

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



STATE OF TEXAS §

COUNTY OF TRAVIS §

I, Laurie Gharis, Chief Clerk of the Texas Commission on Environmental Quality, do hereby certify that the attached mailing list provides the persons to whom the notice of the public hearing for United Ready Mix, LLC, SOAH Docket No. 582-22-1311, TCEQ Docket No. 2021-1212-AIR was mailed on January 31, 2022.

Given under my hand and the seal of the Texas Commission on Environmental Quality, this the 31st day of January 2022.

A handwritten signature in cursive script that reads "Laurie Gharis".

---

Laurie Gharis, Chief Clerk  
Texas Commission on Environmental Quality

**SEAL**

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Toby Baker, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

January 31, 2022

**Via Certified and First Class Mail**

**Receipt #7021 1970 0001 1237 0175**

Josh Butler  
Elm Creek Environmental, LLC  
611 South Highway 78, Suite 132  
Wylie, Texas 75098

**Via Certified and First Class Mail**

**Receipt #7021 1970 0001 1237 0182**

Jose Flores  
United Ready Mix, LLC  
7302 San Angelo Street  
Houston, Texas 77020

RE: Notice of Hearing Package  
Applicant Name: United Ready Mix, LLC  
Facility Location: Brazoria County, Texas  
Permit Number: 161495  
Type of Authorization: New

Dear Mr. Birch and Ms. Wells,

As you know, the Chief Clerk's Office has referred this matter over to the State Office of Administrative Hearings (SOAH) for a contested case hearing on your application.

SOAH will conduct a preliminary hearing via Zoom video conference at:

10:00 a.m. – March 22, 2022

You are now required to publish notice for this hearing. To help you meet the requirements associated with this notice, we have enclosed the following items:

- Notice for Newspaper Publication
- Instructions for Notice of Hearing
- Affidavit of Publication

Please note that it is VERY IMPORTANT that you follow ALL directions in the ENCLOSED INSTRUCTIONS. If you do not, you may be required to republish the notice. One of the most common mistakes we see is the unauthorized changing of notice wording or font. If you have any questions, please contact us before you proceed with publication.

The following items and time limitations are also described in the enclosed instructions. However, due to their importance, we want to highlight them for you.

1. Publish the enclosed notice within at least **30 calendar days** prior to the date of the hearing.
2. Return **proof of publication** of the complete notice, which shows publication date and newspaper name, to the TCEQ Office of the Chief Clerk within **10 business days** after notice is published in the newspaper.
3. Return the enclosed *Affidavit of Publication* to the TCEQ Office of the Chief Clerk within **30 calendar days** after the notice is published in the newspaper.

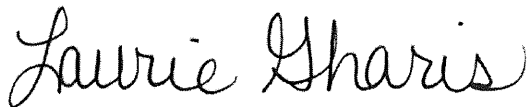
If you do not comply with all requirements described in the instructions, further processing of your application may be suspended or the commission may take other actions.

As required by 30 TAC § 80.118(c), the TCEQ Office of the Chief Clerk (OCC) will provide the administrative record to SOAH, and will retain one copy for its files. In addition, one copy of the administrative record will be provided to you by the OCC on CD. Neither SOAH nor TCEQ is responsible for providing additional copies to the parties. However, the OCC can provide copies upon request.

The administrative record is not in evidence until properly offered by motion of a party, and subsequently admitted by the Administrative Law Judge, pursuant to 30 TAC § 80.127(h). The party seeking admission of the administrative record must supply copies to the other parties in the proceeding at the time it is offered, or by agreement of the parties.

If you have any questions regarding publication requirements, or obtaining copies of the administrative record, please contact the SOAH Docket Clerk in the OCC at 512-239-3300. If you have any other questions, please contact Contessa Gay at 512-239-5938.

Sincerely,



Laurie Gharis  
Chief Clerk

LG/ms

Enclosures

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**NOTICE OF HEARING  
UNITED READY MIX, LLC  
SOAH Docket No. 582-22-1311  
TCEQ Docket No. 2021-1212-AIR  
Registration No. 161495**

**APPLICATION.**

United Ready Mix, LLC, 7302 San Angelo Street, Houston, Texas 77020-7644, has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit, Registration No. 161495, which would authorize construction of a permanent concrete batch plant located at the following driving directions: from the intersection of Sanders Road and Bullard Road, go north on Sanders Road for approximately 0.15 mile, site entrance will be on the right, Iowa Colony, Brazoria County, Texas 77583. As a public courtesy, we have provided the following Web page to an online map of the site or the facility's general location. The online map is not part of the application or the notice:

<<https://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=db5bac44afbc468bbddd360f8168250f&marker=-95.420037%2C29.470355&level=12>>. For the exact location, refer to the application. The proposed facility will emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

The TCEQ Executive Director has determined that the application meets all of the requirements of a standard permit authorized by 30 Texas Administrative Code (TAC) § 116.611, which would establish the conditions under which the plant must operate. The Executive Director has made a preliminary decision to issue the registration because it meets all applicable rules. The application, executive director's preliminary decision, and standard permit are available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and the Manvel Public Library, 20514 Highway 6, Manvel, Brazoria County, Texas. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Polk Street Suite H, Houston, Texas. Visit [www.tceq.texas.gov/goto/cbp](http://www.tceq.texas.gov/goto/cbp) to review the standard permit.

**CONTESTED CASE HEARING.**

Considering directives to protect public health, the State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing via Zoom videoconference. A Zoom meeting is a secure, free meeting held over the internet that allows video, audio, or audio/video conferencing.

**10:00 a.m. – March 22, 2022**

**To join the Zoom meeting via computer:**

**<https://soah-texas.zoomgov.com/>**

**Meeting ID:** 161 541 4653

**Password:** 5KG8Yz

or

To join the Zoom meeting via telephone:

(669) 254-5252 or (646) 828-7666

**Meeting ID:** 161 541 4653

**Password:** 558133

**Visit the SOAH website for registration at: <http://www.soah.texas.gov/>  
or call SOAH at 512-475-4993.**

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding, which will occur at a later date, will be similar to a civil trial in state district court. The hearing will address the disputed issues of fact identified in the TCEQ order concerning this application issued on December 21, 2021. In addition to these issues, the judge may consider additional issues if certain factors are met.

The hearing will be conducted in accordance with the Chapter 2001, Texas Government Code; Chapter 382, Texas Health and Safety Code; TCEQ rules including 30 TAC Chapter 116, Subchapters A and B; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. The hearing will be held unless all timely hearing requests have been withdrawn or denied.

To request to be a party, you must attend the hearing and show you would be affected by the application in a way not common to the general public. Any person may attend the hearing and request to be a party. Only persons named as parties may participate at the hearing.

#### **MAILING LIST.**

You may ask to be placed on a mailing list to obtain additional information on this application by sending a request to the Office of the Chief Clerk at the address below.

#### **AGENCY CONTACTS AND INFORMATION.**

Public comments and requests must be submitted either electronically at [www.tceq.texas.gov/agency/decisions/cc/comments.html](http://www.tceq.texas.gov/agency/decisions/cc/comments.html), or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. If you communicate with the TCEQ electronically, please be aware that your email address, like your physical mailing address, will become part of the agency's public record. For more information about this permit application, the permitting process, or the contested case hearing process, please call the Public Education Program toll free at 800-687-4040. Si desea

información en Español, puede llamar al 800-687-4040. General information regarding the TCEQ may be obtained electronically at [www.tceq.texas.gov](http://www.tceq.texas.gov)

**In accordance with 1 Tex. Admin. Code § 155.401(a), Notice of Hearing, “Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at [www.soah.texas.gov](http://www.soah.texas.gov), or in printed format upon request to SOAH.”**

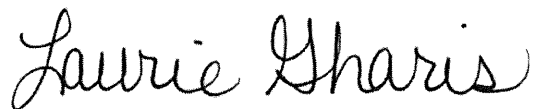
**INFORMATION.**

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at 800-687-4040. General information regarding the TCEQ can be found at [www.tceq.texas.gov](http://www.tceq.texas.gov).

Persons with disabilities who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-4993, at least one week prior to the hearing.

Further information may also be obtained from United Ready Mix, LLC at the address stated above or by calling Mr. Josh Butler, Principal Consultant, Elm Creek Environmental, LLC at 972-768-9093.

Issued: January 31, 2022

A handwritten signature in black ink that reads "Laurie Gharis". The signature is written in a cursive, flowing style.

Laurie Gharis, Chief Clerk  
Texas Commission on Environmental Quality

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## **INSTRUCTIONS FOR PUBLIC NOTICE For Air Quality New Source Review Permit**

### **NOTICE OF HEARING**

A hearing was requested on issues related to your application and the Commission granted this request. The matter has been referred to the State Office of Administrative Hearings. Now you must comply with the following instructions:

#### **Please Review Notice**

We have included in the hearing notice all of the information which we believe is necessary. Please read it carefully and notify us immediately if it contains any errors or omissions. You are responsible for ensuring the accuracy of all information published. You may not change the text of the notice without prior approval from the TCEQ.

#### **Newspaper Notice**

- You must publish the enclosed Notice of Hearing no less than **30** days before the hearing.
- You must publish the enclosed Notice of Hearing (Attachment A) at your expense, in the public notice section of a newspaper that is of general circulation in the municipality in which the facility is located or proposed to be located or in the municipality nearest to the location or proposed location of the facility.

## Proof of Publication

- For each published notice, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk within **10 business days** after the date of publication. Acceptable proof of publication is 1) a copy of the published notice or 2) the original newspaper clipping of the published notice. If you choose to submit a copy of the published notice to the Office of the Chief Clerk, the copy must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain the original newspaper clipping or tear sheet of the notice for your records.
- You must submit an **original publisher's affidavit** to the Office of the Chief Clerk within **30 calendar days** after the date of each publication. **You must use the enclosed affidavit form.** The affidavit must clearly identify the applicant's name and permit number.
- You are encouraged to submit the affidavit with the proof of publication described above; however, the affidavit must be submitted no later than **30 calendar days** after publication of each notice.
- The **original publisher's affidavit** and **proof of publication of each published notice** may be filed with the Chief Clerk electronically at [www.tceq.texas.gov/goto/efilings](http://www.tceq.texas.gov/goto/efilings) or mailed to:

TCEQ  
Office of the Chief Clerk, MC 105  
Attn: SOAH Docket Clerk  
P.O. Box 13087  
Austin, Texas 78711-3087

- Please ensure that the affidavit you send to the Chief Clerk is original and that all blanks on the affidavit are filled in correctly. Photocopies of affidavits will not be accepted.
- You must furnish a copy of the notices and affidavits to the EPA regional administrator in Dallas, all local air pollution control agencies with jurisdiction in the county in which the construction is to occur; and the air pollution control agency of any nearby state in which air quality may be adversely affected by the emissions from the new or modified facility.

## **Failure to Publish and Submit Proof of Publication**

You must meet all publication requirements. **If you fail to publish the notice or submit proof of publication *on time***, the TCEQ may suspend further processing of your application or take other actions.

## **General Information**

When contacting the Commission regarding this application, please refer to the permit number and the TCEQ Docket number at the top of the Notice of Hearing.

If you have questions or need assistance regarding this notice, please contact the staff attorney listed in the cover letter or the SOAH Docket Clerk in the Office of the Chief Clerk at (512) 239-3300.

TCEQ - Office of the Chief Clerk  
MC-105 Attn: SOAH Docket Clerk  
PO Box 13087  
Austin TX 78711-3087

Applicant Name: United Ready Mix, LLC  
TCEQ Docket Number: 2021-1212-AIR  
Notice of Hearing \_\_\_\_\_

**AFFIDAVIT OF PUBLICATION**

STATE OF TEXAS §  
COUNTY OF: \_\_\_\_\_ §  
Before me, the undersigned authority, on this day personally appeared,  
\_\_\_\_\_, who being by me duly  
*(name of newspaper representative)*  
sworn, deposes and says that (s)he is the \_\_\_\_\_  
*(title of newspaper representative)*  
of the \_\_\_\_\_ ; that said newspaper is generally  
*(name of newspaper)*  
circulated in \_\_\_\_\_ , Texas;  
*(nearest municipality)*  
that the attached notice was published in said newspaper on the following date(s):  
\_\_\_\_\_.  
*(date or dates of publication)*

\_\_\_\_\_  
Newspaper Representative's Signature

Subscribed and sworn to before me this the \_\_\_\_\_ day of \_\_\_\_\_,  
20 \_\_\_\_\_ by \_\_\_\_\_.

(Seal)

\_\_\_\_\_  
Notary Public in and for the State of Texas

\_\_\_\_\_  
Print or type Name of Notary Public

My Commission Expires \_\_\_\_\_

MAILING LIST  
for  
United Ready Mix, LLC  
SOAH Docket No. 582-22-1311  
TCEQ Docket No. 2021-1212-AIR  
Permit No. 161495

FOR THE APPLICANT:

Jose Flores  
United Ready Mix, LLC  
7302 San Angelo Street  
Houston, Texas 77020

Josh Butler  
Elm Creek Environmental, LLC  
611 South Highway 78, Suite 132  
Wylie, Texas 75098

INTERESTED PERSONS:

See attached list.

FOR THE EXECUTIVE DIRECTOR  
via electronic mail:

Ryan Vise, Director  
Texas Commission on Environmental  
Quality  
External Relations Division  
Public Education Program MC-108  
P.O. Box 13087  
Austin, Texas 78711-3087

Contessa Gay, Staff Attorney  
Texas Commission on Environmental  
Quality  
Environmental Law Division MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087

Donald Nelon, Technical Staff  
Texas Commission on Environmental  
Quality  
Air Permits Division MC-163  
P.O. Box 13087  
Austin, Texas 78711-3087

FOR PUBLIC INTEREST COUNSEL  
via electronic mail:

Amanda D. Pesonen, Attorney  
Texas Commission on Environmental  
Quality  
Public Interest Counsel MC-103  
P.O. Box 13087  
Austin, Texas 78711-3087

FOR ALTERNATIVE DISPUTE  
RESOLUTION via electronic mail:

Kyle Lucas, Attorney  
Texas Commission on Environmental  
Quality  
Public Interest Counsel MC-222  
P.O. Box 13087  
Austin, Texas 78711-3087

FOR THE CHIEF CLERK  
via electronic mail:

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

# State Legislators

THE HONORABLE JOAN HUFFMAN  
TEXAS SENATE  
DISTRICT ROOM 1E.15  
TEXAS STATE CAPITOL  
[joan.huffman@senate.texas.gov](mailto:joan.huffman@senate.texas.gov)

THE HONORABLE LARRY TAYLOR  
TEXAS SENATE  
DISTRICT ROOM 1E.9  
TEXAS STATE CAPITOL  
[Larry.taylor@senate.texas.gov](mailto:Larry.taylor@senate.texas.gov)

THE HONORABLE CODY VASUT  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT ROOM 2W.13  
TEXAS STATE CAPITOL  
[cody.vasut@house.texas.gov](mailto:cody.vasut@house.texas.gov)

THE HONORABLE ED THOMPSON  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT 029 ROOM E2.506  
TEXAS STATE CAPITOL  
[Ed.thompson@house.texas.gov](mailto:Ed.thompson@house.texas.gov)

## County Officials

BRAZORIA COUNTY HEALTH DEPARTM  
111 E LOCUST ST  
ANGLETON TX 77515-4642

BRAZORIA COUNTY JUDGE  
COUNTY COURTHOUSE  
111 E LOCUST ST STE 102A  
ANGLETON TX 77515-4642

PORT FREEPORT  
200 W 2ND ST STE 301  
FREEPORT TX 77541-5791

PUBLIC HEALTH REGION 6/5  
TEXAS DEPARTMENT OF STATE HEAL  
5425 POLK ST STE J420  
HOUSTON TX 77023-1444

US ARMY CORPS OF ENGINEERS  
ENVIRO REG BRANCH PE-R GALVESTON  
PO BOX 1229  
GALVESTON TX 77553-1229

FIELD SUPERVISOR  
US FISH & WILDLIFE SERVICE  
17629 EL CAMINO REAL STE 211  
HOUSTON TX 77058-3051

KENT BURKETT GENERAL MANAG  
BRAZORIA GROUNDWATER CONSERVAT  
STE 140  
111 E LOCUST ST BLDG A-29  
ANGLETON TX 77515-4642

LAURALEE VALLON GENERAL CO  
BRAZOS RIVER AUTHORITY  
4600 COBBS DR  
PO BOX 7555  
WACO TX 76714-7555

JIM WIGINTON CHIEF CIVIL D  
BRAZORIA COUNTY DISTRICT ATTOR  
COUNTY COURTHOUSE  
111 E LOCUST ST STE 408A  
ANGLETON TX 77515-4672

## Protestants /IP

DONNA LYNN ATKINSON-TRAVIS  
9831 CARVER DR  
IOWA COLONY TX 77583-1523

CALEB AVILA  
EL PERICO SPANISH NEWSPAPER  
PO BOX 276  
PORT NECHES TX 77651-0276

CYNTHIA BAKER  
7418 RODGERS RD  
MANVEL TX 77578-4832

REBECCA BARNETT  
9938 CLEAR DIAMOND DR  
IOWA COLONY TX 77583-1070

PAUL BARRON  
10315 MESA DR  
IOWA COLONY TX 77583-1809

ESPERANZA BECERRA  
LA PRENSA DE HOUSTON  
STE 217  
7100 REGENCY SQUARE BLVD  
HOUSTON TX 77036-3202

STEPHANIE BLONDEAU  
9902 PEARL CREEK LN  
ROSHARON TX 77583-2507

ROBIN BRADBERRY  
9235 RUTH RD  
IOWA COLONY TX 77583-4621

LACIE BRANCH  
9803 CARVER DR  
ROSHARON TX 77583-1523

JASON BUCHANAN  
10138 BLYTHE ST  
IOWA COLONY TX 77583-1870

MR BRANDYN M BUTLER  
9527 OPAL GATES DR  
IOWA COLONY TX 77583-1385

MICHAEL BYRUM-BRATSEN  
12003 IOWA COLONY BLVD  
IOWA COLONY TX 77583-5719

STACY MARIANN CAMPOS  
9438 SKYBLUE DR  
IOWA COLONY TX 77583-1477

AVERELL CARMONA  
3525 COUNTY ROAD 81  
ROSHARON TX 77583-3817

ANN CHAFFIN  
11166 FM 521 RD  
SANDY POINT TX 77583-5114

DAMON CHOE  
9518 SPRING CT  
IOWA COLONY TX 77583-1537

MR DOUGLAS MARSHALL CHUMLEY  
9831 CLEAR DIAMOND DR  
IOWA COLONY TX 77583-1069

SAMUEL E CISNEROS  
2001 ACKLEN RUN DR  
ROSHARON TX 77583-2903

CONCERNED CITIZEN  
CITY OF FREEPORT  
200 W 2ND ST  
FREEPORT TX 77541-5773

CITY MGR  
CITY OF LAKE JACKSON  
25 OAK DR  
LAKE JACKSON TX 77566-5231

RON COX  
120 SAINT ANDREWS DR  
FRIENDSWOOD TX 77546-5645

DANE DEPRIEST  
3714 BACH ST  
IOWA COLONY TX 77583-1340

ZARNEISHA DIXON  
4118 SHACKLETON CT  
IOWA COLONY TX 77583-1534

NICOLE DUDA  
3715 PATTERSON DR  
ROSHARON TX 77583-1535

JAMES FIELDS  
DENBURY RESOURCES INC  
STE 100  
5320 LEGACY DR  
PLANO TX 75024-3127

SANDRA GARCIA  
PUEBLO SPANISH NEWSPAPER  
STE 56  
2001 JENKINS RD  
PASADENA TX 77506-5064

MRS ANGELA G GATSON  
3131 COUNTY ROAD 81  
ROSHARON TX 77583-3829

MR SHERWIN GRAMONTE  
3434 SHOCKLEY LN  
IOWA COLONY TX 77583-1767

KATHY GREEN  
3723 HOPPER ST  
IOWA COLONY TX 77583-4513

MRS MELANIE HAMPTON  
3915 BALLARD ST  
IOWA COLONY TX 77583-1496

JOSHUA HENDRIX  
9423 CALM AMBER DR  
IOWA COLONY TX 77583-1517

CANDIDO HERNANDEZ JR  
6707 TRAIL LOOP E  
ROSHARON TX 77583-3724

REBECCA HESTER  
3602 LISTER DR  
IOWA COLONY TX 77583-2688

DINH HO  
STE 400  
2114 EL DORADO BLVD  
FRIENDSWOOD TX 77546-6505

DR. CHRIS M HYMEL  
3515 COUNTY ROAD 81  
ROSHARON TX 77583-3817

MILINDA HYMEL  
3515 COUNTY ROAD 81  
ROSHARON TX 77583-3817

DR. CHRIS HYMEL  
SIGNAL ADVANCE INC  
2520 COUNTY ROAD 81  
ROSHARON TX 77583-3832

CHRIS HYMEL  
3515 COUNTY ROAD 81  
IOWA COLONY TX 77583-3817

MRS MEHETABEL JOAQUIN  
10419 KAHLO CT  
IOWA COLONY TX 77583-7804

JACOBSON JOSEPH  
3711 ALLEGRO DR  
ROSHARON TX 77583-5539

CORY R JUBY  
826 LINGER LN  
AUSTIN TX 78721-3650

META KIRBY  
17020 BERRY RD  
PEARLAND TX 77584-2624

CHARLES & JOHNNY KOUCHES  
MITCHELL'S PIER  
424 S FRONT ST  
FREEPORT TX 77541-4763

DAVID LINDER  
BRAZORIA COUNTY COMMISSIONER  
121 N 10TH ST STE 110  
WEST COLUMBIA TX 77486-1402

MRS STEPHANIE LUCCHESI  
9430 PERIDOT GREEN DR  
IOWA COLONY TX 77583-6924

DANIELLE LYLE  
10714 ROSEMARY ST  
ROSHARON TX 77583-5340

WESLEY MALONE  
4722 FRANKLIN WAY  
IOWA COLONY TX 77583-1957

MR GREG MANUEL  
3503 COUNTY ROAD 81  
ROSHARON TX 77583-3817

MR ERIC MCADAMS MARTIN  
3935 BALLARD ST  
IOWA COLONY TX 77583-1496

SUSAN MECKEL  
LOWER COLORADO RIVER AUTHORITY  
L 106  
PO BOX 220  
AUSTIN TX 78767-0220

PATRICK MILLER DIRECTOR OF BUILDINGS  
ALVIN ISD  
BUILDING PROGRAMS  
301 E HOUSE ST  
ALVIN TX 77511-3545

ROMAYNE MINTO  
3611 PASTEUR LN  
IOWA COLONY TX 77583-1511

BENJAMIN MURILLO  
7810 SANDERS RD  
ROSHARON TX 77583-3822

OLUSEUN O ODUMUSI  
1806 BENDING GREEN DR  
ROSHARON TX 77583-2908

REETAL PAI  
9603 CARSON LN  
IOWA COLONY TX 77583-1529

THE HONORABLE DONALD "DUDE" PAYNE  
BRAZORIA COUNTY COMMISSIONER  
PO BOX 998A  
CLUTE TX 77531-0998

MR LEO H PHAN  
KLEAN & NEAT RENTALS CORP  
3031 COUNTY ROAD 81  
ROSHARON TX 77583-3827

MR GEORGE E PICARD  
9825 SANDY LN  
MANVEL TX 77578-5533

MS KRISTIN E PICARD  
3511 COUNTY ROAD 81  
ROSHARON TX 77583-3817

MR WAYNE A POOLE JR  
10319 GRANITE CT  
IOWA COLONY TX 77583-1651

SONIA RECTENWALD  
10103 DA VINCI CT  
IOWA COLONY TX 77583-1513

LAURIE RODRIGUEZ  
CITY OF PEARLAND  
3501 E ORANGE ST  
PEARLAND TX 77581-3405

KAYLEEN ROSSER  
12003 IOWA COLONY BLVD  
IOWA COLONY TX 77583-5719

MEGAN SABLJAKOVIC  
3927 GLENN WAY  
IOWA COLONY TX 77583-1636

JUAN SANCHEZ  
3525 COUNTY ROAD 81  
ROSHARON TX 77583-3817

TRINA SLATER  
4131 SHACKLETON CT  
IOWA COLONY TX 77583-1534

KACY SMAJSTRLA  
9301 RUTH RD  
IOWA COLONY TX 77583-4623

SAL SOLIS  
PO BOX 398  
HOUSTON TX 77001-0398

SAL GIOVANNI SOLIS  
PO BOX 920648  
HOUSTON TX 77292-0648

JEFF STEWART  
9614 HUMBOLDT TRL  
IOWA COLONY TX 77583-1205

MRS HORTENSE ANN STOCK  
3910 CLARK LN  
IOWA COLONY TX 77583-1660

MARCIA SUMMERS  
6810 VIVA LN  
ROSHARON TX 77583-3656

SARAH MARIE TRAVIS  
9434 PERIDOT GREEN DR  
ROSHARON TX 77583-6924

JAMES VARGHESE  
9814 FAULKNER TRL  
IOWA COLONY TX 77583-1518

MR JESUS VASQUEZ  
CRANE TECK  
3423 COUNTY ROAD 81  
ROSHARON TX 77583-3382

KELLY VOLK  
9718 CARVER DR  
IOWA COLONY TX 77583-1522

MS BARBARA WILLIS  
3414 DELTA DR  
IOWA COLONY TX 77583-1539

CHAD A WILSEY  
WILSEY  
5173 BULLARD PKWY  
IOWA COLONY TX 77583-4053

LAUREN WINTERS  
9318 ECKERT RD  
IOWA COLONY TX 77583-4406

WES WOLFE  
110 LAKE RD  
LAKE JACKSON TX 77566-3220

7021 1970 0001 1237 0175

U.S. Postal Service™  
**CERTIFIED MAIL® RECEIPT**  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)

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Certified Mail Fee  
\$

Extra Services  
☐ Return  
☐ Return  
☐ Certified  
☐ Adult Signature  
☐ Adult Signature

Postage  
\$

Total Postage and Fees  
\$

Sent To  
Street and Apt. No., or PO Box No.  
City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

UNITED READY MIX LLC  
JOSH BUTLER  
2021-1212-AIR  
161495

120299

1. Article Addressed to:

JOSH BUTLER  
ELM CREEK ENVIRONMENTAL LLC  
611 S HIGHWAY 78 STE 132  
WYLIE TX 75098

2. Article Number (Transfer from service label)

7021 1970 0001 1237 0175

PS Form 3811, July 2020 PSN 7530-02-000-9053

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
☒ Agent  
☐ Addressee

B. Received by (Printed Name)  
C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type  
☐ Adult Signature  
☐ Adult Signature Restricted Delivery  
☒ Certified Mail®  
☐ Certified Mail Restricted Delivery  
☐ Collect on Delivery  
☐ Collect on Delivery Restricted Delivery  
☐ Insured Mail  
☐ Priority Mail Express®  
☐ Registered Mail™  
☐ Registered Mail Restricted Delivery  
☐ Signature Confirmation™  
☐ Signature Confirmation Restricted Delivery

all Restricted Delivery

Domestic Return Receipt

1 of 2

7021 1970 0001 1237 0182

**U.S. Postal Service™**  
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**OFFICIAL USE**

Certified Mail Fee  
\$

Extra Services & Fees (check box, add fee as appropriate)  
☐ Return Receipt  
☐ Return  
☐ Certified  
☐ Adult Signature  
☐ Adult Signature

Postage  
\$

Total Postage  
\$

Sent To  
Street and Apt. No., or PO Box No.  
City, State, ZIP+4®

JOSE FLORES  
UNITED READY MIX LLC  
7302 SAN AGELO ST  
HOUSTON TX 77020

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

UNITED READY MIX LLC  
JOSE FLORES  
2021-1212-AIR  
161495  
120299


Article Addressed to:

JOSE FLORES  
UNITED READY MIX LLC  
7302 SAN AGELO ST  
HOUSTON TX 77020

2. Article Number (Transfer from service label)  
7021 1970 0001 1237 0182

PS Form 3811, July 2020 PSN 7530-02-000-9053

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
X  ☐ Agent  
☐ Addressee

B. Received by (Printed Name)  
C. Date of Delivery  
FEB -9 A 9:43

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type  
☐ Adult Signature  
☐ Adult Signature Restricted Delivery  
☒ Certified Mail®  
☐ Certified Mail Restricted Delivery  
☐ Collect on Delivery  
☐ Collect on Delivery Restricted Delivery  
☐ Insured Mail  
☐ Priority Mail Express®  
☐ Registered Mail™  
☐ Registered Mail Restricted Delivery  
☐ Signature Confirmation™  
☐ Signature Confirmation Restricted Delivery

II Restricted Delivery

Domestic Return Receipt

2 of 2

**Texas Commission on Environmental Quality**  
**Public Notice Verification Form**  
**Air Quality Standard Permit for Concrete Batch Plants**  
**(Page1)**

120299-c10

For the Standard Permit for Concrete Batch Plants with Enhanced Controls, use form TCEQ 20547

<b>General Information</b>	
Applicant Name: United Ready Mix, LLC	
Site or Facility Name: CBP No. 1	
TCEQ Account Number (if applicable):	
Registration Number: 161495	
Regulated Entity Number: <b>RN</b> 111047452	
Customer Number: <b>CN</b> 605782960	
All applicants must <b>complete all applicable</b> portions of this form. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the comment period</b> . For more information, refer to the instructions in the public notice package.	
<b>Alternative Language Checklist</b>	
I have contacted the appropriate school district.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
School District: Alvin ISD	
Phone Number: 281-245-2461	
Person Contacted: Araceli Guerrero	
Date of Contact: 05/12/2020	
Is a bilingual education program (BEP) required by the Texas Education Code in the district?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If answer is "NO," skip to first question in verification box on next page. <i>(Note: A BEP is different from "English as a Second Language" (ESL) program; and Elementary/Middle schools that only offer ESL will not trigger notice in an alternative language.)</i>	
Notice in an alternative language is required if a BEP <b>is required</b> in the District, and <b>one</b> of the following conditions is met:	
1. students in the elementary or middle school nearest the facility are enrolled in a program at that school;	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2. students from the elementary or middle school nearest the facility attend a BEP at another location; or	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
3. the school district that otherwise would be required to provide a BEP has been granted an exception from the requirements to provide the program, as provided for in 19 Texas Administrative Code 89.1207(a).	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If the answer is "NO" to 1, 2, and 3 above, then alternative language notice <b>is not required</b> .	

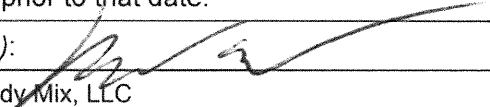
**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Quality Standard Permit for Concrete Batch Plants  
(Page 2)**

For the Standard Permit for Concrete Batch Plants with Enhanced Controls, use form TCEQ 20547

<b>Alternative Language Checklist (continued)</b>	
The name of the elementary school nearest to the proposed or existing facility is:	
Mereditiana Elementary School	
The name of the middle school nearest to the proposed or existing facility is:	
Rodeo Palms Junior High	
The following language(s) is/are utilized in the bilingual program:	
Spanish	
If notice in an alternative language is required, then applicants must publish alternative language notice(s) and post alternative language signs, as outlined in the <i>Instruction for Public Notice</i> and certify compliance with those requirements on this form.	
<b>General Information</b>	
Applicant Name: United Ready Mix, LLC	
Site or Facility Name: CBP No. 1	
TCEQ Account Number (if applicable):	
Registration Number: 161495	
Regulated Entity Number: <b>RN</b> 111047452	
Customer Number: <b>CN</b> 605782960	
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Alternative Language Verification</b>	
1. A BEP is required by the Texas Education Code in the area addressed by this permit application and the application is subject to alternative language public notice requirements.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If "NO," skip 2 through 6 and complete signature, title, date, and name of applicant.	
2. The applicant has conducted a diligent search for a newspaper or publication of general circulation in both the municipality and county in which the facility is located (or proposed to be located).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
3. A newspaper or publication <b>could not be found</b> in any of the alternative language(s) in which notice is required.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. The publishers of the <b>newspaper listed below refused to publish the notice</b> as requested, <b>and</b> another newspaper or publication in the same language and of general circulation <b>could not be found</b> in the municipality or county in which the facility is located (or proposed to be located).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
Newspaper:	

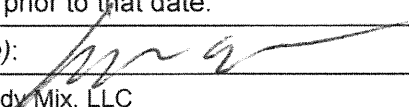
**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Quality Standard Permit for Concrete Batch Plants  
(Page 3)**

For the Standard Permit for Concrete Batch Plants with Enhanced Controls, use form TCEQ 20547

<b>Alternative Language Verification (continued)</b>	
Language:	
5 Proof of publication of the newspaper <b>alternative language</b> notice(s) and the requested affidavits have been sent to the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
6. Alternative language signs were posted as required by the TCEQ	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the comment period.</b> Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the comment period.</b> The TCEQ will not accept this form if submitted prior to that date.	
Verified by (signature): 	
Applicant: United Ready Mix, LLC	
Title: Consultant	
Date: 8/12/20	
<b>General</b>	
Applicant Name: United Ready Mix, LLC	
Site or Facility Name: CBP No. 1	
TCEQ Account Number (if applicable):	
Registration Number: 161495	
Regulated Entity Number: <b>RN</b> 111047452	
Customer Number: <b>CN</b> 605782960	
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Air Quality Standard Permit for Concrete Batch Plants</b>	
Proof of publication of the newspaper notices and the requested affidavits have been furnished in accordance with the regulations and instructions of the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Required signs were posted in accordance with the regulations and instruction of the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
A copy of the complete registration application (including any revisions to the application) and the executive director's preliminary decision (which includes the standard permit), are available for review and copying at the public place indicated below from the first day after newspaper publication, and will remain available until either: (1) the TCEQ acts on the application; or (2) the application is referred to the State Office of Administrative Hearings (SOAH) for hearing	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Quality Standard Permit for Concrete Batch Plants  
(Page 4)

For the Standard Permit for Concrete Batch Plants with Enhanced Controls, use form TCEQ 20547

<b>Air Quality Standard Permit for Concrete Batch Plants (continued)</b>
Name of Public Place: Manvel Public Library
Address of Public Place: 20514 Highway 6
City: Manvel
State: TX
ZIP Code: 77578
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the comment period.</b> Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the comment period.</b> The TCEQ will not accept this form if submitted prior to that date.
Verified by (signature): 
Applicant: United Ready Mix, LLC
Title: Consultant
Date: 8/12/2020

PRINT FORM

RESET FORM

## EXAMPLE A

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

## NOTICE OF PUBLIC MEETING

Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 161495

**APPLICATION.** United Ready Mix, LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit, Registration No. 161495, which would authorize construction of a permanent concrete batch plant located at the following driving directions: from the intersection of Sanders Road and Bullard Road, go north on Sanders Road for approximately 0.15 mile, site entrance will be on the right, Iowa Colony, Brazoria County, Texas 77583. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.

<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.470355&lng=-95.420037&zoom=13&type=r>. The proposed facility will emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

The executive director has completed the administrative and technical reviews of the application and determined that the application meets all of the requirements of a standard permit authorized by 30 TAC § 116.611, which would establish the conditions under which the plant must operate. The executive director has made a preliminary decision to issue the registration because it meets all applicable rules.

**PUBLIC COMMENT/PUBLIC MEETING.** You may submit public comments to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. A public meeting will be held and will consist of two parts, an Informal Discussion Period and a Formal Comment Period. A public meeting is not a contested case hearing under the Administrative Procedure Act. During the Informal Discussion Period, the public will be encouraged to ask questions of the applicant and TCEQ staff concerning the permit application. The comments and questions submitted orally during the Informal Discussion Period will not be considered before a decision is reached on the permit application, and no formal response will be made. Responses will be provided orally during the Informal Discussion Period. During the Formal Comment Period on the permit application, members of the public may state their formal comments orally into the official record. At the conclusion of the comment period, all formal comments will be considered before a decision is reached on the permit application. A written response to all formal comments will be prepared by the executive director and will be sent to each person who submits a formal comment or who requested to be on the mailing list for this permit application and provides a mailing address. Only relevant and material issues raised during the Formal Comment Period can be considered if a contested case hearing is granted on this permit application.

**The Public Meeting is to be held:**

**Thursday, October 29, 2020 at 7:00 PM**

Members of the public who would like to ask questions or provide comments during the meeting may access the meeting via webcast by following this link: <https://www.gotomeeting.com/webinar/join-webinar> and entering Webinar ID 559-352-315. It is recommended that you join the webinar and register for the public meeting at least 15 minutes before the meeting begins. You will be given the option to use your computer audio or to use your phone for participating in the webinar.

Those without internet access may call (512) 239-1201 at least one day prior to the meeting for assistance in accessing the meeting and participating telephonically. Members of the public who wish to only listen to the meeting may call, toll free, (213) 929-4212 and enter access code 258-856-694.

Additional information will be available on the agency calendar of events at the following link:

<https://www.tceq.texas.gov/agency/decisions/hearings/calendar.html>.

**INFORMATION.** Citizens are encouraged to submit written comments anytime during the public meeting or by mail before the close of the public comment period to the Office of the Chief Clerk, TCEQ, Mail Code MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at <https://www14.tceq.texas.gov/epic/eComment/>. If you need more information about the permit application or the permitting process, please call the TCEQ Public Education Program, toll

free, at 1-800-687-4040. General information can be found at our Web site at [www.tceq.texas.gov](http://www.tceq.texas.gov). *Si desea información en Español, puede llamar al 1-800-687-4040.*

The application, executive director's preliminary decision, and standard permit will be available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and the Manvel Public Library, 20514 Highway 6, Manvel, Brazoria County, Texas. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Polk Street Suite H, Houston, Texas. Visit [www.tceq.texas.gov/goto/cbp](http://www.tceq.texas.gov/goto/cbp) to review the standard permit. Further information may also be obtained from United Ready Mix, LLC, 7302 San Angelo Street, Houston, Texas 77020-7644 or by calling Mr. Josh Butler, Principal Consultant, Elm Creek Environmental, LLC at (972) 768-9093.

Persons with disabilities who need special accommodations at the meeting should call the Office of the Chief Clerk at 512-239-3300 or 1-800-RELAY-TX (TDD) at least one week prior to the meeting.

Notice Issuance Date: October 12, 2020

MR JOSH BUTLER, CES  
ELM CREEK ENVIRONMENTAL, LLC  
611 S TX-78, STE 132  
WYLIE, TEXAS 75098

MR JOSE FLORES  
UNITED READY MIX LLC  
7302 SAN ANGELO ST  
HOUSTON, TEXAS 77020-7644

161495

APP/REP

00025  
10/12/20

THE HONORABLE JOAN HUFFMAN  
TEXAS SENATE  
DISTRICT ROOM 1E.15  
TEXAS STATE CAPITOL  
joan.huffman@senate.texas.gov

THE HONORABLE LARRY TAYLOR  
TEXAS SENATE  
DISTRICT ROOM 3E.10  
TEXAS STATE CAPITOL  
Larry.taylor@senate.texas.gov

THE HONORABLE DENNIS H BONNEN  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT ROOM 1W.6  
TEXAS STATE CAPITOL  
Dennis.bonnen@house.texas.gov

THE HONORABLE ED THOMPSON  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT 029 ROOM E2.506  
TEXAS STATE CAPITOL  
Ed.thompson@house.texas.gov

CITY OF IOWA COLONY  
HEALTH OFFICIAL  
12003 IOWA COLONY BLVD  
ROSHARON TX 77583-5719

CITY OF IOWA COLONY  
MAYOR  
12003 IOWA COLONY BLVD  
ROSHARON TX 77583-5719

CITY

BRAZORIA COUNTY HEALTH DEPARTM  
111 E LOCUST ST  
ANGLETON TX 77515-4642

BRAZORIA COUNTY JUDGE  
COUNTY COURTHOUSE  
111 E LOCUST ST STE 102A  
ANGLETON TX 77515-4642

PORT FREEPORT  
200 W 2ND ST STE 301  
FREEPORT TX 77541-5791

PUBLIC HEALTH REGION 6/5  
TEXAS DEPARTMENT OF STATE HEAL  
5425 POLK ST STE J420  
HOUSTON TX 77023-1444

US ARMY CORPS OF ENGINEERS  
ENVIRO REG BRANCH PE-R GALVESTON  
PO BOX 1229  
GALVESTON TX 77553-1229

FIELD SUPERVISOR  
US FISH & WILDLIFE SERVICE  
17629 EL CAMINO REAL STE 211  
HOUSTON TX 77058-3051

KENT BURKETT GENERAL MANAG  
BRAZORIA GROUNDWATER CONSERVAT  
STE 140  
111 E LOCUST ST BLDG A-29  
ANGLETON TX 77515-4642

LAURALEE VALLON GENERAL CO  
BRAZOS RIVER AUTHORITY  
4600 COBBS DR  
PO BOX 7555  
WACO TX 76714-7555

JIM WIGINTON CHIEF CIVIL D  
BRAZORIA COUNTY DISTRICT ATTOR  
COUNTY COURTHOUSE  
111 E LOCUST ST STE 408A  
ANGLETON TX 77515-4672

COUNTY

CALEB AVILA  
EL PERICO SPANISH NEWSPAPER  
PO BOX 276  
PORT NECHES TX 77651-0276

CALEB AVILA  
EL PERICO SPANISH NEWSPAPER  
APT 21002  
5927 ALMEDA RD  
HOUSTON TX 77004-7791

CYNTHIA BAKER  
7418 RODGERS RD  
MANVEL TX 77578-4832

ESPERANZA BECERRA  
LA PRENSA DE HOUSTON  
STE 217  
7100 REGENCY SQUARE BLVD  
HOUSTON TX 77036-3202

AVERELL CARMONA  
3525 COUNTY ROAD 81  
ROSHARON TX 77583-3817

ANN CHAFFIN  
11166 FM 521 RD  
SANDY POINT TX 77583-5114

JACK COBLENZ  
SOURCE ENVIRONMENTAL SCIENCES INC  
2060 NORTH LOOP W STE 140  
HOUSTON TX 77018-8147

CONCERNED CITIZEN  
CITY OF FREEPORT  
200 W 2ND ST  
FREEPORT TX 77541-5773

CITY MGR  
CITY OF LAKE JACKSON  
25 OAK DR  
LAKE JACKSON TX 77566-5231

JAMES FIELDS  
DENBURY RESOURCES INC  
STE 100  
5320 LEGACY DR  
PLANO TX 75024-3127

SANDRA GARCIA  
PUEBLO SPANISH NEWSPAPER  
916 AUSTIN AVE APT E  
PASADENA TX 77502-2344

SANDRA GARCIA  
PUEBLO SPANISH NEWSPAPER  
PO BOX 5924  
PASADENA TX 77508-5924

MRS ANGELA G GATSON  
3131 COUNTY ROAD 81  
ROSHARON TX 77583-3829

CANDIDO HERNANDEZ JR  
6707 TRAIL LOOP E  
ROSHARON TX 77583-3724

DR. CHRIS M HYMEL  
3515 COUNTY ROAD 81  
ROSHARON TX 77583-3817

520 / PROT

161495

00027  
10/11/20

MILINDA HYMEL  
3515 COUNTY ROAD 81  
ROSHARON TX 77583-3817

DR. CHRIS HYMEL  
SIGNAL ADVANCE INC  
2520 COUNTY ROAD 81  
ROSHARON TX 77583-3832

CORY R JUBY  
826 LINGER LN  
AUSTIN TX 78721-3650

META KIRBY  
17020 BERRY RD  
PEARLAND TX 77584-2624

CHARLES & JOHNNY KOUCHES  
MITCHELL'S PIER  
424 S FRONT ST  
FREEPORT TX 77541-4763

DAVID LINDER  
BRAZORIA COUNTY COMMISSIONER  
121 N 10TH ST STE 110  
WEST COLUMBIA TX 77486-1402

DANIELLE LYLE  
10714 ROSEMARY ST  
ROSHARON TX 77583-5340

MR GREG MANUEL  
3503 COUNTY ROAD 81  
ROSHARON TX 77583-3817

SUSAN MECKEL  
LOWER COLORADO RIVER AUTHORITY  
L106  
PO BOX 220  
AUSTIN TX 78767-0220

BENJAMIN MURILLO  
7810 SANDERS RD  
ROSHARON TX 77583-3822

THE HONORABLE DONALD "DUDE" PAYNE  
BRAZORIA COUNTY COMMISSIONER  
PO BOX 998A  
CLUTE TX 77531-0998

MR LEO H PHAN  
KLEAN & NEAT RENTALS CORP  
3031 COUNTY ROAD 81  
ROSHARON TX 77583-3827

MR GEORGE E PICARD  
9825 SANDY LN  
MANVEL TX 77578-5533

MS KRISTIN E PICARD  
3511 COUNTY ROAD 81  
ROSHARON TX 77583-3817

LAURIE RODRIGUEZ  
CITY OF PEARLAND  
3501 E ORANGE ST  
PEARLAND TX 77581-3405

JUAN SANCHEZ  
3525 COUNTY ROAD 81  
ROSHARON TX 77583-3817

SAL SOLIS  
PO BOX 398  
HOUSTON TX 77001-0398

MARCIA SUMMERS  
6810 VIVA LN  
ROSHARON TX 77583-3656

MR JESUS VASQUEZ  
CRANE TECK  
3423 COUNTY ROAD 81  
ROSHARON TX 77583-3382

GWENDOLYN HILL WEBB  
PO BOX 368  
HOUSTON TX 77001-0368

GWENDOLYN HILL WEBB  
4TH FL  
900 BAGBY ST  
HOUSTON TX 77002-2527

161495

IP/PROT

00028

10/11/20

## Georgia Carroll-Warren

---

**From:** Georgia Carroll-Warren  
**Sent:** Monday, October 12, 2020 8:59 AM  
**To:** josh@elmcreekenv.com  
**Subject:** PUBLIC MEETING NOTICE - UNITED READY MIX, LLC - PROPOSED AIR QUALITY STANDARD PERMIT REGISTRATION NO 161495  
**Attachments:** 161495\_PM.pdf  
**Importance:** High

Good Morning:

Please find attached the following courtesy copy of the NOTICE OF PUBLIC MEETING regarding **UNITED READY MIX, LLC**, Proposed Air Quality Standard Permit Number 161495:

- NOTICE OF PUBLIC MEETING FOR AN AIR QUALITY STANDARD PERMIT FOR CONCRETE BATCH PLANTS PROPOSED REGISTRATION NUMBER 161495

**The Public Meeting is to be held:**

**Thursday, October 29, 2020 at 7:00 PM**

Members of the public who would like to ask questions or provide comments during the meeting may access the meeting via webcast by following this link:

<https://www.gotomeeting.com/webinar/join-webinar> and entering Webinar ID 559-352-315. It is recommended that you join the webinar and register for the public meeting at least 15 minutes before the meeting begins. You will be given the option to use your computer audio or to use your phone for participating in the webinar.

Those without internet access may call (512) 239-1201 at least one day prior to the meeting for assistance in accessing the meeting and participating telephonically. Members of the public who wish to only listen to the meeting may call, toll free, (213) 929-4212 and enter access code 258-856-694.

Please confirm receipt of this email. Should you have any questions or concerns, please contact me by email.

Thank you for your assistance.

Georgia Carroll-Warren

Texas Commission on Environmental Quality (TCEQ)

Office of the Chief Clerk, Notice Team Work Leader

Phone: (512) 239-3314

[georgia.carroll-warren@tceq.texas.gov](mailto:georgia.carroll-warren@tceq.texas.gov)



Please consider whether it is necessary to print this e-mail.

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

Applicant Name: United Ready Mix LLC  
Permit No.: 161495  
Application Received Date: May 26, 2020  
Consolidated Notice of Receipt of Application and Intent to  
Obtain Permit and Notice of Application and Preliminary  
Decision

**AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING**

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
2020 JUL 28 PM 1:49  
CHIEF CLERKS OFFICE

STATE OF TEXAS §  
COUNTY OF Brazoria §

**BEFORE ME**, the undersigned authority, on this day personally appeared

Cindy Cornette, who being by me duly sworn, deposes and says that (s)he is (Name  
of Person Representing Newspaper)

the Advertising Director of the The Facts  
(Title of Person Representing Newspaper) (Name of the Newspaper)

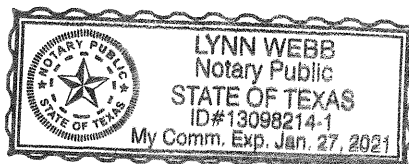
that said newspaper is generally circulated in Iowa Colony, Texas;  
(The municipality or nearest municipality to the location of the facility or the proposed facility)

that the enclosed notice was published in said newspaper on the following date(s):  
July 11/12, 2020

Cindy Cornette  
(Newspaper Representative's Signature)

Subscribed and sworn to before me this the 13th day of July, 2020  
to certify which witness my hand and seal of office.

[Affix Seal]



Lynn Webb  
Notary Public in and for the State of Texas

Lynn Webb

Print or Type Name of Notary Public

January 27, 2021

My Commission Expires

Homes for Sale



**NEW HOMES**  
In Creekside S.D.  
In L.J. are now  
available.  
**APLIN HOMES**  
979-482-0889

To get an instant  
market value of your  
home visit  
[www.BrazoriaCountyHomes.com](http://www.BrazoriaCountyHomes.com)  
values.com  
979-297-4200



To see every  
home currently  
for sale visit  
[www.BrazoriaCountyHomes.com](http://www.BrazoriaCountyHomes.com)  
979-297-4200



Homes For Sale  
by Owner

BY OWNER

626 SUNSET  
TRAIL, BAR X  
New custom  
3-2.5-2 on one  
acre on Bluebon-  
net Lake. Open  
concept, white  
cabinets, gran-  
ite bar overlook-  
ing large living  
area with stone  
fireplace, in-  
door utility, large  
bedroom with  
walk-in shower  
& closet. Nev-  
er flooded. Re-  
duced to \$338K.  
979-345-2933.

Home for Sale  
by Realtors

**GORGEOUS  
MATURE TREES**  
3/2.5/2, livingroom  
has gas fireplace,  
formal dining,

Unfurnished  
Houses

Richwood:  
3 Bedroom, 2 Bath,  
2 Car Garage Home  
with Stove, Fridge,  
DW & CHA  
\$1700/Mo+Dep  
Greg Flaniken  
& Associates  
979-233-7828

Angleton:  
3 Bedroom, 2 Bath,  
2 Car Garage Home  
with cooktop & CHA  
\$1590/Mo+Dep  
Greg Flaniken  
& Associates  
979-233-7828

Clute:  
3 Bedroom, 1 Bath  
Home with G-Stove,  
Fridge & CHA  
\$1100/Mo+SDep  
Greg Flaniken  
& Associates  
979-233-7828

Freeport:  
2 Bedroom, 1 Bath,  
Duplex with Stove,  
Fridge & WU  
\$800/Mo+Dep  
Greg Flaniken  
& Associates  
979-233-7828

Freeport:  
3 Bedroom, 1 Bath, 1  
Car Garage Home with  
Stove Fridge & CHA  
\$1250/Mo+Dep  
Greg Flaniken  
& Associates  
979-233-7828

1033 Grove, Anglen-  
ton. 3/1.5 Fenced  
back yard. \$1400/  
mo. 979-481-1680.

NEW TODAY

801 Azalea, L.J.  
Cute 3/2/1. Fenced  
yard, carport.  
\$1400/mo + dep.  
979-824-1069.

Public Notice

Early Notice and Public Review of a Proposed  
Activity in a 100-Year Floodplain

To: All interested Agencies, Groups and Individuals on 7/11/2020:  
This is to give notice that the City of Freeport has determined that the following proposed action under the Community Development Block Grant Program contract 20-065-050-C158 is located in the 100-year floodplain, and the City of Freeport will be identifying and evaluating practicable alternatives to locating the action in the floodplain and the potential impacts on the floodplain from the proposed action, as required by Executive Order 11988, in accordance with HUD regulations at 24 CFR 55.20 Subpart C Procedures for Making Determinations.

Unfurnished  
Houses

104 Coffee Ln, LJ  
Brick 3-2-2 CA&H  
Nice home \$1,450  
ABC Rity 297-9900

137 Mulberry, LJ  
3-1 1/2-2, CA&H  
LR/Den \$1,250  
ABC Rity 297-9900

722 Hollyhock Rwd  
3BR Brick \$1250mo  
CH&A, Nice Area  
ABC Rity 297-9900

We offer Property  
Management!!  
Clyde Cone Co.  
979-265-4701

**BRENTWOOD  
APARTMENTS**  
\$199 Move In  
Restrictions Apply  
979-297-3300

Public Notice

REQUEST FOR PROPOSALS  
City of Richwood

The City of Richwood plans to apply for  
*Community Development Block Grant - Mitigation (CDBG-MIT)* funding from the Texas General Land Office (GLO) and is soliciting proposals to provide administration and/or planning services for CDBG-MIT contract(s), if awarded. Please submit five (5) copies of your proposal of services and a statement of qualifications for the proposed services to the address below: Attn: Kirsten Garcia, City Secretary - 1800 Brazosport Blvd N, Richwood, Tx 77531. Proposals must be received by the City no later than 2:00 p.m. on July 27, 2020 to be considered. The City reserves the right to negotiate with any and all individuals or firms that submit proposals and may award one or more contracts to one or more service provider(s). Section 3 Residents and Business Concerns, Minority Business Enterprises, Small Business Enterprises and Women Business Enterprises, and Labor Surplus Area firms are encouraged to submit proposals. The City of Richwood is an Affirmative Action/Equal Opportunity Employer. Servicios de traducción están disponibles por petición.

Unfurnished  
Apartments

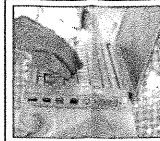


Angleton, 201  
Sands. 3-1. \$975/  
mo & \$500 dam-  
age deposit.  
979-849-3305.

Commercial  
Property

Clute, Freeport &  
Lake Jackson:  
Several Commercial  
Spaces available  
from 1,000 sq ft. to  
9,780 sq ft. \$1,000-  
\$7,500 Mo+Dep  
Greg Flaniken &  
Associates  
979-233-7828

Public Notice



Facts  
Classifieds  
In Print & Online  
(979) 265-7401  
thefacts.com

Public Notice

Public Notice

Alvin ISD is now accepting sealed proposals directed to Donnie Marek, Executive Director of Risk Management at 301 E. House Street, Alvin, Texas 77511, at which time they will be opened on the following date and time:

**2008 INBEP (INSURANCE & BENEFIT ENROLLMENT PLATFORM)**, Proposal- closing July 23, 2020 at 1:30 PM

For more information or to obtain a proposal packet please contact Donnie Marek, Executive Director of Risk Management @ [dbmarek@alvinisd.net](mailto:dbmarek@alvinisd.net).

Proposals and a listing of commodities are available on the Alvin ISD website: <http://www.alvinisd.net/departments/purchasing/currentbids/index.html>

"Alvin ISD reserves the right to reject any/or all bids."

Career and Technical Education  
Public Notification of Nondiscrimination

Columbia-Brazoria Independent School District offers career and technical education programs in Agriculture, Food, Natural Resources, Architecture, Construction, Arts, A/V Technology, Communication, Business, Management, Administration, Education and Training, Finance, Health Science, Hospitality and Tourism, Information Technology, Law, Public Safety, Corrections, Security, Manufacturing, Science, Technology, Engineering, Math, Transportation, Distribution and Logistics education. Admission to these programs is based on interest, aptitudes and special needs of each student.

It is the policy of Columbia-Brazoria Independent School District not to discriminate on the basis of race, color, national origin, sex or handicap in its vocational programs, services or activities as required by Title VI of the Civil Rights Act of 1964, as amended; Title IX of the Education Amendments of 1972; and Section 504 of the Rehabilitation Act of 1973, as amended.

It is the policy of Columbia-Brazoria Independent School District not to discriminate on the basis of race, color, national origin, sex, handicap, or age in its employment practices as required by Title VI of the Civil Rights Act of 1964, as amended; Title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975, as amended; and Section 504 of the Rehabilitation Act of 1973, as amended.

Public Notice

Public Notice

Public Notice

Texas Commission on Environmental Quality



Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision

Air Quality Standard Permit for Concrete Batch Plants  
Proposed Registration No. 161495

**Application.** United Ready Mix, LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit, Registration No. 161495, which would authorize construction of a permanent concrete batch plant located at the following driving directions: from the intersection of Sanders Road and Bullard Road, go north on Sanders Road for approximately 0.15 mile, site entrance will be on the right, Iowa Colony, Brazoria County, Texas 77583. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.470355&lng=-95.420037&zoom=13&type=r>. The proposed facility will emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

This application was submitted to the TCEQ on May 26, 2020. The executive director has completed the administrative and technical reviews of the application and determined that the application meets all of the requirements of a standard permit authorized by 30 TAC § 116.611, which would establish the conditions under which the plant must operate. The executive director has made a preliminary decision to issue the registration because it meets all applicable rules. The application, executive director's preliminary decision, and standard permit will be available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and the Marvel Public Library, 20514 Highway 6, Marvel, Brazoria County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Polk Street Suite H, Houston, Texas. Visit [www.tceq.texas.gov/goto/cbp](http://www.tceq.texas.gov/goto/cbp) to review the standard permit.

**Public Comment/Public Meeting.** You may submit public comments or request a public meeting. See **Contacts** section. The TCEQ will consider all public comments in developing a final decision on the application. **The deadline to submit public comments or meeting requests is 30 days after newspaper notice is published.** Issues such as property values, noise, traffic safety, and zoning are outside of the TCEQ's jurisdiction to consider in the permit process.

The purpose of a public meeting is to provide the opportunity to submit comments or ask questions about the application. A public meeting about the application will be held if the executive director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing. If a public meeting is held, the deadline to submit public comments is extended to the end of the public meeting.

**Contested Case Hearing.** You may request a contested case hearing. A contested case hearing is a legal proceeding similar to a civil trial in state district court. **Unless a written request for a contested case hearing is filed within 30 days from the notice of the**

screened patio  
& more! \$190's.  
979-549-9700.



### RESIDENTIAL COMMERCIAL!

Newly refurbished  
4/3/1 on 1/2 acre,  
30x40 shop, RV/boat  
parking, endless op-  
portunities! \$210's.  
979-549-9700.



### Investment Property

### GREAT INVESTMENT PROPERTY!

30 space mo-  
bile park & 1680  
sq ft home all on  
21.06 acs! \$950's.  
979-549-9700.



### Real Estate Wanted

ANY CONDITION!  
Webuyhouses!  
Fastcash! Call  
Clyde Cone Co., Inc.  
(979)265-4701.

### Unfurnished Houses

Clute:

2 Bedroom, 1 Bath,  
2 Parking Spaces  
with mini split,  
cooktop & MW  
\$995/Mo+Dep  
Greg Flaniken  
& Associates  
979-233-7828

Freeport:

3 Bedroom, 1.5  
Bath, 1 Car Garage  
& Carport, Stove,  
Fridge & CHA  
\$1200/Mo+Dep  
Greg Flaniken  
& Associates  
979-233-7828

nations on floodplain management and protection of wetlands. The City proposes sewer facility repairs at the Veolia Water North America Wastewater Treatment Plant at 931 E. Floodgate Rd. to include: removing and demolishing the existing 'Parkson Helisieve' screen, installing and setting a new screen, and complete associated appurtenances. The project shall include activities within approximately 0.2 acres of the 100-year floodplain. There are three primary purposes for this notice: (1) People who may be affected by activities in floodplains and those who have an interest in the protection of the natural environment should be given an opportunity to express their concerns and provide information about these areas. Commenters are encouraged to offer alternative sites outside of the floodplain, alternative methods to serve the same project purpose, and methods to minimize and mitigate impacts; (2) An adequate public notice program can be an important public educational tool. The dissemination of information and request for public comment about floodplains can facilitate and enhance Federal efforts to reduce the risks and impacts associated with the occupancy and modification of these special areas; and (3) As a matter of fairness, when the Federal government determines it will participate in actions taking place in floodplains, it must inform those who may be put at greater or continued risk. Written comments must be received on or before 7/27/2020 by the City of Freeport at 200 W. 2nd St., Freeport, TX 77541-5773, (979) 233-8867. Attention: Brooks Bass, Mayor, during regular business hours. A full description of the project may also be reviewed during regular business hours at 200 W. 2nd St., Freeport, TX 77541. Comments may also be submitted via email to [samuel@grantworks.net](mailto:samuel@grantworks.net).

### Notificación Temprana y Revisión Pública de una Actividad Propuesta en una Llanura de Inundación de 100 Años

Para: Todas las agencias, grupos e individuos interesados el 7/11/2020: Esto es para notificar que la Ciudad de Freeport ha determinado que se encuentra la siguiente acción propuesta bajo el contrato del Programa de Subvención en Bloque de Desarrollo Comunitario 20-065-050-C158 en la planicie aluvial de 100 años, y la Ciudad de Freeport identificará y evaluará alternativas practicables para ubicar la acción en la planicie aluvial y los posibles impactos en la planicie aluvial a partir de la acción propuesta, como lo requiere la Orden Ejecutiva 11988, de acuerdo con las regulaciones de HUD en 24 CFR 55.20 Subparte C Procedimientos para hacer determinaciones sobre el manejo de llanuras de inundación y la protección de humedales. La Ciudad propone eliminar y demoler la pantalla existente 'Parkson Helisieve', instalar y configurar una nueva pantalla y completar accesorios asociados en la Planta de Tratamiento de Aguas Residuales Veolia Water North America ubicada en 931 E. Floodgate Rd., A lo largo de la orilla oriental del Río Brazos, aproximadamente a 800 pies al sureste del N. Freeport 36 Freeport Bridge. El proyecto incluirá actividades dentro de aproximadamente 0.2 acres de la llanura de inundación de 100 años. Hay tres propósitos principales para este aviso: (1) Las personas que pueden verse afectadas por actividades en las llanuras aluviales y aquellas que tienen interés en la protección del medio ambiente natural deben tener la oportunidad de expresar sus preocupaciones y proporcionar información sobre estas áreas. Se alienta a los comentaristas a ofrecer sitios alternativos fuera de la llanura de inundación, métodos alternativos para cumplir el mismo propósito del proyecto y métodos para minimizar y mitigar los impactos; (2) Un programa de aviso público adecuado puede ser una herramienta educativa pública importante. La difusión de información y la solicitud de comentarios públicos sobre las llanuras de inundación pueden facilitar y mejorar los esfuerzos federales para reducir los riesgos e impactos asociados con la ocupación y modificación de estas áreas especiales; y (3) Como una cuestión de justicia, cuando el gobierno federal determina que participará en acciones que tienen lugar en las llanuras aluviales, debe informar a aquellos que pueden estar en mayor o mayor riesgo. Los comentarios por escrito deben recibirse en o antes 7/27/2020 por la Ciudad de Freeport en 200 W. 2nd St., Freeport, TX 77541-5773, (979) 233-8867. Atención: Brooks Bass, alcalde, durante el horario comercial habitual. También se puede revisar una descripción completa del proyecto durante el horario comercial habitual en 200 W. 2nd St., Freeport, TX 77541. También se pueden enviar comentarios por correo electrónico a [samuel@grantworks.net](mailto:samuel@grantworks.net).

Section 504 of the Rehabilitation Act of 1973, as amended.

Columbia-Brazoria Independent School District will take steps to assure that lack of English language skills will not be a barrier to admission and participation in all educational and vocational programs.

For information about your rights or grievance procedures, contact the Title IX Coordinator, Steven Galloway, at PO Box 158, West Columbia, TX 77486, 979-345-5147, ext. 1101, and/or the Section 504 Coordinator, Jennifer Kelly at PO Box 158, West Columbia, TX 77486, 979-345-5147 ext. 1107.

### Career and Technical Education

Public Notification of Nondiscrimination  
(Notificación Pública de No Discriminación en Programas de Educación Técnica y Vocacional)

Colombia-Brazoria Independiente Escuela Distrito ofrece programas de educación técnica y vocacional en Agricultura, Alimentación y Recursos Naturales, Arquitectura y Construcción Arte, Tecnología AV y Comunicación, Administración de Negocios y Gerencia, Educación y Formación, Finanzas, Ciencias de la Salud, Hotelería y Turismo, Información de Tecnología, Ley y Seguridad Pública, Manufactura, Ciencias, Tecnología, Ingeniería y Matemáticas, Transporte y Distribución y Logística educación. La admisión a estos programas se basa en interés, las aptitudes, y las necesidades especiales de cada estudiante.

Es norma de distrito independiente de la escuela Colombia-Brazoria no discriminar en sus programas, servicios o actividades vocacionales por motivos de raza, color, origen nacional, sexo o impedimento, tal como lo requieren el Título VI de la Ley de Derechos Civiles de 1964, según enmienda; Título IX de las Enmiendas en la Educación de 1972, y la Sección 504 de la Ley de Rehabilitación de 1973, según enmienda.

Es norma de distrito independiente de la escuela Colombia-Brazoria no discriminar en sus procedimientos de empleo por motivos de raza, color, origen nacional, sexo, impedimento o edad, tal como lo requieren el Título VI de la Ley de Derechos Civiles de 1964, según enmienda; Título IX de las Enmiendas en la Educación, de 1972, la ley de Discriminación por Edad, de 1975, según enmienda; y la Sección 504 de la Ley de Rehabilitación de 1973, según enmienda.

El distrito Independiente de la escuela de Colombia-Brazoria tomará las medidas necesarias para asegurar que la falta de habilidad en el uso del inglés no sea un obstáculo para la admisión y participación en todos los programas educativos y vocacionales.

Para información sobre sus derechos o procedimientos de quejas, comuníquese con el Coordinador del Título IX en Steven Galloway, en PO Box 158, West Columbia, TX 77486, 979-345-5147 extensión 1102, y/o el Coordinador de la Sección 504, Lynn Greil-Boethel, PO Box 158, West Columbia, TX 77486, 979-345-5147 extensión 1110.

tested case hearing is filed within 30 days from this notice, the executive director may approve the application.

A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. To request a hearing, a person must actually reside in a permanent residence within 440 yards of the proposed plant. If requesting a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and registration number; (3) the statement "[I/we] request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests which the group or association seeks to protect must be identified. You may submit your proposed adjustments to the application which would satisfy your concerns. See Contacts section.

**TCEQ Action.** After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. The executive director's decision on the application, and any response to comments, will be mailed to all persons on the mailing list. If no timely contested case hearing requests are received, or if all hearing requests are withdrawn, the executive director may issue final approval of the application. If all timely hearing requests are not withdrawn, the executive director will not issue final approval of the permit and will forward the application and requests to the Commissioners for their consideration at a scheduled commission meeting. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period. Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to address in this proceeding.

**Mailing List.** You may ask to be placed on a mailing list to receive additional information on this specific application. See Contacts section.

**Information Available Online.** For details about the status of the application, visit the Commissioners' Integrated Database (CID) at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Once you have access to the CID using the link, enter the registration number at the top of this notice.

**Contacts.** Public comments and requests must be submitted either electronically at [www14.tceq.texas.gov/epic/eComment/](http://www14.tceq.texas.gov/epic/eComment/), or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about this application or the permitting process, please call the TCEQ Public Education Program toll free at 1800687-4040 or visit their website at [www.tceq.texas.gov/goto/pep](http://www.tceq.texas.gov/goto/pep). Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from United Ready Mix, LLC, 7302 San Angelo Street, Houston, Texas 77020-7644 or by calling Mr. Josh Butler, Principal Consultant, Elm Creek Environmental, LLC at (972) 768-9093.

Notice Issuance Date: July 3, 2020

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

Applicant Name: United Ready Mix LLC  
Permit No.: 161495  
Application Received Date: May 26, 2020  
Consolidated Notice of Receipt of Application and Intent to  
Obtain Permit and Notice of Application and Preliminary  
Decision

**ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING**

STATE OF TEXAS §  
COUNTY OF BRAZORIA §

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
2020 JUL 28 PM 1:49  
CHIEF CLERKS OFFICE

**BEFORE ME**, the undersigned authority, on this day personally appeared

Caleb Avila, who being by me duly sworn, deposes and says that (s)he is (Name  
of Person Representing Newspaper)

the owner of the EI Perico;  
(Title of Person Representing Newspaper) (Name of the Newspaper)

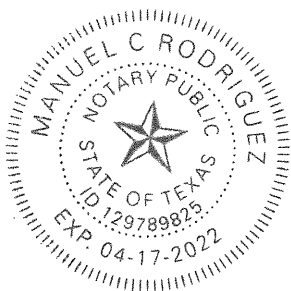
that said newspaper is generally circulated in Iowa Colony, Brazoria County, Texas;  
(The **municipality or county** in which the facility or proposed facility is located)

that the enclosed notice was published in said newspaper on the following date(s):  
July 12, 2020

(Newspaper Representative's Signature)

Subscribe and sworn to before me this the 12 day of July, 2020  
to certify which witness my hand and seal of office.

[Affix Seal]



Notary Public in and for the State of Texas

Manuel Rodriguez  
Print or Type Name of Notary Public

4-17-2022  
My Commission Expires

## COMISIÓN DE CALIDAD AMBIENTAL DE TEXAS



## AVISO DE RECEPCIÓN DE SOLICITUD E INTENCIÓN DE OBTENER PERMISO DE AIRE

## PERMISO PROPUESTO DE CALIDAD DE AIRE NÚMERO 161661

**SOLICITUD** Titan Production Equipment, LLC, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) por: Expedición del Permiso 161661

Esta solicitud autorizaría la construcción de las Operaciones de Pintura ubicada en 2207 Farm-to-Market Road 949, Alleyton, Condado de Colorado, Texas 78935. Este enlace a un mapa electrónico de la ubicación general del sitio o de la instalación es proporcionado como una cortesía y no es parte de la solicitud o del aviso. Para la ubicación exacta, consulte la solicitud. <http://www.tceq.texas.gov/assets/public/bs610/index.html?lat=29.726388&lng=-96.423888&zooom=13&type=> La instalación emitirá los siguientes contaminantes: solventes exentos, contaminantes de aire peligrosos, compuestos orgánicos y materia en partículas incluyendo materia en partículas con diámetros de 10 micrómetros o menores y 2.5 micrómetros menores.

Esta solicitud se le presentó a la TCEQ el 10 de junio de 2020. La solicitud estará disponible para ser vista y copiada en la oficina central de la TCEQ, en la oficina regional de la TCEQ en Houston, y en la Biblioteca Pública Neabitt Memorial, 529 Washington Street, Columbus, Condado de Colorado, Texas empezando el primer día de la publicación de este aviso. El expediente de cumplimiento de la instalación, si existe alguno, está disponible para su revisión en la oficina regional de la TCEQ en Houston.

El director ejecutivo ha determinado que la solicitud está administrativamente completa y llevará a cabo una revisión técnica de la solicitud.

**COMENTARIOS PÚBLICOS / REUNIÓN PÚBLICA** Usted puede presentar comentarios públicos, o una petición para reunión pública, o solicitar una audiencia de caso impugnado a la Oficina del Jefe Funcionario a la dirección a continuación. La TCEQ tomará en cuenta todos los comentarios públicos al desarrollar la decisión final de la solicitud. Después del plazo límite para comentarios públicos, el director ejecutivo preparará una respuesta a todos los comentarios públicos.

El propósito de la reunión pública es proveer la oportunidad de presentar comentarios o hacer preguntas sobre la solicitud. Una reunión pública sobre la solicitud se llevará a cabo si el director ejecutivo determina que existe un importante grado de interés público con respecto a la solicitud, si lo pide una persona interesada, o si lo solicita un legislador local. Una reunión pública no es una audiencia de caso impugnado.

Después de se complete la revisión técnica de la solicitud, el director ejecutivo puede preparar un permiso preliminar y emitirá una decisión preliminar sobre la solicitud. Un Aviso de Solicitud y Decisión Preliminar para un Permiso de Calidad de Aire será publicado y enviado por correo a aquellos que hicieron comentarios, presentaron peticiones para una audiencia o a aquellas personas que se encuentren en la lista de envío de correo para esta solicitud. El aviso incluirá el plazo límite para presentar comentarios públicos.

**OPORTUNIDAD PARA UNA AUDIENCIA DE CASO IMPUGNADO** Usted puede solicitar una audiencia de caso impugnado. Una audiencia de caso impugnado es un procedimiento legal similar a un juicio civil en un tribunal de distrito del estado. Una audiencia de caso impugnado sólo se concederá con base a cuestiones debatibles de hechos pertinentes y materiales para las decisiones de la Comisión con respecto a la solicitud. Además, la Comisión sólo concederá una audiencia sobre cuestiones que se presenten durante el periodo de comentarios públicos y no se retiren. El plazo límite para presentar una petición para una audiencia de caso impugnado es 30 días después de que se publique el aviso en el periódico. Si se pide a tiempo una petición, el plazo límite para pedir una audiencia de caso impugnado será extendido a 30 días después del envío por correo de la respuesta a los comentarios.

Una persona que puede estar afectada por emisiones de contaminantes de aire de una instalación tiene derecho a solicitar una audiencia. Si se solicita una audiencia de caso impugnado, debe presentar lo siguiente: (1) su nombre (o para un grupo o una asociación, un representante oficial), dirección, número de teléfono de día; (2) el nombre del solicitante y número del permiso; (3) la declaración "¿yo/nosotros/ellas solicitamos una audiencia de caso impugnado?"; (4) una descripción específica de cómo se vería afectado adversamente por la solicitud y las emisiones de aire de la instalación de manera que no es común para el público en general; (5) la ubicación y distancia de su propiedad con relación a la instalación; (6) una descripción de cómo usa la propiedad, lo cual podría ser afectado por la instalación; y (7) una lista de todas las cuestiones de hecho en disputa que presentó durante el periodo de comentarios. Si la petición la hace un grupo o una asociación, deben de identificar el miembro o los miembros que tienen derecho a solicitar una audiencia por nombre y dirección física. Los intereses que el grupo o la asociación busca proteger se deben de identificar. También puede presentar los ajustes que propone hacer a la solicitud/permiso que satisficieran sus preocupaciones.

Si se presenta a tiempo una petición para una audiencia, después del cierre de todos los periodos de comentarios aplicables y peticiones, el Director Ejecutivo enviará la solicitud y cualquier petición para una audiencia de caso impugnado a los Comisionados para su consideración durante una reunión programada de la Comisión. La Comisión sólo puede otorgar una petición para una audiencia de caso impugnado en cuestiones que el solicitante presentó en sus comentarios a tiempo y que no fueron retirados subsecuentemente. Si se concede una audiencia, el tema de la audiencia estará limitado a casos debatibles de hecho o preguntas mixtas de hecho y derecho relacionados a intereses pertinentes y materiales de calidad de aire que se hayan presentado durante el periodo de comentarios. Cuestiones tales como valor de la propiedad, ruido, seguridad de tráfico y zonificación no están dentro de la jurisdicción de la Comisión para abordarse en este proceso judicial.

**LISTA DE CORRESPONDENCIA** Aparte de presentar comentarios públicos, puede solicitar que lo/a incluyan en la lista de correos para recibir en el futuro avisos públicos para esta solicitud específica enviando una petición por escrito a la Oficina del Jefe Funcionario a la dirección a continuación.

**CONTACTOS DE LA AGENCIA E INFORMACIÓN** Los comentarios públicos y peticiones se deben presentar electrónicamente al [www14.tceq.texas.gov/epic/eComment/](http://www14.tceq.texas.gov/epic/eComment/), o por escrito a la Comisión de Calidad Ambiental de Texas, Oficina del Jefe Funcionario, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Favor de estar consciente que cualquier información de contacto que provea, incluyendo su nombre, número de teléfono, correo electrónico y su dirección vendrán a formar parte del registro público de la agencia. Para mayor información acerca de esta solicitud para permiso o el proceso para permisos, favor de llamar al Programa de Educación Pública al 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

Se puede obtener información adicional de Titan Production Equipment, LLC, 2207 Farm-to-Market Road 949, Alleyton, Texas 78935-2034 o al llamar al Sr. Steven K. Mounce, Mounce & Associates Inc., al (972) 862-3911.

Fecha de Expedición de Aviso: 22 de junio de 2020

## COMISIÓN DE CALIDAD AMBIENTAL DEL ESTADO DE TEXAS

## Aviso Consolidado de Recibo de Solicitud y el Intento de Obtener Permiso y Aviso de Solicitud y Decisión Preliminar

Permiso Estándar de Calidad de Aire para Plantas de Lotes de Concreto Registro Propuesto No. 161495

**Solicitud.** United Ready Mix, LLC, ha solicitado a la Comisión de Calidad Ambiental del Estado de Texas (TCEQ por sus siglas en inglés) por un Permiso Estándar de Calidad de Aire, No. de Registro 161495, el cual autorizaría la construcción de una planta de lotes de concreto permanente ubicada en las siguientes indicaciones de conducción: de la intersección de Sanders Road y Bullard Road, vaya hacia el norte por Sanders Road por aproximadamente 0.15 milla, la entrada al sitio estará en la derecha, Iowa Colony, Condado de Brazoria, Texas 77583. Este enlace a un mapa electrónico de la ubicación general del sitio o de la instalación es proporcionado como una cortesía y no es parte de la solicitud o del aviso. Para la ubicación exacta, consulte la solicitud. <http://www.tceq.texas.gov/assets/public/bs610/index.html?lat=29.470355&lng=-95.420037&zooom=13&type=> La instalación propuesta emitirá los siguientes contaminantes de aire: materia en partículas incluyendo (pero no limitándose a) agregados, cemento, polvo de caminos, y materia en partículas con diámetros de 10 micrómetros o menores y 2.5 micrómetros o menores.

Esta solicitud se le presentó a TCEQ el 26 de mayo de 2020. El director ejecutivo ha concluido las revisiones administrativas y técnicas de la solicitud y ha determinado que la solicitud cumple con todos los requerimientos de un permiso estándar autorizado bajo 30 TAC § 116.611, lo cual establecería las condiciones bajo de las cuales el sitio deberá operar. El director ejecutivo ha tomado la decisión preliminar de otorgar el registro porque cumple con todas las reglas aplicables. La solicitud del permiso, la decisión preliminar del director ejecutivo, y el permiso estándar estarán disponibles para ser revisados y copiados en la oficina central de la TCEQ, en la oficina regional de la TCEQ en Houston, y en la Biblioteca Pública de Manvel, 20514 Highway 6, Manvel, Condado de Brazoria, Texas, empezando el primer día de la publicación de este aviso. Los archivos del cumplimiento de la ley de la instalación, si existen, están disponibles para la revisión del público en la Oficina Regional de la TCEQ en Houston, 5425 Polk Street Suite H, Houston, Texas. Visite [www.tceq.texas.gov/go/cdp](http://www.tceq.texas.gov/go/cdp) para revisar el permiso estándar.

**Comentarios Públicos/Reunión Pública.** Usted puede presentar comentarios públicos o solicitar una reunión pública. Vea la sección de Contactos. La TCEQ tomará en cuenta todos los comentarios públicos en desarrollar la decisión final de la solicitud. El plazo final para presentar comentarios públicos o solicitar una reunión es 30 días después de que se publique el aviso en el periódico. Cuestiones tales como el valor de la propiedad, ruido, seguridad de tráfico y zonificación se encuentran fuera de la jurisdicción de TCEQ para abordar en el proceso del permiso.

El propósito de la reunión pública es proporcionar la oportunidad de hacer comentarios o preguntas acerca de la solicitud. Si el director ejecutivo determina que existe un importante grado de interés público con respecto a la solicitud o si lo solicita un legislador local, se llevará a cabo una reunión pública. Una reunión pública no es una audiencia de caso impugnado. Si se lleva a cabo una reunión pública, el plazo final para presentar comentarios públicos se extenderá al final de la reunión pública.

**Audiencia de Caso Impugnado.** Usted puede solicitar una audiencia de caso impugnado. Una audiencia de caso impugnado es un procedimiento legal similar a un juicio civil en un tribunal de distrito del estado. A menos que se reciba una petición por escrito para una audiencia de caso impugnado dentro de los 30 días de este aviso, el director ejecutivo podrá aprobar la solicitud.

Una persona que puede estar afectada por contaminantes de emisiones de aire de la instalación tiene derecho a solicitar una audiencia. Para solicitar una audiencia, una persona debe de residir permanentemente dentro de 440 yardas de la instalación que se propone. Si se solicita una audiencia de caso impugnado, debe presentar lo siguiente: (1) su nombre (o para un grupo o una asociación, un representante oficial), dirección, número de teléfono de día; (2) el nombre del solicitante y número del permiso; (3) la declaración "¿yo/nosotros/ellas solicitamos una audiencia de caso impugnado?"; (4) una descripción específica de cómo se vería afectado adversamente por la solicitud y las emisiones atmosféricas de la instalación de manera que no es común para el público en general; (5) la ubicación y distancia de su propiedad con relación a la instalación; (6) una descripción de cómo usa la propiedad, lo cual podría ser afectado por la instalación; y (7) una lista de todas las cuestiones de hecho en disputa que presentó durante el periodo de comentarios. Si la petición la hace un grupo o una asociación, deben de identificar el miembro o los miembros que tienen derecho a solicitar una audiencia por nombre y dirección física. Los intereses que el grupo o la asociación busca proteger se deben de identificar. También puede presentar los ajustes que propone hacer a la solicitud que satisficieran sus preocupaciones. Vea la sección de Contactos.

**Acción de la TCEQ.** Después del plazo final para someter comentarios públicos, el director ejecutivo considerará los comentarios y preparará una respuesta a todos los comentarios públicos relevantes y materiales o significativos. La decisión del director ejecutivo sobre la solicitud, y cualquier respuesta a los comentarios, será enviado por correo a todas las personas en la lista de correo. Si no se reciben a tiempo peticiones para una audiencia de caso impugnado, o si todos los pedidos para una audiencia han sido retirados, el director ejecutivo puede otorgar la aprobación final de la solicitud. Si todas las peticiones a tiempo para una audiencia no se retiran, el director ejecutivo no otorgará una aprobación final del permiso y mandará la solicitud y peticiones a los Comisionados para su consideración en una reunión programada de la comisión. La Comisión sólo puede otorgar una petición para una audiencia de caso impugnado en cuestiones que el solicitante presentó en sus comentarios a tiempo y que no fueron retirados subsecuentemente. Si se concede una audiencia, el tema de la audiencia estará limitado a casos debatibles de hecho o preguntas mixtas de hecho y derecho relacionados a intereses pertinentes y materiales de calidad de aire que se hayan presentado durante el periodo de comentarios. Cuestiones tales como valor de la propiedad, ruido, seguridad de tráfico y zonificación no están dentro de la jurisdicción de la Comisión para abordarse en este proceso judicial.

**Lista de Correos.** Usted puede solicitar ser puesto en la lista de correo para recibir información adicional sobre esta solicitud específica. Vea la sección de Contactos.

**Información Disponible En Línea.** Para detalles sobre el estado de la solicitud, visite la Base Integrada de Datos de los Comisionados (CID por sus siglas en inglés) al [www14.tceq.texas.gov/go/cid](http://www14.tceq.texas.gov/go/cid). Una vez que tenga acceso a CID usando el enlace, ingrese el número de registro que se provee al comienzo de este aviso.

**Contactos.** Los comentarios públicos y peticiones se deben presentar ya sea electrónicamente al [www14.tceq.texas.gov/epic/eComment/](http://www14.tceq.texas.gov/epic/eComment/), o por escrito a la Comisión de Calidad Ambiental del Estado de Texas, Oficina del Secretario Principal, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Favor de estar consciente que cualquier información de contacto que provea, incluyendo su nombre, número de teléfono, correo electrónico y su dirección postal vendrán a formar parte del registro público de la agencia. Para mayor información acerca de esta solicitud para permiso o el proceso para permisos, favor de llamar al Programa de Educación Pública de la TCEQ, sin cobro, al 1-800-687-4040 o visite su sitio web en [www.tceq.texas.gov/go/esp](http://www.tceq.texas.gov/go/esp). Si desea información en Español, puede llamar al 1-800-687-4040.

Se puede obtener información adicional de United Ready Mix, LLC, 7302 San Angelo Street, Houston, Texas 77020-7644 o al llamar al Sr. Josh Butler, Consultor Principal, Elm Creek Environmental, LLC al (972) 768-9093.

Fecha de Expedición de Aviso: 3 de julio de 2020



# ¡LA TEMPORADA DE HURACÁN ESTÁ AQUÍ! ¿Está preparado?

## TENGA UN SEGURO

Asegúrese de tener un seguro que cubra ambos, tormentas de viento e inundaciones. Las pólizas de Texas Windstorm Insurance Association (TWIA) cubren sólo viento y granizo. Un seguro contra inundaciones puede ser provisto por el Programa del Seguro Nacional de Inundación.

## ENTIENDA SU PÓLIZA

Conozca lo que cubre su póliza de TWIA y lo que no. Reúname con su agente anualmente para actualizar su póliza y asegurarse de tener las coberturas adecuadas para su hogar o negocio.

## TIAGA UN PLAN

Asegúrese de que su familia esté preparada para la próxima tormenta, escribiendo hoy su plan de emergencia. Tenga a la mano la documentación fotográfica de su hogar o negocio y su propiedad personal. Mantenga juntos sus documentos importantes para un acceso rápido.

Notifique un reclamo al **800-788-8247** las 24 horas del día, 7 días a la semana. También puede presentar un reclamo en línea visitando [www.twia.org/claimcenter](http://www.twia.org/claimcenter) o comuníquese con su agente de seguros.



[www.twia.org/elperico](http://www.twia.org/elperico)

 TexasWindstormInsurance

## COMISIÓN DE CALIDAD AMBIENTAL DE TEXAS



### AVISO DE RECIBO DE LA SOLICITUD Y EL INTENTO DE OBTENER PERMISO PARA LA CALIDAD DEL AGUA

PERMISO PROPUESTO NO. WQ0015887001

**SOLICITUD.** Chambers County Improvement District No. 3, 1300 Post Oak Boulevard, Suite 1400, Houston, Texas 77056, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) para el Permiso propuesto No. WQ0015887001 (EPA I.D. No. TX0140333) del Sistema de Eliminación de Descargas de Contaminantes de Texas (TPDES) para autorizar la descarga de aguas residuales tratadas en un volumen que no sobrepasa un flujo promedio diario de 800,000 galones por día. La instalación de tratamiento de aguas residuales domésticas estará ubicada a aproximadamente 2,240 pies al suroeste de la intersección de Kilgore Parkway y State Highway 99, en el Condado de Chambers, Texas 77523. La ruta de descarga será del sitio de la planta a una zanja de drenaje sin nombre, después a un tributario sin nombre, después a Cotton Bayou, después a Cotton Lake, después a High Tree Bayou, después a Red Bayou, después a Trinity Bay. La TCEQ recibió esta solicitud el día 19 de mayo de 2020. La solicitud para el permiso está disponible para leerla en línea en [www.tceqpermitsapplications.com](http://www.tceqpermitsapplications.com). Este enlace a un mapa electrónico de la ubicación general del sitio o de la instalación es proporcionado como una cortesía y no es parte de la solicitud o del aviso. Para la ubicación exacta, consulte la solicitud. <https://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=d65bac44a8b0c468b0b4d36081682507&marker=-94.86109%2C29.809847&level=12>

Esta solicitud está sujeta a los objetivos y las regulaciones del Programa de Administración Costero de Texas y debe ser consistente con los objetivos y las regulaciones pertinentes del Programa de Administración Costero.

**AVISO ADICIONAL.** El Director Ejecutivo de la TCEQ ha determinado que la solicitud está administrativamente completa y conducirá una revisión técnica de la solicitud. Después de completar la revisión técnica, el Director Ejecutivo puede preparar un borrador del permiso y emitirá una Decisión Preliminar sobre la solicitud. El aviso de la solicitud y la decisión preliminar serán publicados y enviado a los que están en la lista de correo de las personas a lo largo del condado que desean recibir los avisos y los que están en la lista de correo que desean recibir avisos de esta solicitud. El aviso dará la fecha límite para someter comentarios públicos.

**COMENTARIO PÚBLICO / REUNIÓN PÚBLICA.** Usted puede presentar comentarios públicos o pedir una reunión pública sobre esta solicitud. El propósito de una reunión pública es dar la oportunidad de presentar comentarios o hacer preguntas acerca de la solicitud. La TCEQ realiza una reunión pública si el Director Ejecutivo determina que hay un grado de interés público suficiente en la solicitud o si un legislador local lo pide. Una reunión pública no es una audiencia administrativa de lo contencioso.

**OPORTUNIDAD DE UNA AUDIENCIA ADMINISTRATIVA DE LO CONTENCIOSO.** Después del plazo para presentar comentarios públicos, el Director Ejecutivo considerará todos los comentarios apropiados y preparará una respuesta a todos los comentarios públicos esenciales, pertinentes, o significativos. A menos que la solicitud haya sido referida directamente a una audiencia administrativa de lo contencioso, la respuesta a los comentarios y la decisión del Director Ejecutivo sobre la solicitud serán enviados por correo a todos los que presentaron un comentario público y a las personas que están en la lista para recibir avisos sobre esta solicitud. Si se reciben comentarios, el aviso también proveerá instrucciones para pedir una reconsideración de la decisión del Director Ejecutivo y para pedir una audiencia administrativa de lo contencioso. Una audiencia administrativa de lo contencioso es un procedimiento legal similar a un procedimiento legal civil en un tribunal de distrito del estado.

**PARA PEDIR UNA AUDIENCIA ADMINISTRATIVA DE LO CONTENCIOSO, USTED DEBE INCLUIR EN SU PEDIDO LOS SIGUIENTES DATOS:** su nombre; dirección; teléfono; nombre del solicitante y número del permiso propuesto; la ubicación y la distancia de su propiedad/actividad con respecto a la instalación propuesta; una descripción específica de la forma cómo usted sería afectado adversamente por la instalación de una manera no común al público en general; una lista de todos los temas en disputa de hecho que usted presentó durante el periodo de comentarios, y la declaración "[Yo/nosotros] solicitamos una audiencia administrativa de lo contencioso". Si presenta por parte de un grupo o asociación el pedido para una audiencia administrativa de lo contencioso, debe identificar al representante del grupo para recibir correspondencia en el futuro; debe identificar un miembro del grupo con nombre y la dirección física que sería afectado adversamente por la instalación o la actividad propuesta; debe proveer la información ya indicada anteriormente con respecto a la ubicación del miembro afectado y la distancia de la instalación o actividad propuesta; debe explicar cómo y por qué el miembro sería afectado y como los intereses que el grupo desea proteger son pertinentes al propósito del grupo.

Después del cierre de los periodos para los pedidos y comentarios, el Director Ejecutivo enviará la solicitud y los pedidos para reconsideración o por una audiencia administrativa de lo contencioso a los Comisionados de la TCEQ para su consideración en una reunión programada de la Comisión.

La Comisión sólo otorgará una audiencia administrativa de lo contencioso sobre los asuntos que fueron presentados antes del plazo de vencimiento y que no fueron retirados posteriormente. Si se otorga una audiencia, el tema de la audiencia estará limitada a hechos reales disputados o preguntas mixtas de hecho y derecho relacionadas a las preocupaciones relevantes y materiales de calidad del agua presentadas durante el periodo de comentarios.

**LISTA DE CORREO.** Si somete comentarios públicos, un pedido para una audiencia administrativa de lo contencioso o una reconsideración de la decisión del Director Ejecutivo, será puesto a la lista de correo de esta solicitud específica para recibir futuros avisos públicos enviados por la Oficina del Secretario Principal. Además, puede pedir que se ponga su nombre en: (1) la lista de correo permanente para recibir los avisos del solicitante indicado por nombre y número del permiso específico; y/o (2) la lista de correo de un condado específico. Si desea que se agregue su nombre a la lista de correo permanente y/o del condado, claramente designe cual lista(s) y envíe por correo su pedido a la Oficina de la Secretaría Principal de la TCEQ a la dirección más abajo.

**INFORMACIÓN DISPONIBLE EN LÍNEA.** Para detalles sobre el estado de la solicitud, visite la Base de Datos Integrada de los Comisionados en [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Busque en la base de datos usando el número de permiso sobre esta solicitud, el cual es provisto al comienzo de este aviso.

**CONTACTOS E INFORMACIÓN DE LA AGENCIA.** Los comentarios públicos y los pedidos deben ser presentados electrónicamente al <https://www.tceq.texas.gov/epic/Comment/>, o por escrito a la Comisión de Calidad Ambiental de Texas, Oficina del Secretario Principal, MC-105, P.O. Box 13087, Austin, TX 78711-3087. Favor de estar consciente que cualquier información de contacto que provea, incluyendo su nombre, número de teléfono, correo electrónico y su dirección postal vendrá a formar parte del registro público de la agencia. Si necesita más información sobre esta solicitud para un permiso o el proceso del permiso, por favor llame a El Programa de Educación Pública de la TCEQ, sin cobro, al 1-800-687-4040 o visite su sitio web en [www.tceq.texas.gov/goto/pep](http://www.tceq.texas.gov/goto/pep). Si desea información en Español, puede llamar al 1-800-687-4040.

También se puede obtener información adicional de Chambers County Improvement District No. 3 a la dirección indicada arriba o llamando al Sr. Steve Barry, P.E., Jones & Carter, Inc., al 281-363-4039.

Fecha de emisión: 6 de julio de 2020

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Toby Baker, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

July 3, 2020

MR JOSE FLORES  
OWNER  
UNITED READY MIX LLC  
7302 SAN ANGELO ST  
HOUSTON TX 77020-7644

Re: Consolidated Notice of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision  
Registration under an Air Quality Standard Permit for Concrete Batch Plants  
Air Quality Registration Number: 161495  
Concrete Batch Plant  
Iowa Colony, Brazoria County  
Customer Reference Number: CN605782960  
Regulated Entity Number: RN111047452

Dear Mr. Flores:

The executive director has completed the administrative and technical reviews of your application and has prepared a preliminary decision. We understand you have represented that this application is for a small business stationary source.

You are now required to publish notice of your proposed activity. To help you meet the regulatory requirements associated with this notice, we have included the following items:

- Notices for Newspaper Publication (Example A)
- Sign Posting Example (Example C)
- Public Notice Checklist
- Instructions for Public Notice
- Affidavit of Publication for Air Permitting (Form TCEQ-20533) and Alternative Language Affidavit of Publication for Air Permitting (Form TCEQ-20534)
- Web link to download Public Notice Verification Form (refer to Public Notice Instructions)
- Notification List
- Standard Permit General Conditions
- Air Quality Standard Permit for Concrete Batch Plants

Please note that it is **very important** that you follow **all** directions in the enclosed instructions. If you do not, you may be required to republish the notice. A common mistake is the unauthorized changing of notice wording or font. If you have any questions, please contact us before you proceed with publication.

A "Public Notice Checklist" is enclosed which notes the time limitations for each step of the public notice process. **The processing of your application may be delayed if these time limitations are not met (i.e.; submitting proof of publication of the notice within 10 business days after publication, affidavits of publication within 30 calendar days after the date of publication, and public notice verification form within 10 business days after the end of the designated comment period).** This checklist should be used as a tool in conjunction with the enclosed, detailed instructions.

Mr. Jose Flores  
Page 2  
July 3, 2020

Re: Registration: 161495

If you do not comply with **all** requirements described in the instructions, further processing of your application may be suspended or the agency may take other actions.

If you have any questions regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300. If you have any other questions, please contact Mr. Donald D. Nelon at (512) 239-0894.

Sincerely,

A handwritten signature in cursive script that reads "Bridget C. Bohac".

Bridget C. Bohac  
Chief Clerk  
Office of the Chief Clerk  
Texas Commission on Environmental Quality

Enclosure

cc: Mr. Josh Butler, Principal Consultant, Elm Creek Environmental LLC, Wylie  
Director, Environmental Health, Brazoria County Health Department, Angleton  
Air Section Manager, Region 12 - Houston

Project Number: 316385

## EXAMPLE A

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

### Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision

Air Quality Standard Permit for Concrete Batch Plants Proposed Registration No. 161495

**Application.** United Ready Mix, LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit, Registration No. 161495, which would authorize construction of a permanent concrete batch plant located at the following driving directions: from the intersection of Sanders Road and Bullard Road, go north on Sanders Road for approximately 0.15 mile, site entrance will be on the right, Iowa Colony, Brazoria County, Texas 77583. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.  
<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.470355&lng=-95.420037&zoom=13&type=r>. The proposed facility will emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

This application was submitted to the TCEQ on May 26, 2020. The executive director has completed the administrative and technical reviews of the application and determined that the application meets all of the requirements of a standard permit authorized by 30 TAC § 116.611, which would establish the conditions under which the plant must operate. The executive director has made a preliminary decision to issue the registration because it meets all applicable rules. The application, executive director's preliminary decision, and standard permit will be available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and the Manvel Public Library, 20514 Highway 6, Manvel, Brazoria County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Houston Regional Office, 5425 Polk Street Suite H, Houston, Texas. Visit [www.tceq.texas.gov/goto/cbp](http://www.tceq.texas.gov/goto/cbp) to review the standard permit.

**Public Comment/Public Meeting.** You may submit public comments or request a public meeting. See Contacts section. The TCEQ will consider all public comments in developing a final decision on the application. **The deadline to submit public comments or meeting requests is 30 days after newspaper notice is published.** Issues such as property values, noise, traffic safety, and zoning are outside of the TCEQ's jurisdiction to consider in the permit process.

The purpose of a public meeting is to provide the opportunity to submit comments or ask questions about the application. A public meeting about the application will be held if the executive director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing. If a public meeting is held, the deadline to submit public comments is extended to the end of the public meeting.

**Contested Case Hearing.** You may request a contested case hearing. A contested case hearing is a legal proceeding similar to a civil trial in state district court. **Unless a written request for a contested case hearing is filed within 30 days from this notice, the executive director may approve the application.**

A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. To request a hearing, a person must actually reside in a permanent residence within 440 yards of the proposed plant. If requesting a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and registration number; (3) the statement "[I/we] request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests which the group or association seeks to protect must be identified. You may submit your proposed adjustments to the application which would satisfy your concerns. See Contacts section.

**TCEQ Action.** After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. The executive director's decision

**on the application, and any response to comments, will be mailed to all persons on the mailing list.** If no timely contested case hearing requests are received, or if all hearing requests are withdrawn, the executive director may issue final approval of the application. If all timely hearing requests are not withdrawn, the executive director will not issue final approval of the permit and will forward the application and requests to the Commissioners for their consideration at a scheduled commission meeting. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period.** Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to address in this proceeding.

**Mailing List.** You may ask to be placed on a mailing list to receive additional information on this specific application. See Contacts section.

**Information Available Online.** For details about the status of the application, visit the Commissioners' Integrated Database (CID) at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Once you have access to the CID using the link, enter the registration number at the top of this notice.

**Contacts.** Public comments and requests must be submitted either electronically at [www14.tceq.texas.gov/epic/eComment/](http://www14.tceq.texas.gov/epic/eComment/), or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about this application or the permitting process, please call the TCEQ Public Education Program toll free at 1-800-687-4040 or visit their website at [www.tceq.texas.gov/goto/pep](http://www.tceq.texas.gov/goto/pep). Si desea información en Español, puede llamar al 1-800-687-4040.

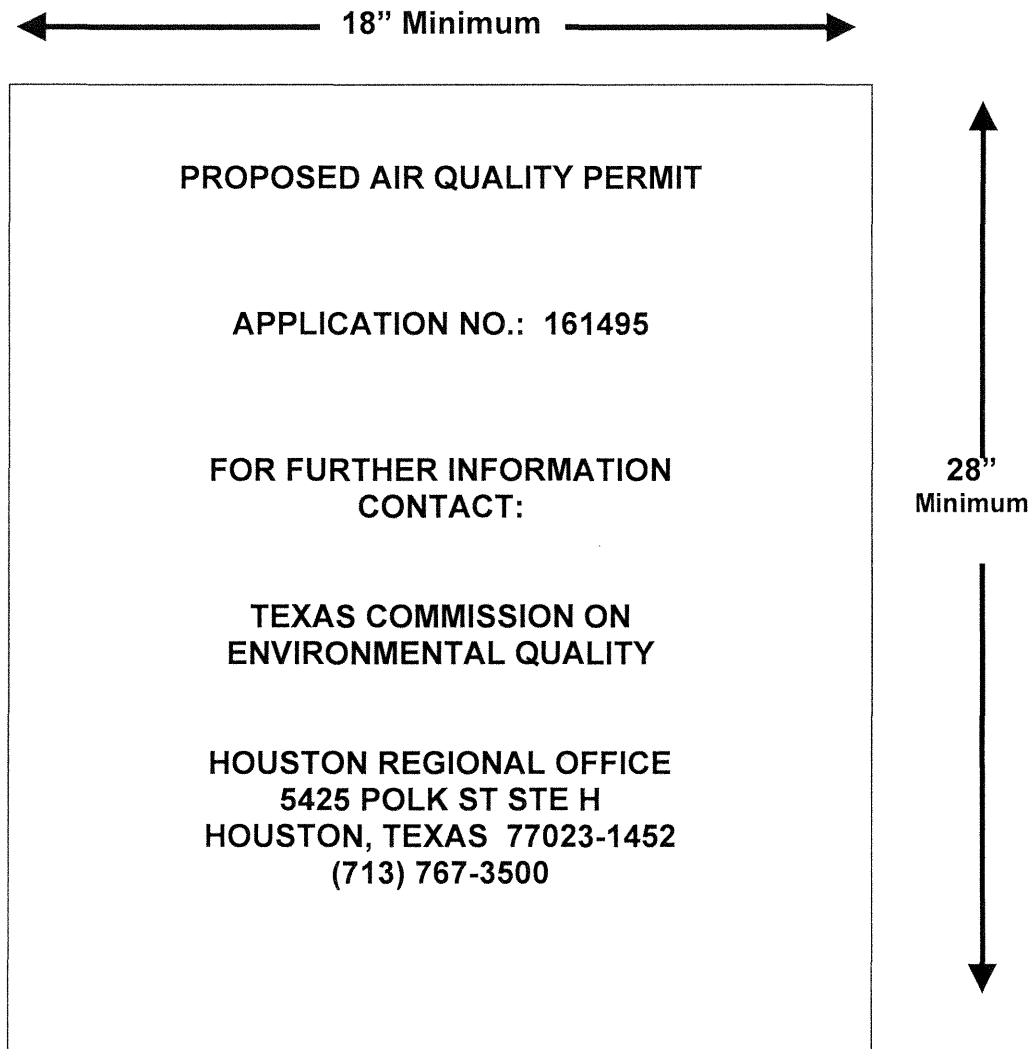
Further information may also be obtained from United Ready Mix, LLC, 7302 San Angelo Street, Houston, Texas 77020-7644 or by calling Mr. Josh Butler, Principal Consultant, Elm Creek Environmental, LLC at (972) 768-9093.

Notice Issuance Date: July 3, 2020

## Example C

### Sign Posting

Sign(s) must be in place on day of publication of first newspaper notice **and must remain in place and the lettering must be legible during that designated comment period (30 days)**. Note - The information shown is an example only. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Each sign placed at the site must be located within 10 feet of each (every) property line paralleling a public highway, street or road. Signs must be visible from the street and spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs shall be required along any property line paralleling a public highway, street, or road.



Sign(s) must be placed at whatever height above the ground is necessary for sign(s) to be 100% visible from the street.

## **WHITE BACKGROUND WITH BLACK LETTERS**

**All lettering must be no less than 1-1/2 inch block printed capitals.**

**Public Notice Checklist**  
**Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision**  
**(1st Notice and 2nd Notice)**

The following tasks must be completed for public notice. If publication in an alternative language is required, please complete the tasks for both the English and alternative language publications. Detailed instructions are included in the "Instructions for Public Notice" section of this package.

<b>Within 30 calendar days after date of technical completeness letter</b>
<p>Publish <i>Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision</i></p> <p>- Example A must be published in "public notice" section of newspaper. Review for accuracy prior to publishing. Provide copy of application at a public place for review and copying. Keep it there until end of the designated comment period.</p> <p>Prepare signs.</p>
<b>First day of newspaper publication</b>
<p>Review published newspaper notice for accuracy. If errors, contact Air Permits Division.</p> <p>Post signs and keep them up for duration of the designated comment period (see Example C).</p> <p>Ensure copy of application is at the public place.</p>
<b>Within 10 business days after date of publication</b>
<p>Mail proof of publication showing publication date and newspaper name to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of newspaper clippings showing publication date and newspaper name to persons listed on <i>Notification List</i></p>
<b>Within 30 calendar days after date of publication</b>
<p>Mail original affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of affidavits to persons listed on <i>Notification List</i></p>
<b>Within 10 business days after end of the designated comment period</b>
<p>Mail Public Notice Verification Form to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of Public Notice Verification Form to persons listed on <i>Notification List</i></p>

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## Instructions for Public Notice For New Source Review Air Quality Standard Permit For Small Business Stationary Sources

### Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision

Your application has been declared administratively and technically complete and now you must comply with the following instructions:

#### Review Notice

Included in the notice is all of the information which the commission believes is necessary to effectuate compliance with applicable public notice requirements. Please read it carefully and notify the Texas Commission on Environmental Quality (TCEQ) immediately if it contains any errors or omissions. You are responsible for ensuring the accuracy of all information published. You may not change the text of the notice without prior approval from the TCEQ.

#### Newspaper Notice

- You must publish the enclosed *Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision* within **30 calendar days** after the date of administrative completeness. Refer to the cover letter for the date of completeness.
- You must publish the enclosed notice at your expense, in a newspaper that is of general circulation in the municipality where the facility is or will be located. If the facility is not located within a municipality, the newspaper should be of general circulation in the municipality nearest to the location or proposed location.
- You must publish this notice in one issue of any applicable newspaper.
- The bold text of the enclosed notice **must** be printed in the newspaper in a font style or size that distinguishes it from the rest of the notice (i.e., **bold**, *italics*). **Failure to do so may require re-notice.**

#### Alternative Language Notice

In certain circumstances, applicants for air permits must complete notice in alternative languages.

- Public notice rules require the applicant to determine whether a bilingual program is required at either the elementary or middle school nearest to the facility or proposed facility location. Bilingual education programs are determined on a district-wide basis. When students who are required to attend either school are eligible to be enrolled in a bilingual education program, some alternative language notice is required (signs, or signs and newspaper notice).
- Since the school district, and not the schools, must provide the bilingual education program, these programs do not have to be located at the elementary or middle school nearest to the facility or proposed facility to trigger the alternative language notice requirement. If there are

students who would normally attend the nearest schools eligible to be taught in a bilingual education program at a different location, alternative language notice is required.

- If triggered, publication of alternative language notices must be made in a newspaper or publication primarily printed in each language taught in the bilingual education program. This notice is required if such a newspaper or publication exists in the municipality or the county where the facility is or will be located.
- The applicant must demonstrate a good faith effort to identify a newspaper or publication in the required language. If a newspaper or publication of general circulation published at least once a month in such language cannot be found, publishing in that language is not required, but signs must still be posted adjacent to each English language sign.
- Publication in an alternative language section or insertion within an English language newspaper does not satisfy these requirements.
- The applicant has the burden to demonstrate compliance with these requirements. You must fill out the ***Public Notice Verification Form for Air Quality Standard Permits for Concrete Batch Plants (Form TCEQ-20778)*** indicating your compliance with the requirements regarding publication in an alternative language. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- It is suggested the applicant work with the local school district to do the following:
  - (a) determine if a bilingual program is required in the district;
  - (b) determine which language is required by the bilingual program;
  - (c) locate the nearest elementary and middle schools; and
  - (d) determine if any students attending either school are eligible to be enrolled in a bilingual educational program.
- **If you determine that you must meet the alternative language notice requirements, you are responsible for ensuring that the publication in the alternative language is complete and accurate in that language. Spanish notice templates are available through the Air Permits Division Web site at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).** All italic notes should be replaced with the corresponding Spanish translations for the specific application and published in the alternative language publication.
- If you are required to publish notice in a language other than Spanish, you must translate the entire public notice at your own expense.

#### **Public Comment Period**

- The public comment period should last at least **30 calendar days**.
- The comment period will be longer if the last day of the public comment period ends on a weekend or a holiday. In this case, the comment period will end on the next business day.
- The comment period for the permit may lengthen depending on whether a public meeting is held. If a public meeting is held, the comment period will be extended to the later of either the date of the public meeting or the end of the second notice period, if applicable.

#### **Proof of Publication**

- Check each publication to ensure that the articles were accurately published. If a notice was not published correctly you may be required to republish.

- For each newspaper in which you published, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk within **10 business days** after the date of publication. Acceptable proofs of publication are 1) copies of the published notice or 2) the original newspaper clippings of the published notice. If you choose to submit copies of the published notice to the Office of the Chief Clerk, copies must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain original newspaper clippings or tear sheets of the notice for your records.
- You must submit an **original affidavit of publication for air permitting and alternate language affidavit of publication for air permitting (if applicable)** to the Office of the Chief Clerk within **30 calendar days** after the date of publication. **You must use the enclosed affidavit forms.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with the proof of publication described above.
- You must submit the *Public Notice Verification Form for Air Quality Standard Permit for Concrete Batch Plants* to the Office of the Chief Clerk within **10 business days** of the end of this public comment period. You must use this form to certify that you have met bilingual notice requirements.
- The **original affidavits of publication for air permitting, *Public Notice Verification Form for Air Quality Standard Permit for Concrete Batch Plants*, and acceptable proof of publication of the published notices** must be mailed to:

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

- Please ensure that the affidavit(s) you send to the Chief Clerk is/are originals and that all blanks on the affidavit are filled in correctly. Photocopies of affidavits will not be accepted.
- Photocopies of newspaper clippings, affidavits, and verifications must also be sent to those listed on the enclosed *Notification List* within the deadlines specified above.

### **Failure to Publish and Submit Proof of Publication**

You must meet all publication requirements. **If you fail to publish the notice or submit proof of publication on time, then** the TCEQ may suspend further processing on your application or take other actions.

### **Sign Posting**

Applicants for air quality permits must also post signs.

- You must post at least one sign in English and as applicable, in each alternative language.
- Signs must be in place on the first day of publication in a newspaper and must remain in place and be legible and be visible from the street for the entire duration of the publications' designated comment period (see Example C).
- The sign template enclosed (*Example C*) is an example only. Read the sign template carefully and notify the TCEQ if it has an error or omissions. It is your responsibility to verify that the

appropriate information pertaining to your application is accurate. Any changes to the text prepared by the TCEQ must be approved by the agency.

- Signs placed at the site must be located within 10 feet of each (every) property line paralleling a public highway, street, or road. Signs must be visible from the street and spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs are required along any property line paralleling a public highway, street, or road. Sign(s) must be placed at a sufficient height above the ground that is necessary for sign(s) to be 100 percent visible from the street.
- All lettering on the sign must be at least 1½" in height with block printed capital lettering. The sign must be at least 18" wide and 28" tall, and consist of black lettering on a white background.
- Alternative language signs are required if alternative notice is required, even if no newspaper can be found.
- Inspect each posted sign daily to ensure it is present and visible throughout the entire comment period.
- You must submit verification of sign posting using the *Public Notice Verification Form for Air Quality Standard Permit for Concrete Batch Plants (Form TCEQ-20778)* within **10 business days** after end of the publications' designated comment period. Do not submit the *Public Notice Verification Form* verifying sign posting until after the comment period is over. You cannot certify that the sign posting is in compliance until after the comment period is over. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

#### **Application in a Public Place**

- **You must provide a copy of the technically complete application at a public place for review and copying by the public.** This place must be in the county in which the facility is located or proposed to be located.
- A public place is one that is publicly owned or operated. For example, public libraries, county courthouses, or city halls could be public viewing places.
- The technically complete application must be available beginning on the first day of newspaper publication and remain available during the entire public comment period.
- If the application is submitted to the TCEQ with information marked as confidential, you are required to indicate which specific portions of the application are not being made available to the public. These portions of the application must be accompanied with the following statement: "Any request for portions of this application that are marked as confidential must be submitted in writing, pursuant to the Public Information Act, to the Texas Commission on Environmental Quality, Public Information Coordinator, MC-197, P.O. Box 13087, Austin, Texas 78711-3087."
- You must submit verification of file availability using the *Public Notice Verification Form for Air Quality Standard Permit for Concrete Batch Plants (Form TCEQ-20778)* within **10 business days** after end of the publications' designated comment period. Do not submit the form verifying that the application was in a public place until after the comment period is complete. If a public meeting is held or second notice is required causing the public comment period to be extended, at a later date you will be required to verify that the application was in a public place during the entire public comment period. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

## General Information

When contacting the Commission regarding this application, please refer to the permit number at the top of the notice.

If you wish to obtain an electronic copy, please contact the initial reviewer who assisted in the preparation of this public notice package. The electronic version is available in Microsoft Word format only and can be requested once your application has been declared administratively complete. Please ensure that the electronic version is correct and consistent with the hard copies that were provided. Any revisions made may not be accepted. **You may download copies of the Public Notice Verification Form and Affidavit of Publication by visiting our agency Web site at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

If you have questions or need assistance regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300 or the reviewer listed in the cover letter.

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

Applicant Name: United Ready Mix LLC  
Permit No.: 161495  
Application Received Date: May 26, 2020  
Consolidated Notice of Receipt of Application and Intent to  
Obtain Permit and Notice of Application and Preliminary  
Decision

## AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

**BEFORE ME**, the undersigned authority, on this day personally appeared

\_\_\_\_\_, who being by me duly sworn, deposes and says that (s)he is *(Name of Person Representing Newspaper)*

the \_\_\_\_\_ of the \_\_\_\_\_  
*(Title of Person Representing Newspaper)* *(Name of the Newspaper)*

that said newspaper is generally circulated in \_\_\_\_\_, Texas;  
*(The municipality or nearest municipality to the location of the facility or the proposed facility)*

that the enclosed notice was published in said newspaper on the following date(s):

\_\_\_\_\_  
*(Newspaper Representative's Signature)*

Subscribed and sworn to before me this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
to certify which witness my hand and seal of office.

[Affix Seal]

\_\_\_\_\_  
Notary Public in and for the State of Texas

\_\_\_\_\_  
Print or Type Name of Notary Public

\_\_\_\_\_  
My Commission Expires

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

Applicant Name: United Ready Mix LLC  
Permit No.: 161495  
Application Received Date: May 26, 2020  
Consolidated Notice of Receipt of Application and Intent to  
Obtain Permit and Notice of Application and Preliminary  
Decision

## ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

**BEFORE ME**, the undersigned authority, on this day personally appeared

\_\_\_\_\_, who being by me duly sworn, deposes and says that (s)he is (*Name of Person Representing Newspaper*)

the \_\_\_\_\_ of the \_\_\_\_\_;  
(*Title of Person Representing Newspaper*) (*Name of the Newspaper*)

that said newspaper is generally circulated in \_\_\_\_\_, Texas;  
(*The municipality or county in which the facility or proposed facility is located*)

that the enclosed notice was published in said newspaper on the following date(s):

\_\_\_\_\_  
(*Newspaper Representative's Signature*)

Subscribe and sworn to before me this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
to certify which witness my hand and seal of office.

[Affix Seal]

\_\_\_\_\_  
Notary Public in and for the State of Texas

\_\_\_\_\_  
Print or Type Name of Notary Public

\_\_\_\_\_  
My Commission Expires

## Notification List

It is the responsibility of the applicant to furnish the following offices with copies of the notices published, the *Affidavit of Publication for Air Permitting*, the *Alternative Language Affidavit of Publication for Air Permitting (if applicable)*, and a completed copy of the *Public Notice Verification Form for Air Quality Standard Permits (Form TCEQ-20778)*. Acceptable proof of publication and originals of any affidavits and Form TCEQ-20778 should be sent to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087.

**Electronic copies** should be submitted via email to the U.S. Environmental Protection Agency (EPA), **Region 6** at R6AirPermitsTX@EPA.gov. Please contact Ms. Aimee Wilson (wilson.aimee@epa.gov) at (214) 665-7596 if you have any questions pertaining to electronic submittals to the EPA.

**Hard copies** should be sent to the following:

Texas Commission on Environmental Quality  
Office of Air  
Air Permits Division, MC-163  
Ms. Ann Mosher  
P.O. Box 13087  
Austin, Texas 78711-3087

Air Section Manager  
Houston Regional Office  
5425 Polk St Ste H  
Houston, Texas 77023-1452

Director  
Environmental Health  
Brazoria County Health Department  
111 E. Locust Bldg A-29, Ste 107  
Angleton, Texas 77515-4642

## Standard Permit General Conditions

The following general conditions are applicable to holders of standard permits, but will not necessarily be specifically stated within the standard permit document.

1. Protection of public health and welfare. The emissions from the facility must comply with all applicable rules and regulations of the commission adopted under the Texas Health and Safety Code, Chapter 382, and with intent of the TCAA, including protection of health and property of the public.
2. Standard permit representations. All representations with regard to construction plans, operating procedures, and maximum emission rates in any registration for a standard permit become conditions upon which the facility or changes thereto, must be constructed and operated. It is unlawful for any person to vary from such representations if the change will affect that person's right to claim a standard permit under this section. Any change in condition such that a person is no longer eligible to claim a standard permit under this section requires proper authorization under Title 30 Texas Administrative Code § 116.110 (30 TAC § 116.110) (relating to Applicability). Any changes in representations are subject to the following requirements:
  - (A) For the addition of a new facility, the owner or operator shall submit a new registration incorporating existing facilities with a fee, in accordance with §116.611 and §116.614 (relating to Registration to use a Standard Permit and Standard Permit Fees) prior to commencing construction. If the applicable standard permit requires public notice, construction of the new facility or facilities may not commence until the new registration has been issued by the executive director.
  - (B) For any change in the method of control of emissions, a change in the character of the emissions, or an increase in the discharge of the various emissions, the owner or operator shall submit written notification to the executive director describing the change(s), along with the designated fee, no later than 30 days after the change.
  - (C) For any other change to the representations, the owner or operator shall submit written notification to the executive director describing the change(s) no later than 30 days after the change.
  - (D) Any facility registered under a standard permit which contains conditions or procedures for addressing changes to the registered facility which differ from subparagraphs (A) - (C) of this paragraph shall comply with the applicable requirements of the standard permit in place of subparagraphs (A) - (C) of this paragraph.
3. Standard permit in lieu of permit amendment. All changes authorized by standard permit to a facility previously permitted under 30 TAC § 116.110 shall be administratively incorporated into that facility's permit at such time as the permit is amended or renewed.
4. Construction progress. Start of construction, construction interruptions exceeding 45 days, and completion of construction shall be reported to the appropriate regional office not later than 15 working days after occurrence of the event, except where a different time period is specified for a particular standard permit.
5. Start-up notification. The appropriate air program regional office of the commission and any other air pollution control program having jurisdiction shall be notified prior to the commencement of operations of the facilities authorized by the standard permit in such a manner that a representative of the executive director may be present. For phased construction, which may involve a series of units commencing operations at different times, the owner or operator of the facility shall provide separate

notification for the commencement of operations for each unit. A particular standard permit may modify start-up notification requirements.

6. Sampling requirements. If sampling of stacks or process vents is required, the standard permit holder shall contact the Office of Air and any other air pollution control program having jurisdiction prior to sampling to obtain the proper data forms and procedures. All sampling and testing procedures must be approved by the executive director and coordinated with the regional representatives of the commission. The standard permit holder is also responsible for providing sampling facilities and conducting the sampling operations or contracting with an independent sampling consultant.
7. Equivalency of methods. The standard permit holder shall demonstrate or otherwise justify the equivalency of emission control methods, sampling or other emission testing methods, and monitoring methods proposed as alternatives to methods indicated in the conditions of the standard permit. Alternative methods must be applied for in writing and must be reviewed and approved by the executive director prior to their use in fulfilling any requirements of the standard permit.
8. Recordkeeping. A copy of the standard permit along with information and data sufficient to demonstrate applicability of and compliance with the standard permit shall be maintained in a file at the plant site and made available at the request of representatives of the executive director, the U.S. Environmental Protection Agency, or any air pollution control program having jurisdiction. For facilities that normally operate unattended, this information shall be maintained at the nearest staffed location within Texas specified by the standard permit holder in the standard permit registration. This information must include (but is not limited to) production records and operating hours. Additional recordkeeping requirements may be specified in the conditions of the standard permit. Information and data sufficient to demonstrate applicability of and compliance with the standard permit must be retained for at least two years following the date that the information or data is obtained. The copy of the standard permit must be maintained as a permanent record.
9. Maintenance of emission control. The facilities covered by the standard permit may not be operated unless all air pollution emission capture and abatement equipment is maintained in good working order and operating properly during normal facility operations. Notification for upsets and maintenance shall be made in accordance with 30 TAC §§ 101.201 and 101.211 (relating to Emissions Event Reporting and Recordkeeping Requirements, Scheduled Maintenance, Startup, and Shutdown Reporting and Recordkeeping Requirements, Recordkeeping; and Operational Requirements).
10. Compliance with rules. Registration of a standard permit by a standard permit applicant constitutes an acknowledgment and agreement that the holder will comply with all rules, regulations, and orders of the commission issued in conformity with the TCAA and the conditions precedent to the claiming of the standard permit. If more than one state or federal rule or regulation or permit condition is applicable, the most stringent limit or condition shall govern. Acceptance includes consent to the entrance of commission employees and designated representatives of any air pollution control program having jurisdiction into the permitted premises at reasonable times to investigate conditions relating to the emission or concentration of air contaminants, including compliance with the standard permit.
11. Distance Limitations. Distance limitations, setbacks, and buffer zones. Notwithstanding any requirement in any standard permit, if a standard permit for a facility requires a distance, setback, or buffer from other property or structures as a condition of the permit, the determination of whether the distance, setback, or buffer is satisfied shall be made on the basis of conditions existing at the earlier of:
  - (A) The date new construction, expansion, or modification of a facility begins; or
  - (B) The date any application or notice of intent is first filed with the commission to obtain approval for the construction or operation of the facility.

## **Amendments to the Air Quality Standard Permit for Concrete Batch Plants**

**Effective Date December 21, 2012**

### **(1) Applicability**

- (A) This air quality standard permit authorizes concrete batch plant facilities that meet all of the conditions listed in sections (1) through (7) and one of sections (8), (9), or (10). If a concrete batch plant operates using sections (8), (9), or (10) of this standard permit and operational changes are proposed that would change the applicable section, the owner or operator shall reregister for the concrete batch plant standard permit prior to operating the change.
- (B) This standard permit does not authorize emission increases of any air contaminant that is specifically prohibited by a condition or conditions in any permit issued under Title 30 Texas Administrative Code (30 TAC) Chapter 116, Control of Air Pollution by Permits for New Construction or Modification, at the site.
- (C) This standard permit does not relieve the owner or operator from complying with any other applicable provision of the Texas Health and Safety Code (THSC), Texas Water Code, rules of the Texas Commission on Environmental Quality (TCEQ), or any additional state or federal regulations.

### **(2) Definitions**

- (A) Auxiliary tank - storage containers used to hold raw materials for use in the batching process not including petroleum products and fuel storage tanks.
- (B) Cohesive hard surface - An in-plant road surface preparation including, but not limited to: paving with concrete, asphalt, or other similar surface preparation where the road surface remains intact during vehicle and equipment use and is capable of being cleaned. Cleaning mechanisms may include water washing, sweeping, or vacuuming.
- (C) Concrete batch plant - For the concrete batch plant standard permit, it is a plant that consists of a concrete batch facility and associated abatement equipment, including, but not limited to: material storage silos, aggregate storage bins, auxiliary storage tanks, conveyors, weigh hoppers, and a mixer. Concrete batch plants can add water, Portland cement, and aggregates into a delivery truck, or the concrete may be prepared in a central mix drum and transferred to a delivery truck for transport. This definition does not include operations that meet the requirements of 30 TAC § 106.141, Batch Mixer or 30 TAC § 106.146, Soil Stabilization Plants.
- (D) Dust suppressing fencing or other barrier - A manmade obstruction that is at least 12 feet high that is used to prevent fugitive dust from stationary equipment stockpiles, in-plant roads, and traffic areas from leaving the plant property.
- (E) Permanent concrete batch plant - For the concrete batch plant standard permit, it is a concrete batch plant that is not a temporary or specialty concrete batch plant.
- (F) Related project segments - For plants on a Texas Department of Transportation right-of-way, related project segments are one contract with multiple project locations or one contractor with multiple contracts in which separate project limits are in close proximity to each other. A plant that is sited on the right-of-way is usually within project limits.

However, a plant located at an intersection or wider right-of-way outside project limits is acceptable if it can be easily associated with the project.

- (G) Right-of-way of a public works project - Any public works project that is associated with a right-of-way. Examples of right-of-way public works projects are public highways and roads, water and sewer pipelines, electrical transmission lines, and other similar works. A facility must be in or contiguous to the right-of-way of the public works project to be exempt from the public notice requirements listed in Texas Health and Safety Code, § 382.056, Notice of Intent to Obtain Permit or Permit Review; Hearing.
- (H) Site - The total of all stationary sources located on one or more contiguous or adjacent properties, which are under common control of the same person (or persons under common control).
- (I) Specialty concrete batch plant - For the concrete batch plant standard permit, it is a concrete batch plant with a low production concrete mixing plant that manufactures concrete less than or equal to 30 cubic yards per hour (cu yd/hr). These plants are typically dedicated to manufacturing precast concrete products, including but not limited to burial vaults, septic tanks, yard ornaments, concrete block and pipe, etc. This does not include small repair projects using mortar, grout, gunite, or other concrete repair materials.
- (J) Stationary internal combustion engine - For the concrete batch plant standard permit, it is any internal combustion engine that remains at a location for more than 12 consecutive months and is not defined as a nonroad engine according to 40 Code of Federal Regulations (CFR) 89.2, Definitions.
- (K) Temporary concrete batch plant - For the concrete batch plant standard permit, it is a concrete batch plant that occupies a designated site for not more than 180 consecutive days or that supplies concrete for a single project (single contract or same contractor for related project segments), but not for other unrelated projects.
- (L) Traffic areas - For the concrete batch plant standard permit, it is an area within the concrete batch plant that includes stockpiles and the area where mobile equipment moves or supplies aggregate to the batch plant and trucks supply aggregate and cement.

**(3) Administrative Requirements**

- (A) The owner or operator of any concrete batch plant seeking authorization under this standard permit shall register in accordance with 30 TAC § 116.611, Registration to Use a Standard Permit. Owners or operators shall submit a completed, current form PI-1S Registrations for Air Standard Permit, Table 11, Fabric Filters, Table 20, Concrete Batch Plants, and a Concrete Batch Plant Standard Permit checklist.
- (B) Owners or operators shall also comply with 30 TAC § 116.614, Standard Permit Fees, when they are required to complete public notice under section four of this standard permit.
- (C) No owner or operator of a concrete batch plant shall begin construction or operation without obtaining written approval from the TCEQ executive director.

- (D) The time period in 30 TAC § 116.611(b) (45 days) does not apply to owners or operators registering plants under this standard permit.
- (E) Beginning December 21, 2012, all new and modified sources must comply with this standard permit.
- (F) Renewals shall comply with this standard permit on the later of:
  - (i) December 21, 2014; or
  - (ii) the date the facility's registration is renewed.
- (G) Owners or operators of temporary concrete plants seeking registration and those already registered for this standard permit that qualify for relocation under subsection (8)(F) are exempt from public notice requirements in section (4) of this standard permit.
- (H) During start of construction, the owner or operator of a plant shall comply with 30 TAC § 116.120(a)(1), Voiding of Permits, and commence construction within 18 months of written approval from the Executive Director.
- (I) Owners or operators are not required to submit air dispersion modeling as a part of this concrete batch plant standard permit registration.
- (J) Owners or operators shall keep written records on site for a rolling 24-month period. Owners or operators shall make these records available at the request of TCEQ personnel or any air pollution control program having jurisdiction. Records shall be maintained on-site for the following including, but not limited to:
  - (i) 30 TAC § 101.201, Emissions Event Reporting and Recordkeeping Requirements;
  - (ii) 30 TAC § 101.211, Scheduled Maintenance, Startup, and Shutdown Reporting and Recordkeeping Requirements;
  - (iii) production rate for each hour and day of operation that demonstrates compliance with subsection (8)(A), (9)(A), or (10)(A) of this standard permit, as applicable;
  - (iv) all repairs and maintenance of abatement systems;
  - (v) Material Safety Data Sheets for all additives and other chemicals used at the site;
  - (vi) road cleaning, application of road dust control, or road maintenance for dust control;
  - (vii) stockpile dust suppression;
  - (viii) silo warning device or shut-off system tests;
  - (ix) quarterly visible emissions observations and any corrective actions required to control excess visible emissions;
  - (x) demonstration of compliance with subsection (6)(B) of this standard permit; and
  - (xi) type of fuel used to power engines authorized by this standard permit.
- (K) Owners or operators will document and report abatement equipment failure or visible emissions deviations in excess of paragraph (5)(B)(iii) in accordance with 30 TAC Chapter 101, General Air Quality Rules as appropriate.

**(4) Public Notice**

The owner or operator shall follow the notice requirements in 30 TAC Chapter 39, Public Notice, unless a temporary concrete batch plant is exempted from public notice under 30 TAC § 116.178(b), Relocations and Changes of Location of Portable Facilities.

**(5) General Requirements**

- (A) Owners or operators shall vent all cement/flyash storage silos, weigh hoppers, and auxiliary storage tanks to a fabric/cartridge filter or to a central fabric/cartridge filter system except as allowed by subsection (10)(B).
- (B) Owners or operators shall maintain fabric or cartridge filters and collection systems by meeting all the following:
  - (i) operating them properly with no tears or leaks;
  - (ii) using filter systems (including any central filter system) designed to meet a minimum control efficiency of at least 99.5 percent at particle sizes of 2.5 microns and smaller;
  - (iii) meeting a performance standard of no visible emissions exceeding 30 seconds in any six-minute period as determined using United States Environmental Protection Agency (EPA) Test Method (TM) 22; and
  - (iv) sufficiently illuminating silo filter exhaust systems when cement or fly ash silos are filled during non-daylight hours to enable a determination of compliance with the visible emissions requirement in paragraph (5)(B)(iii) of this standard permit.
- (C) When transferring cement/flyash, owners or operators shall:
  - (i) totally enclose conveying systems to and from storage silos and auxiliary storage tanks, operate them properly, and maintain them with no tears or leaks; and
  - (ii) maintain the conveying system using a performance standard of no visible emissions exceeding 30 seconds in any six-minute period as determined using EPA TM 22, except during cement and flyash tanker connect and disconnect.
- (D) The owner or operator shall install an automatic shut-off or warning device on storage silos.
  - (i) An automatic shut-off device on the silo shall shut down the loading of the silo or auxiliary storage tank prior to reaching its capacity during loading operations, in order to avoid adversely impacting the pollution abatement equipment or other parts of the loading operation.
  - (ii) If a warning device is used, it shall alert operators in sufficient time to prevent an adverse impact on the pollution abatement equipment or other parts of the loading operation. Visible warning devices shall be kept free of particulate build-up at all times.
  - (iii) Silo and auxiliary tank warning devices or shut-off systems shall be tested at least once monthly during operations and records shall be kept indicating test and repair results according to subsection (3)(J) of this standard permit. Silo and auxiliary tank loading and unloading shall not be conducted with inoperative or faulty warning or shut-off devices.

- (E) Owners or operators shall control emissions from in-plant roads and traffic areas at all times by:
  - (i) watering them; or
  - (ii) treating them with dust-suppressant chemicals as described in the application of aqueous detergents, surfactants, and other cleaning solutions in the de minimis list; or
  - (iii) covering them with a material such as, (but not limited to), roofing shingles or tire chips and used in combination with (i) or (ii) of this subsection; or
  - (iv) paving them with a cohesive hard surface that is maintained intact and cleaned.
- (F) Owners or operators shall use water, dust-suppressant chemicals, or cover stockpiles, as necessary to minimize dust emissions.
- (G) Owners or operators shall immediately clean up spilled materials. To minimize dust emissions, owners or operators shall contain, or dampen spilled materials.
- (H) There shall be no visible fugitive emissions leaving the property. Observations for visible emissions shall be performed and recorded quarterly. The visible emissions determination shall be made during normal plant operations. Observations shall be made on the downwind property line for a minimum of six minutes. If visible emissions are observed, an evaluation must be accomplished in accordance with U.S. Environmental Protection Agency (EPA) Title 40 Code of Federal Regulations Part 60 (40 CFR Part 60), Appendix A, TM 22, using the criteria that visible emissions shall not exceed a cumulative 30 seconds in duration in any six-minute period. If visible emissions exceed the Test Method 22 criteria, immediate action shall be taken to eliminate the excessive visible emissions. The corrective action shall be documented within 24 business hours of completion.
- (I) The owner or operator shall locate the concrete batch plant operating under this standard permit at least 550 feet from any crushing plant or hot mix asphalt plant. The owner or operator shall measure from the closest point on the concrete batch plant to the closest point on any other facility. If the owner or operator cannot meet this distance, then the owner or operator shall not operate the concrete batch plant at the same time as the rock crusher, concrete crusher, or hot mix asphalt plant.
- (J) When operating multiple concrete batch plants on the same site, the owner or operator shall comply with the appropriate site production limits specified in sections (8), (9), or (10) of this standard permit. If engines are being used for electrical power or equipment operations, then the site is limited to a total of 1,000 hp in simultaneous operation. There are no restrictions to engine operations if the engines will be on site for less than 12 consecutive months.
- (K) Concrete additives shall not emit volatile organic compounds (VOCs).
- (L) Any claim under this standard permit shall comply with:
  - (i) 30 TAC § 116.604, Duration and Renewal of Registrations to Use Standard Permits;
  - (ii) 30 TAC § 116.605(d)(I), Standard Permit Amendment and Revocation;

- (iii) 30 TAC § 116.614;
- (iv) the public notice processes established in THSC, § 382.055, Review and Renewal of Preconstruction Permit;
- (v) the public notice processes established in THSC, § 382.056;
- (vi) the contested case hearing and public notice requirements established in 30 TAC § 55.152(a)(2), Public Comment Period; and
- (vii) the contested case hearing and public notice requirements established in 30 TAC § 55.201(h)(i)(C), Requests for Reconsideration or Contested Case Hearing.

**(6) Engines**

- (A) This standard permit authorizes emissions from a stationary compression ignition internal combustion engine (or combination of engines) of no more than 1000 total horsepower.
- (B) Owners or operators of concrete batch plants that include a stationary compression ignition internal combustion engines shall comply with additional applicable engine requirements in 40 CFR 60 Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 63, Subpart ZZZZ, National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 30 TAC Chapter 117, Control of Air Pollution from Nitrogen Compounds, and any other applicable state or federal regulation.
- (C) Engine exhaust stacks shall be a minimum of eight feet tall.
- (D) Fuel for the engine shall be liquid fuel with a maximum sulfur content of no more than 0.0015 percent by weight and shall not consist of a blend containing waste oils or solvents.

**(7) Planned Maintenance, Startup, and Shutdown (MSS) Activities**

This standard permit authorizes operations including planned startup and shutdown emissions. Maintenance activities are not authorized by this standard permit and will need separate authorization, unless the activity can meet the conditions of 30 TAC § 116.119, De Minimis Facilities or Sources.

**(8) Additional Requirements for Temporary Concrete Plants**

- (A) The owner or operator shall limit site production to no more than 300 cubic yards in any one hour and no more than 6,000 cubic yards per day.
- (B) The owner or operator shall use a suction shroud or other pickup device at the batch drop point (drum feed for central mix plants) and vent it to a fabric or cartridge filter system operating with a minimum of 5,000 actual cubic feet per minute (acfm) of air.
- (C) For truck mix plants, the owner or operator shall shelter the drop point by an intact three-sided curtain, or equivalent dust control technology that extends below the mixer truck-receiving funnel.
- (D) The owner or operator shall maintain the following minimum plant buffer distances from any property line, except for temporary concrete plants approved to operate in the right of way of a public works project:

- (i) The suction shroud baghouse exhaust shall be at least 100 feet from any property line.
  - (ii) The owner or operator shall not locate or operate stationary equipment, stockpiles, or vehicles used for the operation of the concrete batch plant (except for incidental traffic and the entrance and exit to the site) within 50 feet from any property line.
- (E) In lieu of meeting the buffer distance requirement for roads and stockpiles in subsection (8)(D) of this standard permit owners or operators shall:
  - (i) construct dust suppressing fencing or other barriers as a border around roads, other traffic areas and work areas;
  - (ii) construct these borders to a height of at least 12 feet; and
  - (iii) contain stockpiles within a three-walled bunker that extends at least two feet above the top of the stockpile.
- (F) The appropriate TCEQ regional office may approve, without the need of public notice referenced in section (4) of this standard permit, the relocations of a temporary concrete batch plant that has previously been determined by the commission to be in compliance with the technical requirements of the concrete batch plant standard permit version adopted at registration that provides the information listed under subsection (8)(G) and meets one of the following conditions:
  - (i) A registered portable facility and associated equipment are moving to a site for support of a public works project in which the proposed site is located in or contiguous to the right-of-way of the public works project; or
  - (ii) A registered portable facility is moving to a site in which a portable facility has been located at the site at any time during the previous two years and the site was subject to public notice.
- (G) For relocations meeting subsection (8)(F) of this standard permit, the owner or operator must submit to the regional office and any local air pollution control agency having jurisdiction at least 12 business days prior to locating at the site:
  - (i) The company name, address, company contact, and telephone number;
  - (ii) The regulated entity number (RN), customer reference number (CN), applicable permit or registration numbers, and if available, the TCEQ account number;
  - (iii) The location from which the facility is moving (current location);
  - (iv) A location description of the proposed site (city, county, and exact physical location description);
  - (v) A scaled plot plan that identifies the location of all equipment and stockpiles, and also indicates that the required distances to the property lines can be met;
  - (vi) A scaled area map that clearly indicates how the proposed site is contiguous or adjacent to the right-of-way of a public works project (if required);
  - (vii) The proposed date for start of construction and expected date for start of operation;
  - (viii) The expected time period at the proposed site;

- (ix) The permit or registration number of the portable facility that was located at the proposed site any time during the last two years, and the date the facility was last located there. This information is not necessary if the relocation request is for a public works project that is contiguous or adjacent to the right-of-way of a public works project; and
- (x) Proof that the proposed site had accomplished public notice, as required by 30 TAC Chapter 39. This proof is not necessary if the relocation request is for a public works project that is contiguous or adjacent to the right-of-way of a public works project.

(9) **Additional Requirements for Permanent Concrete Plants**

- (A) The owner or operator shall limit site production to no more than 300 cubic yards in any one hour and no more than 6,000 cubic yards per day.
- (B) The owner or operator shall install a suction shroud or other pickup device at the batch drop point (drum feed for central mix plants) and vent it to a fabric/cartridge filter system with a minimum of 5,000 acfm.
- (C) For truck mix plants, the owner or operator shall shelter the drop point by an intact three-sided curtain, or equivalent dust control technology that extends below the mixer truck-receiving funnel.
- (D) The owner or operator shall maintain the following minimum plant buffer distances from any property line:
  - (i) The suction shroud baghouse exhaust shall be at least 100 feet from any property line;
  - (ii) The owner or operator shall not locate or operate stationary equipment, stockpiles, or vehicles used for the operation of the concrete batch plant (except for incidental traffic and the entrance and exit to the site), within 50 feet from any property line.
- (E) In lieu of meeting the buffer distance requirements for roads and stockpiles of paragraph (9)(D)(ii) of this standard permit, the owner or operator shall:
  - (i) construct dust suppressing fencing or other barriers as a border around roads, other traffic areas, and work areas;
  - (ii) construct these borders to a height of at least 12 feet; and
  - (iii) contain stockpiles within a three-walled bunker that extends at least two feet above the top of the stockpile.
- (F) The owner or operator shall pave all entry and exit roads and main traffic routes associated with the operation of the concrete batch plant (including batch truck and material delivery truck roads) with a cohesive hard surface that can be maintained intact and shall be cleaned. All batch trucks and material delivery trucks shall remain on the paved surface when entering, conducting primary function, and leaving the property. The owner or operator shall maintain other traffic areas using the control requirements of subsection(5)(E) of this standard permit.

(10) **Additional Requirements for Specialty Concrete Batch Plants**

- (A) The owner or operator shall limit site production to no more than 30 cubic yards per hour.
- (B) As an alternative to the requirement in subsection (5)(A) of this standard permit, the owner or operator may vent the cement/fly ash weigh hopper inside the batch mixer.
- (C) The owner or operator shall control dust emissions at the batch mixer feed so that no outdoor visible emissions occur by one of the following:
  - (i) using a suction shroud or other pickup device delivering air to a fabric or cartridge filter;
  - (ii) using an enclosed batch mixer feed; or
  - (iii) conducting the entire mixing operation inside an enclosed process building.
- (D) The owner or operator shall not operate vehicles used for the operation of the concrete batch plant (except for incidental traffic and the entrance and exit to the site) within a minimum buffer distance of 25 feet from any property line.
- (E) In lieu of meeting the buffer distance requirement for roads and other traffic areas in subsection (10)(D) of this standard permit, owners or operators shall:
  - (i) construct dust suppressing fencing or other barriers as a border around roads, other traffic areas, and work areas; and
  - (ii) construct these barriers borders to a height of at least 12 feet.

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