucks that access the facility are often diesel-fueled and frequently idle outside the facility waiting to load for long stretches of time. Emissions from

idling concrete haul trucks are not included in the TCEQ's potential to emit calculations for concrete batch plants.

Particulate emissions are a complex mixture of extremely small particles and liquid droplets. Once inhaled, these particles can affect the heart and lungs and cause serious health effects, including increased risk of heart attacks, aggravation of asthma, and decreases in lung function.<sup>8</sup> The smaller particles, 2.5 micrometers and less in diameter, are the most harmful ones, since they are inhaled more deeply in the lungs than are larger particles.

Both EPA and TCEQ have Potential to Emit Calculators for Concrete Batch Plants that can be used to help estimate a facility's emissions.

[https://www.epa.gov/sites/...06/concrete\\_batch\\_plants\\_pte\\_calculator070214\\_0.xlsx](https://www.epa.gov/sites/...06/concrete_batch_plants_pte_calculator070214_0.xlsx) and <https://www.tceq.texas.gov/assets/public/permitting/air/Guidance/NewSourceReview/emiss-calc-cbp.xlsx>.

TCEQ estimated that a 300 yd<sup>3</sup>/hr plant that was limited to 6,000 yd<sup>3</sup>/day and did not generate its own electricity (i.e., did not run a diesel generator) would emit an average of about 4 pounds of total particulate matter per hour during a 24-hour period. Please see the further explanation in the endnote<sup>9</sup> to understand that in any one hour that rate could be higher. If the plant does not generate its own power, TCEQ estimates about 0.24 pounds per hour (6% of total emissions) will be PM<sub>2.5</sub>. If the plant does generate its own power, TCEQ assumes all the particulate emissions from the generator are PM<sub>2.5</sub>. With on-site power production, PM<sub>2.5</sub> emissions rise to about 1.13 pounds/hour, 4.7 times as much as in the "no power generation" scenario.

#### Non-Air Pollutant Concerns:

TCEQ will likely state that the first two of these concerns are outside of its jurisdiction. They are, however, issues that can be addressed in a settlement.

**Noise:** Noise is sometimes a problem for concrete plant neighbors. Large concrete trucks, those with the roughly cone-shaped mixing barrels on their backs, often arrive before dawn to pick up loads of concrete to take to construction sites, and the idling of these early-morning arrivals and their reverse warning sounds can be noisy, in addition to spreading diesel fumes throughout the neighborhood.

**Traffic:** The traffic of the trucks, depending on the roadway layout near the plant, can be a problem for the neighborhood, particularly when the trucks travel through or idle near residential areas.

**Polluted wastewater runoff:** The site stockpiles and dusty roads can contribute sediment to rain that falls on them, causing muddy runoff to the nearby neighborhood, if the runoff is not well-controlled by the plant.

## HOW ARE CONCRETE BATCH PLANTS REGULATED?

This guide addresses only air quality permitting in any detail. However, other permitting programs also affect the operation of a concrete batch plant and may provide avenues for the local citizens to lessen the impact of a plant.

#### Storm water and waste water

A concrete batch plant that discharges storm water associated with the plants' operation, rather than retaining the water on-site, will need a storm water permit. A permit is needed if the storm water has come in contact with the stockpiles, infrastructure, or equipment at the plant.<sup>10</sup> In addition, if the plant discharges conventional waste water, for example, water that was used to wash down trucks or clean equipment, it will likely need a separate waste water discharge permit from TCEQ. If a plant's discharges are to a storm sewer, the terms of the city's municipal separate storm sewer system, i.e., "MS4," permit may also regulate the discharges.

There is a TCEQ general storm water permit that covers storm water discharges associated with a concrete batch plant. (A “general permit” is like a “standard permit” but is an authorization under the Clean Water Act rather than under the Clean Air Act.) The current general permit for concrete batch plants is Attachment E to this guide. As you will see from the coverage limitations on pages 6 and 7 of the permit, the general permit may be unavailable for operations near the Edwards Aquifer recharge zone or if the discharges might affect an endangered or threatened species. There are several other instances where storm water discharges may not be covered by the general permit. In the event a concrete batch plant does not qualify for or does not want to commit to the terms of coverage as described in the general permit, an individual Texas Pollution Discharge Elimination System (“TPDES”) permit will usually be needed. A Storm Water Pollution Prevention Plan (“SWPPP”) is required in order to secure coverage under the general permit and, as a practical matter, under an individual NPDES permit. These plans are not automatically submitted to the TCEQ for review, so they are often prepared poorly or not at all. A plan that conforms to the agency’s SWPPP regulations can greatly improve the facility’s storm water practices, if it is enforced.

### Land use regulation

In addition to other pollution permitting requirements, a concrete batch plant may be subject to local zoning or land use requirements. While temporary batch plants may have fewer restrictions, permanent batch plants located in a city will generally be limited to certain areas, unless the plant obtains some sort of special use exception or change in zoning. The city land use proceedings may provide the best opportunity for neighbors to actually stop the siting of a new concrete batch plant in their area.

## HOW ARE AIR EMISSIONS AUTHORIZED?

Concrete batch plants cannot begin construction of air pollution emitting facilities until the air pollution emissions are authorized by the TCEQ. There are two permitting vehicles for authorizing air pollution from a concrete batch plant: an individual New Source Review (NSR) permit and a Standard Permit. With a New Source Review Permit, the permit terms are written for the specific facility seeking authorization. A Standard Permit is a generic permit that applies to a certain type of industry or operation. Any facility that meets the terms of the standard permit can claim coverage and operate pursuant to its limits. There are two versions of the standard permit.

Neither the individual NSR permit nor either of the standard permits for concrete batch plants supersedes other TCEQ regulatory requirements or requirements of the Texas or federal Clean Air Act.<sup>11</sup> Therefore, theoretically, the holder of an authorization to operate under the TCEQ standard permit may not do so in such a manner as to cause a nuisance. Nuisance operations are prohibited by TCEQ regulation.<sup>12</sup>

### Individual NSR Permit

Any size concrete batch plant may decide to seek to authorize its emissions pursuant to an individual NSR permit, but it is the only avenue for large-capacity plants, i.e., plants with greater than 300 yd<sup>3</sup>/hr production or 6000 yd<sup>3</sup>/day production at one site. In 2012, TCEQ reported that an average of three to four concrete batch plants apply for a conventional NSR permit in any one year.<sup>13</sup> TCEQ data indicate that, at the end of 2017, 249 of 796 permitted concrete batch plants held individual permits.<sup>14</sup>

To obtain an individual NSR permit, Texas statutes require that the facility demonstrate: (1) it will use at least the best available control technology, considering the technical practicability and economic reasonableness of reducing or eliminating the emissions resulting from the facility; and (2) there are no indications the emissions from the facility will contravene the intent of the Texas Clean Air Act, including protection of the public’s health and physical property.<sup>15</sup>

In addition, TCEQ's regulations require that an individual NSR permit application:

- Demonstrate protection of public health and welfare, including compliance with all TCEQ regulations and the intent of the Texas Clean Air Act, including protection of the health and property of the public;
- For any facility within 3,000 feet of an elementary, junior high/middle, or senior high school, consider any possible adverse short-term or long-term side effects that an air contaminant or nuisance odor from the facility may have on the individuals attending the school(s);
- Include provisions for measuring the emission of significant air contaminants as determined by the executive director;
- Assure the facility will achieve Best Available Control Technology levels of emissions control;
- Demonstrate compliance with any additional, applicable federal requirements, including: New Source Performance Standards, National Emission Standard for Hazardous Air Pollutants, Hazardous Air Pollutant requirements, Prevention of Significant Deterioration or Nonattainment New Source Review requirements;
- Show that the proposed facility will achieve the performance specified in the permit application;
- Comply with any air dispersion modeling requirements imposed by the TCEQ executive director; and
- Obtain allowances to operate if the facility is subject to a Mass Emissions Cap and Trade Program.<sup>16</sup>

The terms of the individual NSR permit may be crafted to address the particular needs of and risks posed by the plant. Many terms in an individual NSR permit for a plant will mirror those in permits for other plants, but there is no real standardization of terms.

### Standard Permits

The second and most-used permitting vehicle is a "standard permit," of which there are two types: (1) the Standard Permit for Concrete Batch Plants and (2) the Air Quality Standard Permit for Concrete Batch Plants with Enhanced Controls.<sup>17</sup>

**Standard Permit for Concrete Batch Plants:** Texas Health and Safety Code § 382.05195, allows TCEQ to promulgate permits for categories of facilities and to apply the same air emission controls to all plants that are within the defined category. TCEQ can only issue standard permits for "the types of facilities will not make a significant contribution of air contaminants to the atmosphere" and may not authorize "major" facilities through standard permits.<sup>18</sup> There are few legislative requirements for these standard permits, only that the permits be enforceable, be ones the Commission can adequately monitor for compliance, and that the permits require the permitted facilities to use Best Available Control Technology ("BACT").<sup>19</sup>

TCEQ's predecessor agency issued its first standard permit for concrete batch plants in 2000. That permit, now a TCEQ permit, is occasionally amended, most recently in 2012. As of 2012, TCEQ estimated that the average rate of application for coverage under its standard permit was 94 plants/year.<sup>20</sup> The Standard Permit for Concrete Batch Plants covers three types of facilities: (1) permanent concrete batch plants, (2) temporary concrete batch plants, and (3) specialty concrete batch plants. The standard permit is available for any concrete batch plant located at a site producing less than 300 yd<sup>3</sup>/hr. The permit has separate requirements for permanent and temporary and specialty plants.

"Temporary" plants are defined to be plants that occupy a particular location for not more than 180 days or until a single project was completed.

### *The general test of the protectiveness of the standard permits*

TCEQ performs “protectiveness reviews” that nominally test whether the terms of proposed and amended standard permits are, in fact, protective of human health and the environment. At its most basic, a protectiveness review models emissions from a plant operating with whatever pollution controls the standard permit requires and disburses the emissions to the property line or off-site sources using a computer-simulation of air flows. There are obviously a number of judgment calls to be made in the course of a protectiveness review: What are the uncontrolled emission rates, how efficient are the pollution control technologies, what are the background meteorological conditions at the “universal” site, etc.?

The 2000 standard permit for concrete batch plants was evaluated using the then-preferred EPA air dispersion model (ISCST3) to estimate the off-site air quality impacts. The restrictions of that permit were applied to hypothetical plants, and the agency modeled five years of atmospheric conditions it felt would be representative of atmospheric conditions anywhere in the state. The agency made a number of what it considered to be conservative or worst-case assumptions for model variables and concrete plant layouts. These are described in some detail in a regulatory guide published by the agency, RG-056, Air Quality Standard Permit for Concrete Batch Plants (December 2000), which is Attachment 1 to this guide.

The Texas-law “property line standard” for PM was the one by which the “protectiveness” of the 2000 standard permit had been measured. The property line standard, however, was considered by industry representatives to be more stringent than required by federal law, and before TCEQ conducted an additional protectiveness review in 2012, TCEQ repealed the property line standard. The 2012 amendments to the standard permit measured protectiveness against EPA’s National Ambient Air Quality Standards.

The TCEQ standard permit is quite complicated. The following are only the highlights of the permit.<sup>21</sup>

- TCEQ’s application notice requirements, found at 30 Tex. Admin. Code Chapter 39, generally apply to applications for standard permit coverage, but there is a very complicated exception for certain portable concrete batch plants associated with “public works projects.”<sup>22</sup> Chapter 39 does not require mailed notice to neighbors of the to-be-permitted plant.
- A TCEQ approval of a registration under the standard permit is required before beginning construction or operation. There are some technical forms associated with applying for the registration, but air quality modeling is explicitly not required to support the application.
- The “site” of a plant includes contiguous or adjacent properties under common control, and a plant includes all the stockpiles and silos and conveyor belts, i.e., all the support equipment.
- Both the permanent and temporary plants are limited to 300 cubic yards of concrete production per hour at a site and to 6,000 cubic yards of production per day at a site. Specialty plants may not produce more than 30 cubic yards of concrete per hour at a site.
- The principal difference in the treatment of the permanent and temporary facilities is that temporary plants may only be on site for 180 days. A temporary plant serving only one construction project may remain on site longer than that. Roads at a permanent facility must be paved with “a cohesive hard surface” to control dust, whereas temporary and specialty plant roads may be watered or covered with such materials as roofing shingles or tire chips to suppress dust. The permit exempts temporary plants closely associated with public works projects from several of requirements that apply to other temporary plants.
- Operators are required to maintain their records on site for a rolling two-year period. Those records are, therefore, available to TCEQ and local government inspectors,<sup>23</sup> but most records are not filed with TCEQ (so, are not readily available to citizens).

- Silos and weigh hoppers (i.e., the hoppers where the concrete components are weighed) are required to have particulate-matter-control systems with fabric or cartridge filters or must be vented to a central baghouse. These filters are to be 99.5% efficient at removing PM<sub>2.5</sub>. A filter that catches PM<sub>2.5</sub> will catch the larger particles, too.
- Materials conveyor belts have to be covered.
- Concrete haul trucks must be loaded within a 3-sided shroud or curtain.
- Stockpiles have to be sprayed with water or chemicals to suppress dust.
- Multiple standard-permit concrete batch plants may be operated at one site, but the limits on hourly and daily production apply to the entire site. This "at a site" limitation is important as it somewhat limits a proliferation of plants in one area. Similarly, if there are rock crushers, concrete crushers, or asphalt plants on site, there are some restrictions on batch plant operation and location.
- The default rule is that silos, stockpiles, equipment and vehicles (except entering and leaving the site) must be kept 50 feet from the property line. In the alternative, the operator may rely on 12-foot-high barriers and three-walled stockpile bunkers. The exhaust vent for the weigh hopper shroud has to be 100 feet from the property line.

Compliance monitoring is a weakness of the concrete batch plant standard permit. The standard for dust emissions is "no visible emissions." That standard applies at the property line, and it applies to the fabric or cartridge filter systems on site. But, the determination that the standard is met is made using EPA method 22,<sup>24</sup> which is basically that no more than 30 seconds of dusty air are observed in any 6-minute period (for the legislative "enhanced controls" permit, 5-minute period). The operator is required to perform this test only once a quarter, under what are supposed to be normal operating conditions.

The "reportable quantity" for PM, the air contaminant that is most commonly of interest at a concrete batch plant, is 100 pounds per 24 hours.<sup>25</sup> If an accident, such as a ripped baghouse or shroud at the truck-loading drop, results in PM emissions that are less than the reportable quantity, those emissions do not have to be reported at all.<sup>26</sup> The permittee simply has to create a report within two weeks of the emissions event, which is then kept on site.<sup>27</sup>

#### Air Quality Standard Permit for Concrete Batch Plants with Enhanced Controls

There is a second type of concrete batch plant standard permit that was created by the legislature in 2003.<sup>28</sup> More precisely, the legislature told TCEQ to issue a standard permit for concrete batch plants with "enhanced" pollution controls defined by the legislature.

The terms of the two standard permits are similar, but there are differences. The enhanced controls standard permit is only available for permanent concrete batch plants that produce 300 or fewer cubic yards of concrete per hour at a site.<sup>29</sup> Unlike the other standard permit, the enhanced controls permit allows more than 6,000 cubic yards of production per day at a site. While both standard permits include a "no visible emissions" standard, the enhanced controls standard is measured over a 5-minute, as opposed to a 6-minute, period. The enhanced controls standard permit does not include restrictions related to the co-location of rock crushers, concrete crushers, or asphalt plants on site. The enhanced control permit's record-keeping requirements are much-reduced, as compared to those of operators under the other standard permit. The enhanced controls standard permit also has its own public notice requirements, which include newspaper notice but do not require mailed notice or any posted (sign) notice. On the other hand and unlike the situation with the other standard permit, the enhanced controls standard permit requires a mandatory non-evidentiary public meeting before a registration for the permit may be authorized.



# WHAT ARE THE OPPORTUNITIES FOR COMMUNITY INVOLVEMENT?

At the outset, there are two types of non-legislative opportunities for citizens to participate in the air permitting for concrete batch plants.

**At the time a registration is sought:** First, if a plant operator is seeking an individual permit, members of the public may participate in the permitting proceedings by filing comments, requesting a public meeting, and requesting a contested case hearing. Similarly, when an operator comes forward to seek coverage under the TCEQ-drafted standard permit, anyone may comment as to whether the operator qualifies for coverage under the standard permit, and an “affected person” may pursue a contested case hearing on that point and on the protectiveness of the standard permit, given the facts of the particular situation at hand. The “affected person” definition is limited, as discussed below. If the operator is seeking coverage under the enhanced controls standard permit, the rights of public participation are more limited. There is only a comment opportunity with no right to a hearing.

**At the time the standard permit is being amended:** Second, members of the public may participate in the periodic amendment of the TCEQ’s standard permit. Historically, the interests of neighbors of concrete batch plants have not been well-represented in the various proceedings to draft or amend the TCEQ standard permit. During the 2012 amendment cycle, six representatives of the concrete and aggregates industries filed written comments on the proposed permit. No non-industry representative filed a comment.<sup>30</sup> In early 2003, when the permit was previously amended, one industry representative filed a written comment, and Harris County commented that a concrete batch plant being relocated to support a public works project should give notice to any local pollution control agency that had jurisdiction of the site.<sup>31</sup> In 2000, when the permit was initially drafted, eight industry representatives filed written comments, whereas only one non-industry representative filed comments.<sup>32</sup>

## Public Notice of an application

There is no written notice of air quality permit proceedings to neighbors of a proposed concrete batch plant, regardless of air quality permit the operator seeks. Of course, if a neighbor happens to be on a mailing list for all permit applications in a county, that neighbor should receive notice of a concrete batch plant proceeding. If an operator is seeking coverage under an individual NSR permit or under the Standard Permit for Concrete Batch Plants, there is both newspaper and sign-posting notice. The sign-posting notice is not required for the Air Quality Standard Permit for Concrete Batch Plants with Enhanced Controls.

## Comments and hearing requests

For an application for an individual NSR concrete batch plant permit, the comment and hearing request rights are the same as they are for any other individual air quality permit. (Note: S.B. 1045 from 2017 created a single-notice system for any individual air permit application for which a draft permit is prepared within 15 days of the initial filing of the application.) The public-notice (i.e., publication and sign posting) and hearing-request requirements for a registration under the non-enhanced controls standard permit are a bit different from the usual requirements.

Because of 2016 rule amendments to these requirements, initiated by the Texas Aggregates and Concrete Association, there is only one notice to the public and, hence, one comment period associated with applications to register a facility under the TCEQ standard permit. This notice is a consolidated notice of both (1) the receipt of application and intent to receive coverage under the permit and (2) the notice of application and preliminary decision by the agency. The consolidated notice is posted at the site and published after the administrative and technical reviews of the registration application

have been completed and the draft permit issued. The consolidated notice establishes a single, 30-day notice period during which comments and requests for a public meeting or contested case hearing can be submitted.<sup>33</sup> (So, note that public meetings, which are not mandatory in order to secure coverage under the TCEQ standard permit, nonetheless may be requested.)

Prior to the amendments, the comment period during which a person had to raise any issue that might be tried in a contested case hearing was only 15 days following the application filing, so the post-amendment rule, which lengthens the comment period to at least 30 days and arises after the application is technically complete and the draft permit issued, can be characterized as an improvement in public participation. The 30-day period begins on the last date of newspaper publication, and the comment period is automatically extended to the close of any public meeting. As required by 30 Tex. Admin. Code § 55.201, issues that might be tried in a contested hearing must be raised in a requestor's timely submitted comments.

For the Enhanced Controls standard permit, there is no contested-case hearing opportunity for anyone opposing an application. There is a required public meeting. The TCEQ has a 35-day time period, following the public meeting, in which to grant or deny the application.

#### Limitation on "affected person"

While the legislature generally provided limited direction to TCEQ regarding the terms of a standard permit that TCEQ issues, it did limit the opportunities for public participation by limiting the universe of potential "affected persons." In 1985, the legislature provided for a "standard exemption" from permitting for facilities that TCEQ "found upon investigation ... will not make a significant contribution of air contaminants to the atmosphere."<sup>34</sup> (Authorization by standard exemption is no longer allowed.) Then, in the same bill, the legislature imposed a limit on the range of people who might be considered "affected persons" and, thus, potential contested case opponents for a standard-exemption concrete batch plant. The limitation stated that the person must reside in a permanent residence within ¼ mile of the proposed plant.<sup>35</sup> In 1999, the legislature added "standard permits" to the set of TCEQ authorizations for which only persons residing within 440 yards (i.e., a quarter mile) might be found to be affected.<sup>36</sup> So, the universe of persons potentially affected by a TCEQ standard permit concrete batch plant is, by law, a limited one.

#### Limitation on evidence that is admissible

TCEQ's first standard permit for concrete batch plants was issued in September 2000<sup>37</sup> in response to the legislature's 1999 grant to the agency of authority to develop standard permits.<sup>38</sup> TCEQ's action was preceded by a set of studies that attempted to determine the protectiveness of three "standard exemptions" that, prior to 2000, largely provided the regulatory mechanisms for obtaining authorization to operate a concrete batch plant.

The 1999 legislature also passed a second bill, SB 1298,<sup>39</sup> that directly affected concrete batch plant authorizations. Prior to 2000, citizens had started using air dispersion modeling to challenge the granting of concrete batch plant standard exemptions (rule-like authorizations that were then available for certain polluting activities but were less formally developed than is a rule). Would-be operators of concrete batch plants complained that they were being pulled into contested case hearings by affected persons who claimed atmospheric dispersion modeling of plant air emissions showed harmful off-site impacts.

The second 1999 legislative act prohibited the use of atmospheric dispersion modeling in contested case hearings arising from applications for concrete batch plant approval under a standard exemption if atmospheric dispersion modeling had been employed in developing the exemption. TCEQ, "in order to give full effect to the intent of SB 1298," has also barred atmospheric dispersion modeling in contested cases arising from applications for coverage under the newly-created concrete batch plant standard permit.<sup>40</sup> TCEQ took the legislative act applicable to standard exemptions and applied it to the roughly corresponding and newly-created standard permit.

## WHAT POSSIBLE BENEFITS MIGHT BE SECURED FOR CLIENTS BY CHALLENGING A CONCRETE BATCH PLANT AIR PERMIT?

Most would-be operators of concrete batch plants opt to get authorization under the non-enhanced controls standard permit. If the operator has chosen an appropriately zoned location, citizens living or working nearby do not have strong leverage by which to protect their neighborhoods. Obviously, neighbors should check the operator's application to TCEQ to confirm that the proposed operation, as described, qualifies for the permit. If the application for a storm water permit has been filed, it is a good idea to check that (particularly the SWPPP) too.

If talking to a would-be operator in order to secure concessions in exchange for withdrawing or refraining from a protest of the facility, below are some "asks" one might consider. Keep in mind that the would-be operator is likely to be more receptive to incurring expenses that do not "front load" the project (i.e., expenses that may be incurred over time as production at the site generates cash flow). Any commitments agreed to by the would-be operator need to be memorialized in special conditions of an individual permit or in a side agreement in the event the permit is a standard permit. One must pay attention to the enforceability of a side agreement; consider how it will be enforced three or six years from now, should today's involved citizens move, for example.

1. Contact Person. Get the name and phone number of a contact person or persons to whom to raise complaints, should any arise. Get a commitment that the phone will be answered by a person during plant operating hours or that the call will relay to a staff person who will find an appropriate person.
2. Dust control. The general permit requires dust control, but it is vague about the details. Get details tied down. For example, the permit does not require any particular schedule of water sprays to control dust or of the particular circumstances that trigger the need to spray; it requires recordkeeping of water spraying, but it does not specify what the records have to contain. It does not require the records be made available to anyone other than state and local government inspectors. Some of these short-comings might be negotiated away by neighbors.

There may be instances where paved internal haul roads and staging areas are not required by the permit but where the benefits to the local residents sufficiently outweigh the costs to the operator, so pavement is worth negotiating for. It is also possible that a wider buffer zone around stockpiles, hoppers, and staging areas would make a difference. Either the height or construction of barrier perimeter fencing could also be negotiated.

3. Dust measurement. This is difficult. The permit standards for measurement of particulate emissions are not strong. In a perfect world, there would be periodic up-wind and down-wind (of the plant) measurements of dust during normal operating conditions, so that the fact of dust emissions and the amount of dust emissions could be quantified. That is a heavy ask. However, it might be possible to negotiate one or two continuous emissions monitoring systems (CEMS) at selected sites in or near the facility that, if nothing else, would alert the operator of the need to spray that area. (CEMS are basically light sources, like lasers, that measure the attenuation of light in a volume of air through which a beam is directed. They can be calibrated to a "visible emissions" or other opacity standard, but the size of the particles and the presence of water vapor makes a difference. So, calibrating a CEMS is not simple.) Most would-be operators will strongly resist any automated dust measurement efforts; there is little or no industry history of this, and there would be both initial and operating expenses associated with automated measurement.

4. Get copies of upset reports. Get copies of reports submitted to TCEQ regarding pollution events at the facility. Get the reports contemporaneously with their submission to TCEQ. Possibly, one could get notice of un-permitted emissions that do not rise to the level of a "reportable quantity" release.
5. PM<sub>2.5</sub>. Diesel engine emissions are the overwhelming source of these emissions from a concrete batch plant site. PM<sub>2.5</sub> emissions are more dangerous, if less near-term bothersome, than are visible dust emissions. (2.5 microns is about 1/30<sup>th</sup> the width of a typical human hair or about 1/10,000 of an inch.) So, try to get the would-be operator to use electric-drive equipment powered from the utility grid or some non-hydrocarbon source.
6. Hours of operation. Ask for known and more limited than 24x7 hours of operation. Also, define what "operation" means. Perhaps, plant maintenance, for example, could occur outside of "operational" hours. If haul truck idling or even arrival at the site at 5 a.m. is likely, negotiate to forbid that.
7. Lighting. Find out what the plan is for lighting the site and see if you can secure guaranties of down-cast lighting and/or a time of night when almost all lights are dimmed or turned off.
8. Truck traffic. The would-be operator has little control over the routes a concrete truck driver uses to reach and depart from the site. However, signs on site reminding the drivers that people live nearby and urging drivers to avoid shortcuts through the neighborhood may do some good, as may admonitions about speed and not stacking trucks outside the site gates on neighborhood roads.
9. Dispersion modeling. Air dispersion modeling is not legally required in order for the would-be operator to get coverage under the standard permit. Air dispersion modeling can be expensive, because if done well, data has to be collected concerning sources of emissions in addition to the sources on the would-be operator's site. Unfortunately, and in addition to any other criticisms one might have of TCEQ's assumptions when it developed its standard permit, the standard permit does not address the scenario in which there are multiple nearby concrete batch plants that are not owned or controlled by the same operator. Cumulative impacts are not effectively address by the standard permit.

So, if the site is in a heavily industrial area or is among other nearby concrete batch plants, one could cause the would-be operator to undertake some air dispersion modeling, possibly providing arguments for altering hours of operation or to support enhanced dust (or NOx) controls. If nothing else, such modeling might provide evidence to take to TCEQ to convince the agency its standard permit needs adjustment in some scenarios. (If the applicant is seeking an individual permit, rather than coverage under a standard permit, air dispersion modeling that considers off-site sources will not be required by the agency in most cases; agency-approved screening techniques that are based on the size of the plant seeking the permit will usually mean that off-site pollution sources need not be considered.)

## CONCLUSION

Concrete batch plants create environmental hazards and nuisance conditions in many low-income communities. Participating in the permitting or siting processes for these plants can halt construction of a plant or lead to better pollution limits and other community benefits. While the air permitting process for concrete batch plants is complicated, this guide can assist communities in navigating that process to improve conditions in their neighborhoods.

## Endnotes

- 1 The additional chemicals are used to control properties like setting time and plasticity.
- 2 Amendments to the Concrete Batch Plants Air Quality Standard Permit, TCEQ (2012), p. 3 (Attachment C).
- 3 TCEQ, Air Quality Standard Permit for Concrete Batch Plants, RG-056 (December 2000), p. 31 of 49 (Attachment A).
- 4 U.S. EPA, Background Document: General Air Quality Permit for New or Modified True Minor Source Concrete Batch Plants at p. 2.
- 5 U.S. EPA, Background Document: General Air Quality Permit for New or Modified True Minor Source Concrete Batch Plants (July 2, 2014), p.1.
- 6 U.S. EPA, AP-42, Sec. 3.4, Tables 34.-1 through 3.4-4 (October 1996).
- 7 TCEQ, Amendments to the Concrete Batch Plants Air Quality Standard Permit: Summary Document, p. 7, available at <https://www.tceq.texas.gov/assets/public/permitting/air/NewSourceReview/Mechanical/cbpsp-finalpreamble.pdf>.
- 8 <https://www.epa.gov/pm-pollution>.
- 9 TCEQ's most recent "protectiveness review" for the concrete batch plant standard permit is summarized in two documents. The first is a staff memo that sets out most of the details entitled Concrete Batch Plant Standard Permit Protectiveness Review, by Robert Opiela and dated September 24, 2012, which is Attachment B to this Guide. That memo provides the emission rates that were assumed for the various emission sources at a plant that were modeled. Maximum possible particulate emissions/hour were reduced by 17% (i.e., 4/24), because the averaging time for emissions was calculated based on a 24-hour day, while a maximum rate of 300 cubic yards/hour assumes a plant will operate only 20 hours/day, so that it may remain within the 6,000 cubic yards/day limit. The Opiela memo is summarized in more polished form at pages 8-11 of 29 in TCEQ's Amendments to the Concrete Batch Plants Air Quality Standard Permit (2012), which is Attachment C to this guide. The latter indicates that, using the Opiela memo's emissions rates, total particulate emissions from the plant are either 4.07 pounds/hour or 3.84 pounds/hour over a 24-hour period.
- 10 The technical test is whether the runoff has contacted industrial activities, and runoff from some structures on site, such as an office building, are not "associated" with the plant, unless they become commingled with runoff that is associated with the plant.
- 11 30 Tex. Admin. Code § 116.615(1).
- 12 30 Tex. Admin. Code § 101.4. "A nuisance is a condition that substantially interferes with the use and enjoyment of land by causing unreasonable discomfort or annoyance to persons of ordinary sensibilities. *Barnes v. Mathis*, 353 S.W.3d 760, 763 (Tex. 2011) (emphasis added). Nuisance actions have a two-year statute of limitations, measured from the time a person knew or should have known the condition would substantially interfere with the use of the land. But, the limitations period does not begin simultaneously with the construction of what turns out to be a nuisance-causing project. *Schneider Nat. Carriers, Inc. v. Bates*, 147 S.W.3d 264 (Tex. 2004) ("a landowner has the right to wait and see what the result will be when the improvements are subjected to an actual test"). *Gilbert Wheeler, Inc. v. Enbridge Pipelines (E. Texas), L.P.*, 449 S.W.3d 474 (Tex. 2014), is a more recent case that also discusses when the limitations period begins to run.
- 13 TCEQ, Amendments to the Concrete Batch Plants Air Quality Standard Permit (2012).
- 14 The 2017 data were produced as a spreadsheet by TCEQ in response to a Public Information Act Request. The data are doubtless generally accurate. However, interpretation of the spreadsheet entries required that some judgments be made regarding the permit applicable to any individual facility.
- 15 Tex. Health & Safety Code § 382.0518(b).
- 16 30 Tex. Admin. Code § 116.111.

- 17 Prior to 2012, there were concrete batch plants that could be authorized by rule, but new  
or modified plants may no longer receive authorizations under the permit-by-rule regi-  
men.
- 18 Tex. Health & Safety Code § 382.05195(i)(2)(a).
- 19 Tex. Health & Safety Code § 382.05195(a). This section references § 382.0518(a) for the  
BACT requirement. BACT is not defined in state Statute, but it is defined in federal statu-  
te. The federal statutory definition, 42 U.S.C. § 7479(3), is that BACT is an emission lim-  
itation, e.g., "X ppm," achievable by various methods and control technologies. TCEQ,  
until 2010, defined the term in regulation at 30 TAC § 116.10(3) in a circular fashion, as  
"BACT with consideration given to the technical practicability and economic reasonable-  
ness of reducing or eliminating emission from the facility." In 2010, the regulation was  
changed to be "an air pollution control method" that is technically practical and eco-  
nomically reasonable. 30 TAC § 116.10(1). So, the State definition is of a control method,  
such as a scrubber, rather than of a level of emissions achieved by use of a scrubber.
- 20 "Amendments to the Concrete Batch Plants ..."
- 21 Att. C, pp. 19-29, is the 2012 and currently-effective concrete batch plant standard permit,  
also available at: [https://www.tceq.texas.gov/assets/public/permitting/air/NewSourceRe-  
view/Mechanical/cbpsp\\_only.pdf](https://www.tceq.texas.gov/assets/public/permitting/air/NewSourceRe-<br/>view/Mechanical/cbpsp_only.pdf)
- 22 See, 30 Tex. Admin. Code § 116.178.
- 23 Tex. Health & Safety Code § 382.111.
- 24 Method 22 is described in more detail in 40 CFR, Pt. 60, Appx. A-7.
- 25 30 Tex. Admin. Code §§ 101.1(88) and (89)(A)(ii).
- 26 30 Tex. Admin. Code § 101.201
- 27 30 Tex. Admin. Code §§ 101.210(b) and (b)(2).
- 28 Acts 2003, 78<sup>th</sup> Leg., ch. 361, § 3, codified at Tex. Health & Safety Code §§ 382.05198 and  
382.05199. See, [https://www.tceq.texas.gov/assets/public/permitting/air/NewSourceRe-  
view/Mechanical/cbp\\_ec\\_reqs.pdf](https://www.tceq.texas.gov/assets/public/permitting/air/NewSourceRe-<br/>view/Mechanical/cbp_ec_reqs.pdf).
- 29 The site-based limitation is one added by the agency. The legislature's statute included  
only a 300 yd<sup>3</sup> per hour per plant limitation.
- 30 Amendments to the Concrete Batch Plants Air Quality Standard Permit, TCEQ (2012), p.  
12.
- 31 TCEQ RG-056 (July 2003), p. 2. This is Attachment 2 to this guide.
- 32 TCEQ RG-056 (2000), p. 21.
- 33 30 Tex. Admin. Code § 55.152.
- 34 Acts 1985, 69<sup>th</sup> Leg., Ch. 637, § 26. This was derived from SB 725. It amended § 3.27 of  
art. 4477-5, which was at the time the Texas Clean Air Act.
- 35 Acts 1985, 69<sup>th</sup> Leg., Ch. 637, § 26.
- 36 Acts 1999, 76<sup>th</sup> Leg., Ch. 406, § 7. This was derived from SB 766. The limitation is today at  
Tex. Health & Safety Code § 382.058(c).
- 37 TCEQ Regulatory Guidance RG-056, December 2000, p. 1 of 49. (In an apparent typo-  
graphical error, the page is marked as 1 of 58, but subsequent pages are marked, 2, 3, 4,  
etc. of 49.)
- 38 Acts 1999, 76<sup>th</sup> Leg., Ch. 406, § 5, codified at Tex. Health & Safety Code § 382.05195.
- 39 Acts 1999, 76<sup>th</sup> Leg., Ch. 391, § 1, codified at Tex. Health & Safety Code § 382.058(d).
- 40 TCEQ, Air Quality Standard Permit for Concrete Batch Plants, RG-056, p. 1 of 49.

**Regulated Entity:**

RN107385742 - CBP 001 SN96163

**TCEQ Permit No.:** 176138**TCEQ Docket No:** Not Applicable**County:** COLLIN**Principal Name:**

CN603464595 - BARTOO READY MIX LLC

Reviewed By 

JUN 13 2024

Public comments regarding the permit for Bartoo Ready Mix LLC to build a cement/concrete manufacturing facility near residential housing.

**Comments prepared by:**

David Rees

8911 County Road 592, Nevada, TX75173

620-338-1040

To Whom It May Concern,

I am writing to express my serious concerns regarding the proposed cement manufacturing facility at 8929 County Road 591, Nevada, Collin County, Texas 75173, specifically regarding the potential air quality impacts and associated health risks. Scientific research indicates that exposure to cement dust can lead to significant health problems, including Ashma, Silicosis, Pneumoconiosis, Bronchitis, and other lung diseases.

Our community is home to many children and schools, making us particularly vulnerable to air pollution. The potential health costs and the long-term impact on our community's well-being are too great to ignore.

According to the approved Community ISD bond, there will be 4 new elementary schools and 2 new middle schools and further additions to the high school. Many of these are already under construction. Housing for these children already exists in the immediate vicinity of the proposed Bartoo Ready Mix LLC facility, including my own 2 children. Dozens, if not hundreds more, are also in the nearby area with more to come as further housing development takes place as indicated by the Community ISD's expansion.

Concrete and cement dust are occupational hazards as recognized by the NIH and other health and safety organizations. The installation of a concrete/cement manufacturing facility within the vicinity of an expanding residential area puts such unnecessary risks onto men, women, children, and livestock in the surrounding area who should not be forced to deal with such air pollutants.

The cement industry is the third largest source of industrial air pollution such as sulfur dioxide, nitrogen oxides (NOx) and carbon monoxide. These pollutants cause harm to both adults and children if inhaled, such as asthma, bronchitis, and other long-lasting respiratory issues.

CHIEF CLERKS OFFICE

2024 JUN 12 AM 9:47

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

The location of the facility is surrounded by residential housing. There are no buildings or structures that would block the harmful particulates from being cast across a wide area that would negatively impact the health of surrounding citizens.

Based on the evidence presented and the strong community opposition, we urge the TCEQ to deny the permit for the facility. We believe it is essential to prioritize the health and safety of our residents over industrial development in this case.

There are more suitable locations in Collin County for this facility that are not surrounded by housing for children of an expanding school district.

In addition, any negative health or environmental impact caused by the Bartoo facility would be compensated by Bartoo Ready Mix LLC, its owners, and the TCEQ who approved the facility on the grounds that they knowingly put people, including children, at risk.

**Sources:**

**Community ISD Bond**

<https://www.communityisdbond.com/>

**Characterization and Hazard Identification of Respirable Cement and Concrete Dust from Construction Activities**

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8508395/>

**Effect of Exposure to Cement Dust among the Workers: An Evaluation of Health Related Complications**

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6026423/>

**Concrete And Cement Dust Health Hazards**

<https://www.haspod.com/blog/health/concrete-cement-dust-health-hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos>

**Cement and Concrete Manufacture**

[https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20\(RCS\).](https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20(RCS))



D. Rees  
8911 County Rd. 592  
Nevada, TX 75173

NORTH TEXAS TX P&DC  
DALLAS TX 750  
10 JUN 2024 PM 8:11



RECEIVED

JUN 12 2024  
TEEN MUSE CENTER

Office of the Chief Clerk MC105  
OFFICE

P.O. Box 13087

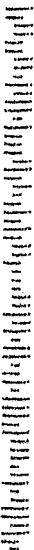
Austin Texas 78711-3087

CHIEF CLERKS OFFICE

2024 JUN 12 AM 9:43

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ON ENVIRONMENTAL  
QUALITY

78711-308787



# TCEQ Registration Form

September 12, 2024

## Bartoo Ready Mix, LLC Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

**PLEASE PRINT**

Name: Jim RIDGWAY

Mailing Address: P.O. Box 127 CADD MILLS TX 75135

Physical Address (if different): 5754 FM 6

City/State: Josephine TX Zip: 75164

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

Email: JRIDGWAY1965@YAHOO.COM

Phone Number: (972) 951-1353

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

If yes, which one? \_\_\_\_\_

☒ Please add me to the mailing list.

☒ I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

☐ I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.  
(Written comments may be submitted at any time during the meeting)

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

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, May 31, 2024 3:52 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** Alexruv72@yahoo.com <Alexruv72@yahoo.com>  
**Sent:** Thursday, May 30, 2024 2:41 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** MR Alejandro Ruvalcaba

**EMAIL:** [Alexruv72@yahoo.com](mailto:Alexruv72@yahoo.com)

**COMPANY:**

**ADDRESS:** 8418 COUNTY ROAD 592  
NEVADA TX 75173-7210

**PHONE:** 9725678392

**FAX:**

**COMMENTS:** Roads are already horrible in the area with no maintenance and adding a company with heavy trucks will make it impassable, plus the property value will drop with the added addition of the electric sub station, we already have enough noise, more is not needed

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Thursday, June 6, 2024 4:56 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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**From:** Ortizlissa@gmail.com <Ortizlissa@gmail.com>  
**Sent:** Thursday, June 6, 2024 4:08 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Silvia Ruvalcaba

**EMAIL:** [Ortizlissa@gmail.com](mailto:Ortizlissa@gmail.com)

**COMPANY:**

**ADDRESS:** 8418 COUNTY ROAD 592  
NEVADA TX 75173-7210

**PHONE:** 9729840137

**FAX:**

**COMMENTS:** I am concerned. We don't need a concrete plant near our homes. There's young kids in this neighborhood and some people have asthma as well. The dust that we will get if this gets approved is unbelievable. Tractor trailers going up and down our small city roads will destroy them, there's a lot of bad potholes already. Also they don't drive the speed limit.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Friday, May 31, 2024 3:50 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** silviae\_ortiz@yahoo.com <silviae\_ortiz@yahoo.com>  
**Sent:** Thursday, May 30, 2024 2:13 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Silvia Ruvalcaba

**EMAIL:** [silviae\\_ortiz@yahoo.com](mailto:silviae_ortiz@yahoo.com)

**COMPANY:**

**ADDRESS:** 8418 COUNTY ROAD 592  
NEVADA TX 75173-7210

**PHONE:** 9729840137

**FAX:**

**COMMENTS:** Is there something we can do to prevent this? We don't want to inhale any chemicals!! This is horrible!! Tractor trailers already mess up our roads! This cannot be allowed.



**Regulated Entity:**

RN107385742 - CBP 001 SN96163

**TCEQ Permit No.:** 176138**TCEQ Docket No:** Not Applicable**County:** COLLIN**Principal Name:**

CN603464595 - BARTOO READY MIX LLC

Reviewed By BCW

JUN 13 2024

Public comments regarding the permit for Bartoo Ready Mix LLC to build a cement/concrete manufacturing facility near residential housing.

**Comments prepared by:**

Heather Schnoebelen

8911 County Road 592, Nevada, TX75173

972-351-1968

To Whom It May Concern,

I am writing to express my serious concerns regarding the proposed cement manufacturing facility at 8929 County Road 591, Nevada, Collin County, Texas 75173, specifically regarding the potential air quality impacts and associated health risks. Scientific research indicates that exposure to cement dust can lead to significant health problems, including Ashma, Silicosis, Pneumoconiosis, Bronchitis, and other lung diseases.

Our community is home to many children and schools, making us particularly vulnerable to air pollution. The potential health costs and the long-term impact on our community's well-being are too great to ignore.

According to the approved Community ISD bond, there will be 4 new elementary schools and 2 new middle schools and further additions to the high school. Many of these are already under construction. Housing for these children already exists in the immediate vicinity of the proposed Bartoo Ready Mix LLC facility, including my own 2 children. Dozens, if not hundreds more, are also in the nearby area with more to come as further housing development takes place as indicated by the Community ISD's expansion.

Concrete and cement dust are occupational hazards as recognized by the NIH and other health and safety organizations. The installation of a concrete/cement manufacturing facility within the vicinity of an expanding residential area puts such unnecessary risks onto men, women, children, and livestock in the surrounding area who should not be forced to deal with such air pollutants.

The cement industry is the third largest source of industrial air pollution such as sulfur dioxide, nitrogen oxides (NOx) and carbon monoxide. These pollutants cause harm to both adults and children if inhaled, such as ashma, bronchitis, and other long-lasting respiratory issues.

CHIEF CLERKS OFFICE

2024 JUN 12 AM 9:47

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

The location of the facility is surrounded by residential housing. There are no buildings or structures that would block the harmful particulates from being cast across a wide area that would negatively impact the health of surrounding citizens.

Based on the evidence presented and the strong community opposition, we urge the TCEQ to deny the permit for the facility. We believe it is essential to prioritize the health and safety of our residents over industrial development in this case.

There are more suitable locations in Collin County for this facility that are not surrounded by housing for children of an expanding school district.

In addition, any negative health or environmental impact caused by the Bartoo facility would be compensated by Bartoo Ready Mix LLC, its owners, and the TCEQ who approved the facility on the grounds that they knowingly put people, including children, at risk.

**Sources:**

Community ISD Bond

<https://www.communityisdbond.com/>

Characterization and Hazard Identification of Respirable Cement and Concrete Dust from Construction Activities

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8508395/>

Effect of Exposure to Cement Dust among the Workers: An Evaluation of Health Related Complications

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6026423/>

Concrete And Cement Dust Health Hazards

[https://www.haspod.com/blog/health/concrete-cement-dust-health-](https://www.haspod.com/blog/health/concrete-cement-dust-health-hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos)

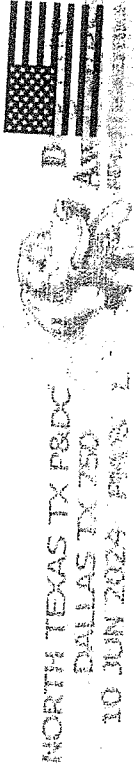
[hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos](https://www.haspod.com/blog/health/concrete-cement-dust-health-hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos)

Cement and Concrete Manufacture

[https://www.hse.gov.uk/lung-disease/cement-concrete-](https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20(RCS).)

[manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20\(RCS\).](https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20(RCS).)

H. Schnoebelen  
8911 County Rd. 592  
Newada Tx 75173



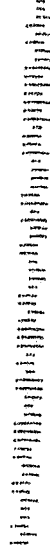
COMMISSION  
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TCEQ  
PO Box 13087  
Austin Texas 78711-308

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JUN 12 2024

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78711-308787



## Jennifer Cox

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**From:** PUBCOMMENT-OCC  
**Sent:** Friday, June 14, 2024 4:23 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

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Office Phone: 512-239-3319

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**From:** monandez2020@gmail.com <monandez2020@gmail.com>  
**Sent:** Friday, June 14, 2024 2:35 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Jayden Sierra

**EMAIL:** [monandez2020@gmail.com](mailto:monandez2020@gmail.com)

**COMPANY:**

**ADDRESS:** 20293 COUNTY ROAD 590  
NEVADA TX 75173-7216

**PHONE:** 9452843706

**FAX:**

**COMMENTS:** The reason why I do not want this plant so close to our home is because of air pollution. These companies use chemicals like silica that scar the lungs which is life threatening. Not to mention the rest of the problems this company would bring to the neighbors. Industrial noise day and night, heavy truck traffic, dust, crop damage, polluted water run-off and a decrease in property value. Please do not approve permit number 176138.

4

# TCEQ Registration Form

September 12, 2024

## Bartoo Ready Mix, LLC Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

**PLEASE PRINT**

Name: Jeff Sorrell

Mailing Address: 20171 CR 590

Physical Address (if different): \_\_\_\_\_

City/State: Nevada TX Zip: 75173

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

Email: Jeff@ultimatebilliardservice.com

Phone Number: (214) 298 3689

- Are you here today representing a municipality, legislator, agency, or group? ☐ Yes ☒ No

If yes, which one? \_\_\_\_\_



Please add me to the mailing list.



I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.



I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

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

5

# TCEQ Registration Form

September 12, 2024

**Bartoo Ready Mix, LLC**

## Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 176138

*PLEASE PRINT*

Name: Preston Taylor

Mailing Address: 6657 Virginia Parkway Ste 100

Physical Address (if different): \_\_\_\_\_

City/State: McKinney Tx Zip: 75071

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

Email: \_\_\_\_\_

Phone Number: (972) 832-7095

- Are you here today representing a municipality, legislator, agency, or group? ☐ Yes ☒ No

If yes, which one? \_\_\_\_\_

☐ Please add me to the mailing list.

☒ I wish to provide formal *ORAL COMMENTS* at tonight's public meeting.

☐ I wish to provide formal *WRITTEN COMMENTS* at tonight's public meeting.

(Written comments may be submitted at any time during the meeting)

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

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:06 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** jthorn75098@gmail.com <jthorn75098@gmail.com>  
**Sent:** Monday, June 17, 2024 12:04 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Janice Thorn

**EMAIL:** [jthorn75098@gmail.com](mailto:jthorn75098@gmail.com)

**COMPANY:**

**ADDRESS:** 475 KERENS ST  
NEVADA TX 75173-7119

**PHONE:** 4698779302



**FAX:**

**COMMENTS:** I am writing to express my serious concerns regarding the proposed cement manufacturing facility at 8929 County Road 591, Nevada, Collin County, Texas 75173, specifically regarding the potential air quality impacts and associated health risks. Scientific research indicates that exposure to cement dust can lead to significant health problems, including Ashma, Silicosis, Pneumoconiosis, Bronchitis, and other lung diseases. Our community is home to many children and schools, making us particularly vulnerable to air pollution. The potential health costs and the long-term impact on our community's well-being are too great to ignore. According to the approved Community ISD bond, there will be 4 new elementary schools and 2 new middle schools and further additions to the high school. Many of these are already under construction. Housing for these children already exists in the immediate vicinity of the proposed Bartoo Ready Mix LLC facility, including my own 2 children. Dozens, if not hundreds more, are also in the nearby area with more to come as further housing development takes place as indicated by the Community ISD's expansion. Concrete and cement dust are occupational hazards as recognized by the NIH and other health and safety organizations. The installation of a concrete/cement manufacturing facility within the vicinity of an expanding residential area puts such unnecessary risks onto men, women, children, and livestock in the surrounding area who should not be forced to deal with such air pollutants. The cement industry is the third largest source of industrial air pollution such as sulfur dioxide, nitrogen oxides (NOx) and carbon monoxide. These pollutants cause harm to both adults and children if inhaled, such as ashma, bronchitis, and other long-lasting respiratory issues. The location of the facility is surrounded by residential housing. There are no buildings or structures that would block the harmful particulates from being cast across a wide area that would negatively impact the health of surrounding citizens. Based on the evidence presented and the strong community opposition, we urge the TCEQ to deny the permit for the facility. We believe it is essential to prioritize the health and safety of our residents over industrial development in this case. There are more suitable locations in Collin County for this facility that are not surrounded by housing for children of an expanding school district. In addition, any negative health or environmental impact caused by the Bartoo facility would be compensated by Bartoo Ready Mix LLC, its owners, and the TCEQ who approved the facility on the grounds that they knowingly put people, including children, at risk. Sources: Community ISD Bond <https://www.communityisdbond.com/> Characterization and Hazard Identification of Respirable Cement and Concrete Dust from Construction Activities <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8508395/> Effect of Exposure to Cement Dust among the Workers: An Evaluation of Health Related Complications <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6026423/> Concrete And Cement Dust Health Hazards <https://www.haspod.com/blog/health/concrete-cement-dust-health-hazards#:~:text=It%20might%20surprise%20you%20to,construction%20workers%2C%20second%20to%20asbestos> Cement and Concrete Manufacture [https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20\(RCS\)](https://www.hse.gov.uk/lung-disease/cement-concrete-manufacture.htm#:~:text=What%20are%20the%20risks%3F,respirable%20crystalline%20silica%20(RCS)).

**Jennifer Cox**

---

**From:** PUBCOMMENT-OCC  
**Sent:** Tuesday, June 11, 2024 3:46 PM  
**To:** PUBCOMMENT-APD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 176138

**From:** waddellschs@aol.com <waddellschs@aol.com>  
**Sent:** Sunday, June 9, 2024 2:02 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Travis L Waddell

**EMAIL:** [waddellschs@aol.com](mailto:waddellschs@aol.com)

**COMPANY:**

**ADDRESS:** 330 EAST ST  
NEVADA TX 75173-7193

**PHONE:** 2148688097

**FAX:**

**COMMENTS:** This concrete plant would be built approximately 3/4 of a mile south of my home on the same street which is county road 591. I am a disabled veteran of 100% disability and the quality of air given pollution would have a significant impact on my current and future health. I served in Desert Storm and was impacted by the 100s of burning oil wells while in Kuwait. I do not wish to have my lung health further impacted by a business being built in a residential area that negatively impacts the air quality.

Also please note the property in question is currently in violation as the sign that was there and to remain for 30 days regarding "Proposed Air Quality Permit" is no longer present as someone has removed it.

## Jennifer Cox

---

**From:** PUBCOMMENT-OCC  
**Sent:** Monday, June 17, 2024 5:04 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-APD  
**Subject:** FW: Public comment on Permit Number 176138

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
Office Phone: 512-239-3319

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[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

**From:** sharonaw469@aol.com <sharonaw469@aol.com>  
**Sent:** Monday, June 17, 2024 11:04 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 176138

**REGULATED ENTY NAME** CBP 001 SN96163

**RN NUMBER:** RN107385742

**PERMIT NUMBER:** 176138

**DOCKET NUMBER:**

**COUNTY:** COLLIN

**PRINCIPAL NAME:** BARTOO READY MIX LLC

**CN NUMBER:** CN603464595

**NAME:** Sharon Walker

**EMAIL:** [sharonaw469@aol.com](mailto:sharonaw469@aol.com)

**COMPANY:**

**ADDRESS:** 355 PECAN CT  
NEVADA TX 75173-7013

**PHONE:** 4697444600

**FAX:**

**COMMENTS:** I am against this proposal and feel it will affect our air quality where I live at 355 Pecan Ct, Nevada TX 75173.