

May 20, 2025

TO: THE EXECUTIVE DIRECTOR OF THE TCEQ, THE OFFICE OF PUBLIC INTEREST COUNSEL, AND PC-II, LLC (PC-II), THE APPLICANT FOR PERMIT #2406

RE: Docket No. 2025-0468-MSW

I have consistently found errors within PC-II, LLC's application, communication, and responses for MSW permit #2406. I have brought these issues up during the comment period and alerted the TCEQ staff and applicant. Again, I find another blatant oversight in a response from Bret W. Ryan on behalf of the applicant, PC-II, LLC, to the Honorable Commissioners in regard to requests for a contested case hearing and reconsideration which contains an error in the applicant's name. (See attached image)

One page 1, the applicant is referred to as 130EP. It seems as if another error was made in response to the Honorable Commissioners. As one who believes she and her family will be impacted, it creates confusion in that such attention to details can be so overtly overlooked in this matter. How am I to trust that larger and more profound details pertaining to health, safety, and welfare will not be so blatantly disregarded and overlooked in other areas pertaining to this permit or the construction and activities therein?

If I am to have a reasonable relationship with PC-II, LLC as they seek this permit to conduct regulated activities, I expect them to pay very close attention to all details regarding this permit application. To date, I am unconvinced that PC-II, LLC has worked to mitigate my concerns or that of the local community when it comes to transparency and adequate availability of information. By the behavior of the applicant over the past years, it is obvious that this proposed landfill will grow into a much larger project than this permit will reflect. The purchasing of neighboring properties has shown their intent to inundate the local community with waste, heavy truck traffic, poor air quality, surface and groundwater contamination, disease vectors, disruption of the natural ecosystem of the Sam Houston National Forest, as well as, all endangered species, and reduced quality of life for anyone listed outside the 1 mile permit boundary due to health, safety, and welfare concerns.

SINCERELY,

DANA MOODY AND FAMILY

2009 AND 2011 FOSTORIA TRAM ROAD

CLEVELAND, TEXAS 77328

DOCKET NO. 2025-0468-MSW

APPLICATION OF
PC-II LLC FOR MUNICIPAL SOLID
WASTE PERMIT NO. 2406

§ BEFORE THE
§
§
§ TEXAS COMMISSION ON
§
§
§ ENVIRONMENTAL QUALITY

**APPLICANT'S RESPONSE TO REQUESTS FOR HEARING
AND REQUESTS FOR RECONSIDERATION**

TO THE HONORABLE COMMISSIONERS OF THE TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY:

COMES NOW, PC-II, LLC (PC-II), the applicant for Permit No. 2406 for the Peach Creek Environmental Park (PCEP) landfill, and submits this, its response to hearing requests and requests for reconsideration regarding that application. 130EP respectfully requests that the Commission deny each hearing request and request for reconsideration and shows the following:

INTRODUCTION

This case involves a permit application by PC-II, LLC (PC-II) for the Peach Creek Environmental Park (PCEP) landfill, a new Type I municipal solid waste landfill facility proposed to be located in a rural area of southwestern San Jacinto County, approximately 40 miles north-northeast of Houston. The permit boundary of the facility would include 595 acres, with the waste disposal area (footprint) limited to approximately 115 acres located in the far eastern portion of the site. The application was originally filed in August of 2019 and has been revised several times since then, including major revisions and improvements in application amendments submitted in August 2023 and February 2024: a reduction in the proposed facility acreage, relocation of the private access road that connects the proposed facility to the nearby San Jacinto County road, reconstruction and widening of that County road, and the addition of a slurry wall groundwater barrier system surrounding the waste disposal unit (in addition to the fully-compliant Subtitle D groundwater protection liner system).

