

FRITZ BARNETT

ATTORNEY AT LAW

46 Mike Slott Road
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Board Certified Civil Trial Law
Texas Board of Legal Specialization

Vicki Scott, Legal Assistant
vscott@barnettlawfirm.com

December 17, 2024

Office of the Chief Clerk, MC 105
Texas Commission on Environmental Quality
P.O. Box 13087, Austin, TX 78711-3087
CMRRR 7022 3330 0001 0362 3342

Reviewed By 

DEC 20 2024

CHIEF CLERK'S OFFICE

2024 DEC 17 AM 9:52

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

RE: PERMIT NO. WQ0016533001, South Central Water Company

I am a landowner of adjacent property. Attached a "landowner Map II" prepared by the applicant's engineer. My property is unnumbered but immediately to the west of Caney Creek and west of the properties marked 1, 22, 23, and to the north of property 24.

700,000 gallons of wastewater per day is significant, destructive, potentially disastrous. Especially given the additional developments to the north and east.

I did not receive the notice from the applicant. When a neighbor gave me a copy of the notice two weeks ago, I spoke to the applicant's engineer who refused to provide any information.

700,000 gallons of wastewater is roughly the discharge from 2500 homes. Homes which are to being built and sold by the applicant or their assigns for profit.

I am familiar with the history of Caney Creek. For over 20 years I have operated a cattle ranch along Caney Creek. We have been experiencing severe flooding at least 3 times per year. The flooding is getting progressively more severe. During floods, fences are swept aside, and livestock run loose. Recently, I have been forced to move fences along the creek further away from the creek bed to avoid more damage. The consequence is that significant acreage is now unusable. The use of my property is being progressively restricted. The probability is that this pattern will only progress even without putting 700,000 gallons of wastewater per day into the creek.

I do not have the hard data. Hydrographic information is needed. I have had less than 15 days in which to obtain this information but have not had success. The applicant has the information but refuses to disclose it.

Another significant concern is the capacity and sustainability of the applicant or its assigns to operate such an ambitious and large project. This area has experienced several "developers" who

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Page 2 of 3

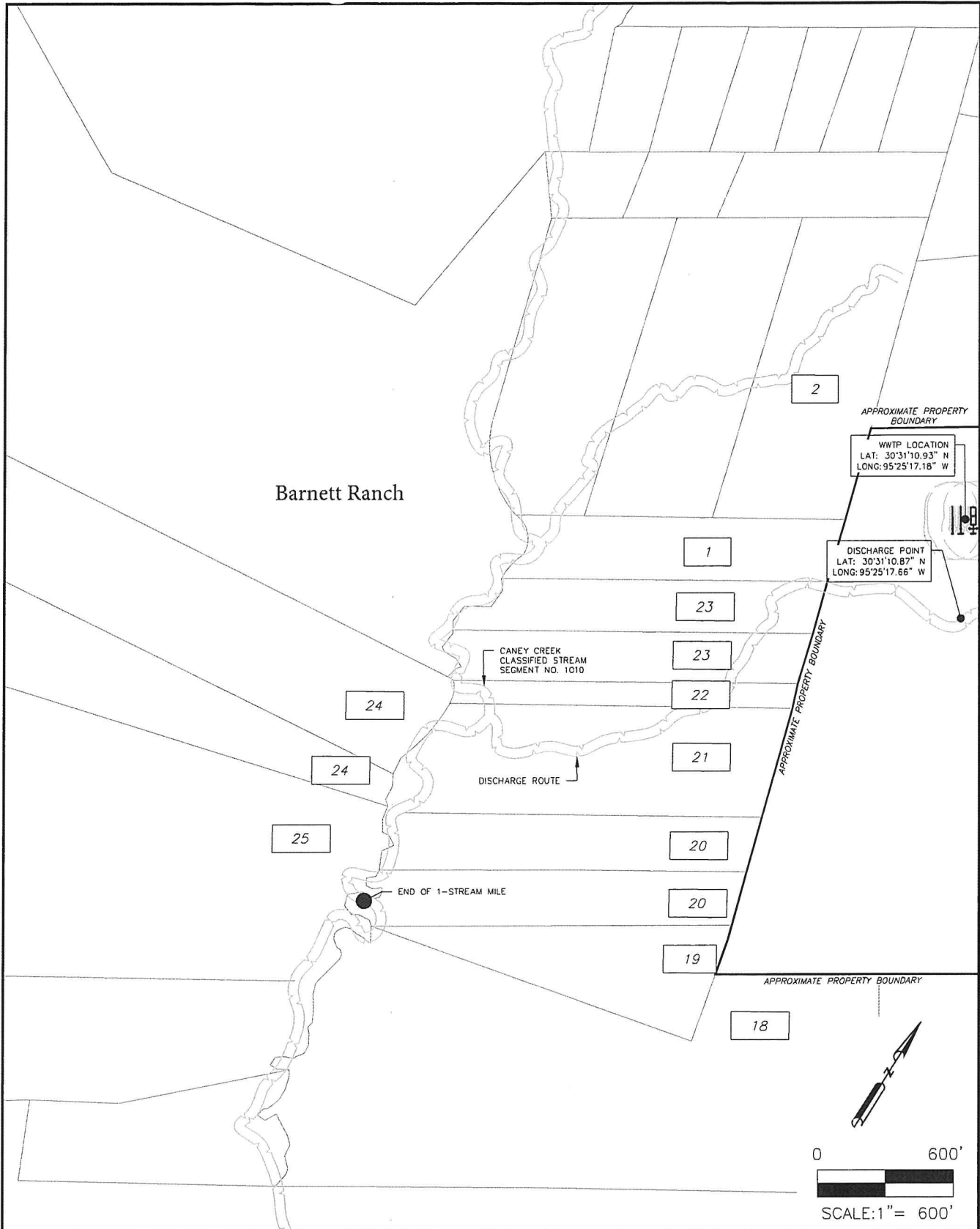
have left their customers and their neighbors in distress. Again, lack of notice and stonewalling of information by the applicant does nothing to give confidence in their integrity. 700,000 gallons of wastewater per day is a huge responsibility, and especially dangerous for those downstream.

I request a public meeting and/or contested case hearing.

Sincerely yours,

A handwritten signature in cursive script, reading "Fritz Barnett", followed by a horizontal line extending to the right.

Fritz Barnett



NEW WAVERLY 150

LANDOWNER MAP II

APRIL 2024

JOB No.
40003-007

DRAWN BY: EC

WGA

CONSULTING ENGINEERS

TEXAS REGISTERED ENGINEERING FIRM F-9750
2500 Tanglewilde, Suite 120
Houston, Texas 77023
713.782.1900

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46 Mike Slott Road
New Waverly, Texas 77358

COMMISSION
ON ENVIRONMENTAL
QUALITY

2024 DEC 19 AM 9:51

CLERKS OFFICE

DELIVERED MAIL



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17 DEC 2024



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RDC 99

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FCM LETTER
NEW WAVERLY, TX 77358
DEC 17, 2024

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

78711-3087



POSTAL CENTER
TX

Ellie Guerra

From: PUBCOMMENT-OCC
Sent: Tuesday, December 17, 2024 1:25 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number WQ0016533001
Attachments: zfb to TCEQ hearing demand 20241217.pdf

PM
H

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

From: fbarnett@barnettlawfirm.com <fbarnett@barnettlawfirm.com>
Sent: Tuesday, December 17, 2024 10:53 AM
To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>
Subject: Public comment on Permit Number WQ0016533001

REGULATED ENTY NAME NEW WAVERLY 150

RN NUMBER: RN111966701

PERMIT NUMBER: WQ0016533001

DOCKET NUMBER:

COUNTY: WALKER

PRINCIPAL NAME: SOUTH CENTRAL WATER COMPANY

CN NUMBER: CN602602179

NAME: Fritz Barnett

EMAIL: fbarnett@barnettlawfirm.com

COMPANY:

ADDRESS: 46 Mike Slott Road
NEW WAVERLY, TX 77358

PHONE: 9362185800

FAX: 9363446551

COMMENTS: See the attached letter of protest, comments and request for hearing.

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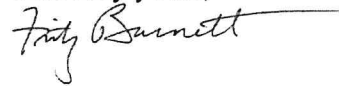
December 17, 2024

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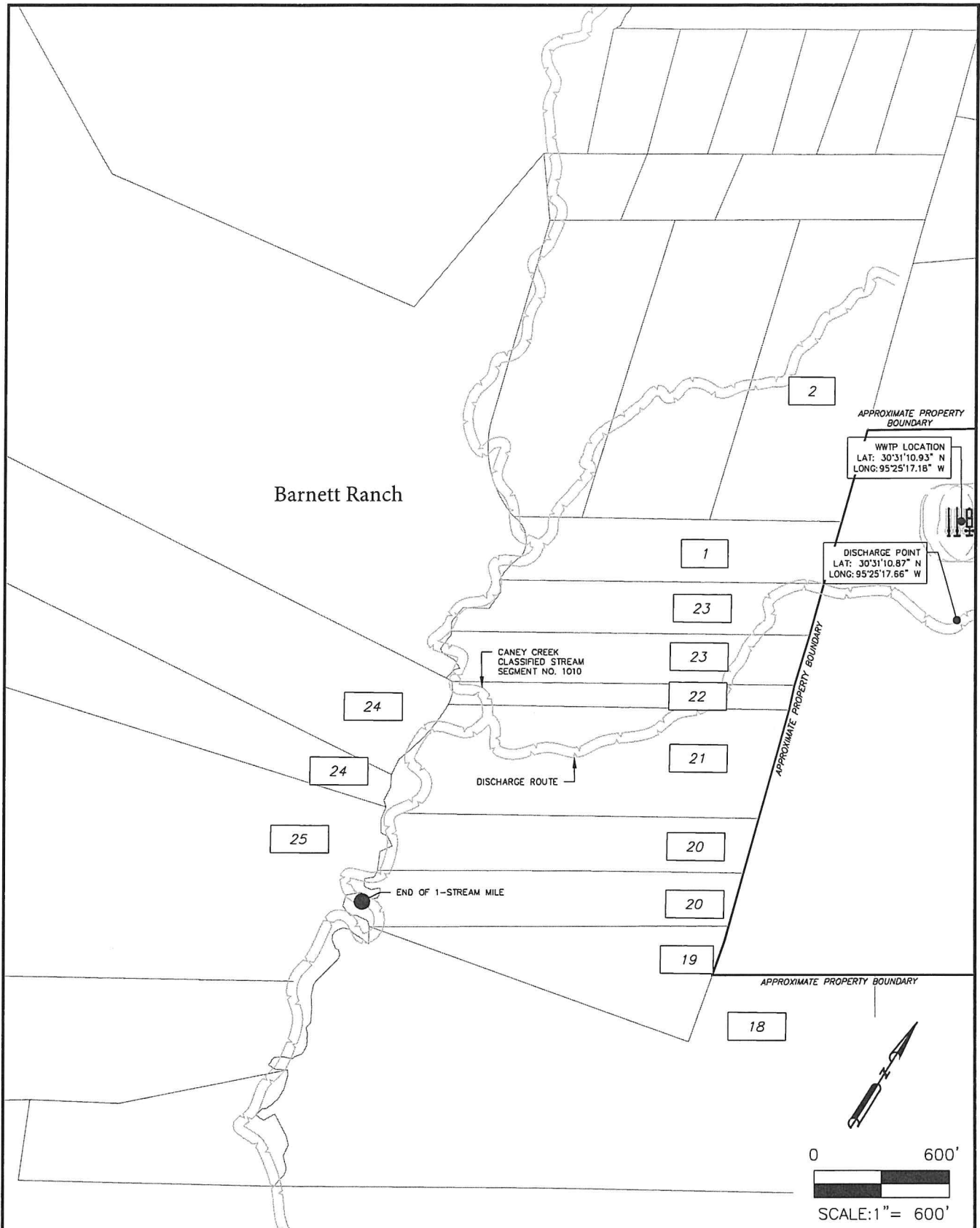
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Fritz Barnett



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LANDOWNER MAP II

APRIL 2024

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40003-007

DRAWN BY: EC

WGA

CONSULTING ENGINEERS

TEXAS REGISTERED ENGINEERING FIRM F-9756

2509 Tanglewilde, Suite 120
Houston, Texas 77063
713.762.1200

