

Jesus (Jesse) Acosta  
726 Novella  
Adkins, TX 78101  
210-724-3047

Texas Commission on Environmental Quality  
Office of Clerk, MC-105  
PO Box 13087  
Austin, TX 78711-3087  
Re: Proposed Permit No.2420

Reviewed By GOW

APR 02 2024

H

CHIEF CLERKS OFFICE

2024 APR -2 AM 10:02

ON FILE  
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TAL

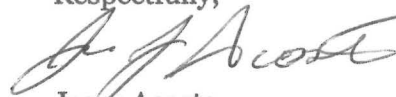
Dear Commission,

I and the families of the Eastview Terrace neighbor have signed a petition in protest of the proposed permit 2420 for Municipal Solid Waste facility to be located at 10244 FM 1346 in Bexar County, Texas. Also many families living on FM 1346 and nearby ranches have signed this petition. This facility will be right next to many of our homes in fact next to the back yards of several homes. These family homes have been established from 10-50 years. These are homes to retirees, families and residents. Many of these residents have pulmonary ailments such as asthma, copd and allergies. Other residents have immune deficiencies, heart issues and other constant medical needs. As well, many households have remodeled their homes and improved the land whose value will depreciate due to waste stored within yards of their homes.

Because of the negativity of this proposed facility we the residents request a contested case hearing to dispute the validity to have such a facility near so many families.

Attached to this letter are the signatures of the families living near and around the proposed site.

Respectfully,



Jesus Acosta

mapolansanmar@gmail.com

# Petition in Protest of Solid Waste Transfer Station

'APR 02 2024

Eastview Terrace and surrounding neighborhoods and ranches

We, the undersigned of the adjacent community, neighboring ranches and other nearby communities, protest the proposed permit by Lealco Inc. (No. 2420) to authorize a Municipal Solid Waste Transfer Station at 10244 FM 1346 Adkins, TX with a proposed transfer capacity of 2,500 tons per day.

Name (Printed)	Signature	Address and phone number	Distance from 10244 FM 1346	Rent/ Own	Concerns
Jessie J. Acosta	<i>[Signature]</i>	726 NOVELLA 210 724-3047	20 YARDS	OWN	ASTHMA KIDNEY DISEASE
Nicole M. Wingfield	<i>[Signature]</i>	607 Kayrock Rd 210347 7357	30 yards	OWN	Asthma, Autism, Diabetes
Thomas Jones	<i>[Signature]</i>	10215 Lee Rd	23	OWN	
Denise Torres	<i>[Signature]</i>	555 Novella Ave	0 yds	OWN	Young child
	Erica Salazar	727 Novella 210-907-5449	0 yards	OWN	Asthma
Elvira Alvarado	<i>[Signature]</i>	803 Novella (210)-254-4818	"	OWN	Cancer breathing
Phillip Burton	<i>[Signature]</i>	810 NOVELLA 210 584 2718	30 yards	Rent	
Jesus Lopez	<i>[Signature]</i>	(210) 409-1408 814 Novella Ave 210 667 7287	15 yards	Rent	
FRANCOS MARTINEZ	<i>[Signature]</i>	914 Novella	25 yds.	OWN	Francos Martinez
Margaret Torres	<i>[Signature]</i>	1003 Novella Adkins TX 78101	0 yds	OWN	
Jose Torres	<i>[Signature]</i>	1007 Novella	42 yds	OWN	
Daniel Acosta	<i>[Signature]</i>	(210) 245-6585 1109 Novella Ave 210-629-1064	27 yards	OWN	Asthma
Adriana Martinez	<i>[Signature]</i>	1102 Novella Ave			
Romelia Dancila	<i>[Signature]</i>	811 Novella Ave.	13 yds	OWN	Alergia al Cimico

[illegible]

Permit 2420

APR 02 2024

Name (Printed)	Signature	Address and phone number	Distance from 10244 FM 1346	Rent/Own	Concerns
Deborah Hardwick	<i>Deborah Hardwick</i>	140 Schuirth Rd 210 5590471	5/8 of a mile	own	Smell* my property value
ROBERT HARDWICK	<i>Robert Hardwick</i>	140 SCHUWIRTH RD 210-471-9995	5/8 MILE	OWN	" " "
Phil A. Skloss	<i>Phil A. Skloss</i>	141 Schuirth Rd 210 825-2545	3/4 mile	own	Stinky
Linda Drzymala	<i>Linda Drzymala</i>	10115 FM 1346 210 601-9744 Adkins TX 78101	1 1/2 mile	own	property value concern on environmental road
Carl Drzymala	<i>Carl Drzymala</i>	" " "	" "	"	" " "
Linda Kelley	<i>Linda S Kelley</i>	210 380 8163 297 E Loop 1604	3 miles	"	smell
Terry Kelley	<i>Terry Kelley</i>	210 488 7585 297 E Loop 1604	3 miles	own	smell
Lloyd Kelley	<i>Lloyd Kelley</i>	210-826-7509 # 297 E Loop 1604 2	3 miles	OWN	Smell
Pam Kelley	<i>Pam Kelley</i>	210-382-5420 297 E. Loop 1604	3 miles	OWN	Smell
Lynn Taseh	<i>Lynn Taseh</i>	297 E Loop 1604 #	3 3 miles	Rent	Smell
EVERLYN STANISH	<i>Everly Stanish</i>	210 508 5300 11195 FM 1346	2 miles	own	Smell
Wayne Stanish	<i>Wayne Stanish</i>	210 508 5300 11195 FM 1346	2 miles	own	odor
Jessia Benz	<i>Jessia Benz</i>	11060 FM 1346	1 3/4 mile	OWN	smell
Carl Friesen	<i>Carl Friesen</i>	11060 FM 1346	1 3/4 mile	own	property value
Cynthia Friesen	<i>Cynthia Friesen</i>	11060 FM 1346	1 3/4 mile	own	"
Debra Smith	<i>Debra Smith</i>	9940 FM 1346 210 Adkins TX 78101	213-4883 1/2 mile	own	Cancer, Small view Stomach issue
Larry Smith	<i>Larry Smith</i>	9940 FM 1346 Adkins TX 78101	1/2 mile	own	Cancer Smell

210-4163351



# **Petition in Protest of Solid Waste Transfer Station**

## **Eastview Terrace and surrounding neighborhoods and ranches**

**We, the undersigned of the adjacent community, neighboring ranches and other nearby communities, protest the proposed permit by Lealco Inc. (No. 2420) to authorize a Municipal Solid Waste Transfer Station at 10244 FM 1346 Adkins, TX with a proposed transfer capacity of 2,500 tons per day.**

[illegible]

[illegible]

PERMIT 2420

 reviewed by CSW

Name (Printed)	Signature	Address and phone number	Distance from 10244 FM 1346	Rent/ Own	APR 02 2024 Concerns
Donnie Friesen	Donnie Friesen	1003 Hough 210-790-2398	300 yd	OWN	HEALTH
Laurie Morano	Laurie Morano	831 Hough Adkins TX 78101	300 yds	OWN	ALLERGIES
Laurie Morano	Laurie Morano	827 Hough Adkins TX 78101	300 yds	OWN	ALLERGIES
Theresa Roush	Theresa Roush	806 Hough Adkins TX 78101	300 yds	OWN	Health/Smell -
Gracie Martinez	Gracie Martinez	210-844-4212 711 Hough Ave	300	OWN	HEALTH
Ma	Roberto	667 Hough Ave Adkins Seyrano	200 yd	OWN	NONE
	Victor	(210) 794-9871 FERRERA GOIN	250 yd	OWN	NONE
Mariana Antiveros	Mariana Antiveros	Edge Hough St 210-772-2038	200 yd down		asthma
Gene Morano	Gene Morano	785 Kays Rd 210-218-7782	100 Yards	OWN	asthma
Santiago Villegas	Santiago Villegas	791 Kays Rd 210-288-0515	100 yds	OWN	Health
Americo Ruiz	Americo Ruiz	1018 Novell St Adkins TX 78101	200 yards	OWN	Health
Sheffan Mackey	Sheffan Mackey	10334 FM 1346 Adkins TX 78101	200 yds	OWN	Property Value
Miguel Guzman	Miguel Guzman	10602 La Verne Rd Adkins TX 78101	1/2 mile	OWN	830-777-3956
GAYLE KELLY	Gayle Kelly	10625 LAVERNE RD #1 ADKINS 2107923382	1/2 mile	RENT	HEALTH
DR. DIANE M. MEDEIROS, Ph.D	Dr. Diane M. Medeiros, Ph.D	10625 LAVERNE RD #4 ADKINS, TX 78101	1/2 mile	RENT	HEALTH, ENVIRONMENT
MONTY FRISENHAWN		10625 LAVERNE RD #12 210-573-0757	1/2 mile	RENT	COPD
Barbara West	Barbara West	10625 Laverne #8	1/2 mile	RENT	Allergies

PERMIT 2420

APR 02 2024

Name (Printed)	Signature	Address and phone number	Distance from 10244 FM 1346	Rent/Own	Concerns
Martrell Bolden	Martrell Bolden	10302 Lee Roy Ln 210-890-9926	0.3 miles	own	Health and quality of life
Rosem Harris	Rosem Harris	210-842-3512	0.3 miles	own	Health and quality of life
JB Bolden	JB Bolden	622 Navelle 210-908-1145	0.3 miles	own	Hazard to Community
Nataniel Valle	Nataniel Valle	619 Nolla Ave Adkins TX 78101 602-757-6119	0.3	Own	Health
Robert M	Robert M	603 Nolla Ave 726) 582-0015	0.3	OWN	ASTHMA
Juan Angeles	Juan Angeles	10281 FM 1346 210-748-2860	0.3 miles		
INOCENTE G	Inocente G	210-279-4016 10314 FM 1346	30 yrs	own	
Santiago Villaseor	Santiago Villaseor	210-995-3007 1404 Navelle St.	200 YDS	own	Health
Edward Armstrong	Edward Armstrong	210-771-9408 1303 Hough	300 yards	Own	Health
Sylvia Guerrero	Sylvia Guerrero	210-429-2289 1230 Hough	300 yds	own	HEALTH
Sharon Mjelde	Sharon Mjelde	206-390-1662 1306 Hough Ave	300 yds	own	health
Orlando Gutierrez	Orlando Gutierrez	1218 Hough Ave 210-812-4554	300 Yds	Rent	
Jenny Rodriguez	Jenny Rodriguez	1211 Hough Ave 1134 Hough	300 yds	own	health
Candice Horvath	Candice Horvath	210-4273-382	300 yds	own	asthma/allergies
Carolina M. Centon	Carolina M. Centon	1019 Hough Adkins TX 78101	300 yds	own	allergies / COPD
Jonathan D. Juarez	Jonathan D. Juarez	210-510-6766 1107 Hough adkins TX 78101	300 yds	own	health
Chris Montano	Chris Montano	100 G Hough Adkins TX	300 yds	OWN	HEALTH

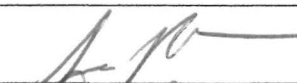
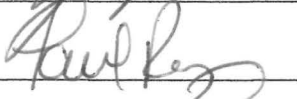
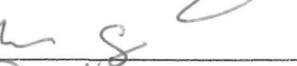
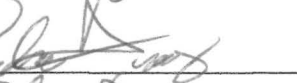

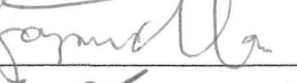
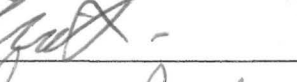

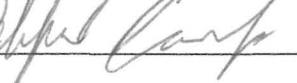


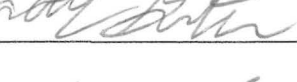
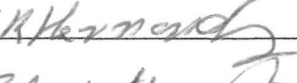
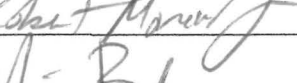
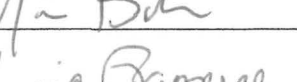
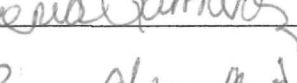
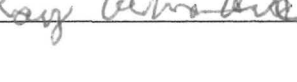
Name (Printed)	Signature	Address and phone number	Distance from 10244 FM 1346	Rent/Own	Concerns
Pablo Guevara	Pablo Guevara	210-890-9877 1319 Kayroe Rd	300 yards	Own	Health issues
Robert Penales	Robert Penales	210-687-5889 719 Kayroe Rd.	150 yds	OWN	DIABETIC
Leon Hernandez Jr.	Leon Hernandez Jr.	210-347-5488 831 Kayroe Rd.	200 yds.	OWN	Diabetics
Shirley Mackey	Shirley A. Mackey	210-995-3204 714 Kayroe	150 yds	OWN	Health Issues
CLARENCE BONDS	CLARENCE BONDS	718 Kayroe	150 yds	RENT	Health Issues
Abel	Abel Gede Gede	615 KAYROE	80 yds	OWN	
Monica Mackey	Monica Mackey	10318 Lee Roy Hwy 210 687-6179	300 yards	OWN	Health
Rodney Mackey	Rodney Mackey	10318 Lee Roy Ln 210 687-4179	300 yds	OWN	Health
JAMES FRANCIS	James Francis	10315 LEE ROY LN	150 YDS	OWN	HEALTH
LESTER MINTING	Lester MINTING	10318 FM 1346	100 yds	RENT	HEALTH
Ben Campos	Ben Campos	210-284-7214 710 Naurilla	70 yds	OWN	Health kids issues
Denise Robledo	Denise Robledo	(210) 931-6797 723 Kayroe	110/100 yds	OWN	Daughter Health issues
Diana Campos	Diana Campos	210-687-5691 719 Kayroe	100 yds	OWN	Husband-Health Issues.
Johnny Merla	Johnny Merla	709 KAYROE	150 YRDS	OWN	HEALTH ISSUES
Alfredo Rodriguez	Alfredo Rodriguez	10194 FM 1346 210 978-4389	150 Yards	OWN	Health
Paul Delgado	Paul Delgado	10090 FM 1346	200 yds	OWN	Health



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Name (Printed)	Signature	Address and phone number	Distance from 10244 FM 1346	Rent/Own	Concerns
Margarita Guzman	Margarita Guzman	1127 Kayroe Rd (210) 667-1730	200 yds	OWN	ASTHMA
Diana Hernandez	Diana Hernandez	1123 Hough (210) 432-1993	200 yds	OWN	ASTHMA DIABETES
Eliana Shunkwila	Eliana Shunkwila	1126 Kayroe 210-685-5186	200 yds	Own	Diabetes
Matthew Hernandez	Matthew Hernandez	1210 Hough (210) 432-1548	200 yds	Own	Asthma
Arturo Boerh	Arturo Boerh	1130 Kayroe	200 yds	OWN	
Patricia Alegria	Patricia Alegria	1102 Kayroe RD 210-809-5134 ADKINS TX 79607	200 yds	Own	
Lucia Alvarado	Lucia Alvarado	210) 823-2360 1011 Kayroe	200 yds	Own	Heart
Deonna Alvarado	Deonna Alvarado	1119 Kayroe Rd (210) 621-8515	200 yds	own	Asthma
Yvette Diaz	Yvette Diaz	1019 Hough 210-332-7109	200 yds	Own	Heart asthma
Margarita Alvarado	Margarita Alvarado	1119 Kayroe Rd ADKINS TX 79607 210-606-7748	200 yds	Part own	Heart
Jose Alvarado	Jose Alvarado	919 Kayroe Rd (210) 385-9110	200 yds	Part owner	Asthma
Yulma Aguilar	Yulma Aguilar	915 Kayroe Rd (210) 430-9579	200 yds	OWN	
Doris Hernandez	Doris Hernandez	831 Kayroe (210) 846-2390	200 yds	Own	ASTHMA
Leon Hernandez	Leon Hernandez	830 Kayroe 210 416-7988	200 yds	Own	76 year old
Ernestina Hernandez	Ernestina Hernandez	830 Kayroe (210) 601-7721	200 yds	Own	
Raymond Montalvo	Raymond Montalvo	810 Kayroe ADKINS 210-296-6122	200 yds	own	Health
Ron Perez	Ron Perez	1116 Kayroe Rd ADKINS 210 865 3309	200 yds	OWN	Health



Name (Printed)	Signature	Address and phone number	Distance from 10244 FM 1346	Rent/ Own	Concerns
Jasen Rodriguez		210- <del>68</del> 551 4376 1106 Novella	100 Yards	own	asthma
Paul Rodriguez		210-620-2013 1113 Novella	30 yards	own	Health issues
Rose Caramen		1078 novella Ave	129 yards	Rent	Healthy issues
Pedro Torres		1127 Novella	80	own	High blood pressure
Blanca Torres		1127 Novella	80	own	Seizures
Normine Miramontes		1143 novella ave (210) 459-7751	100 yards	own	Small children
Cuthhage Hernandez		1302 Novella (210) 618-9334	100 yards	Rent	Small children
James Boyd		10203 CROWN OVER (972) 854-1640	125 yards	own	Health issues
Alfredo Campos		1519 Kayroe Dr 210 994 1577	250 Yards	Rent	Health issues
Sergio Cardenas		1502 Hough Ave (210) 505-6300	250 Yards	own	Family & Health issues.
Bridgette Cruz		1502 Hough Ave 210 505 8569	250 Yards	own	Family; Health issues
Andrew Gutierrez		1514 Kayroe Rd 210 996 4250	250 yards	own	Health
Hernandez		210-933-1475 1428 Kayroe	250 yards	own	Health
Robert Moreno Jr		1475 Kayroe Rd 210-744-4841	250 yards	own	Health
Maria Banda		210-328-8413 1427 Kayroe rd	250 yards	own	Small children
Gloria Ramirez		210-716-7984 1343 Kayroe Rd	250 yards	rent	Health
Ray Alvarado SR		210-843-1103 1322 Kayroe Rd.	150 yards	own	Health

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Deputy J. A.

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DA



## Misty Botello

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**From:** PUBCOMMENT-OCC  
**Sent:** Monday, March 18, 2024 4:41 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WPD  
**Subject:** FW: Public comment on Permit Number 2420

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

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

**From:** ndel1971@yahoo.com <ndel1971@yahoo.com>  
**Sent:** Wednesday, March 13, 2024 2:42 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** LEALCO INC

**CN NUMBER:** CN601096944

**NAME:** MRS NIKKO K DELGADO

**EMAIL:** [ndel1971@yahoo.com](mailto:ndel1971@yahoo.com)

**COMPANY:**

**ADDRESS:** 10090 FM 1346 suite c  
ADKINS TX 78101-3330

**PHONE:** 2107257381

**FAX:**

**COMMENTS:** WE live 20 acres away from this property. We have lived on this property for 24 years.. we plan to live on this property til we die and then our kids will live on it we do not want a dump site close to us . we already know the smell will come, the rodents, wild dogs and coyotes.. please do not let them have this permit we moved out to the country to have peace and quite and pretty soon it wont be like that anymore. I appreciate your time and please help the families that live in this area

## Misty Botello

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**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, April 3, 2024 4:13 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WPD  
**Subject:** FW: Public comment on Permit Number 2420

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

**From:** tdeloyola@live.com <tdeloyola@live.com>  
**Sent:** Tuesday, April 2, 2024 7:15 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** LEALCO INC

**CN NUMBER:** CN601096944

**NAME:** Tiana DeLoyola

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

**COMPANY:**

**ADDRESS:** 1109 HOUGH  
ADKINS TX 78101-9769

**PHONE:** 5127495900

**FAX:**

**COMMENTS:** I am opposed to the proposed location of this transfer plant. The noise of general operation from 3am-7pm and use of heavy machinery from 1am - 9pm Monday - Friday and Saturday will be unbearable. Also the smell that will come from this transfer plant will be terrible. There are so many houses close to this location that will be affected.



## Misty Botello

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**From:** PUBCOMMENT-OCC  
**Sent:** Friday, April 5, 2024 3:07 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WPD  
**Subject:** FW: Public comment on Permit Number 2420

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Office Phone: 512-239-3319

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

**From:** tdeloyola@live.com <tdeloyola@live.com>  
**Sent:** Thursday, April 4, 2024 3:26 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** LEALCO INC

**CN NUMBER:** CN601096944

**NAME:** Tiana DeLoyola

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

**COMPANY:**

**ADDRESS:** 1109 HOUGH  
ADKINS TX 78101-9769

**PHONE:** 5127495900

**FAX:**

**COMMENTS:** I am opposed to the proposed location of this transfer plant. The noise of general operation from 3am-7pm and use of heavy machinery from 1am - 9pm Monday - Friday and Saturday will be unbearable. Also the smell that will come from this transfer plant will be terrible. There are so many houses close to this location that will be affected.

## Misty Botello

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**From:** PUBCOMMENT-OCC  
**Sent:** Monday, March 18, 2024 4:40 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WPD  
**Subject:** FW: Public comment on Permit Number 2420

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Office Phone: 512-239-3319

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

**From:** yvette.diaz07@yahoo.com <yvette.diaz07@yahoo.com>  
**Sent:** Monday, March 11, 2024 4:06 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTITY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** LEALCO INC

**CN NUMBER:** CN601096944

**NAME:** Yvette Diaz

**EMAIL:** [yvette.diaz07@yahoo.com](mailto:yvette.diaz07@yahoo.com)

**COMPANY:**

**ADDRESS:** 1019 HOUGH  
ADKINS TX 78101-9773

**PHONE:** 2103327109

**FAX:**

**COMMENTS:** I would like more information regarding the proposal specifically regarding health hazards. I, personally, am immunocompromised and need to know more about this site. There are other elderly residents that would be affected as well.

**Kimberly Muth**

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**From:** PUBCOMMENT-OCC  
**Sent:** Friday, December 20, 2024 9:32 AM  
**To:** PUBCOMMENT-WPD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 2420

**From:** Willhernandez2395@gmail.com <Willhernandez2395@gmail.com>  
**Sent:** Friday, December 20, 2024 6:00 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** WASTE CONNECTIONS LONE STAR INC

**CN NUMBER:** CN600321871

**NAME:** Will Hernandez

**EMAIL:** [Willhernandez2395@gmail.com](mailto:Willhernandez2395@gmail.com)

**COMPANY:**

**ADDRESS:** 1211 hough  
Adkins, TX 78101

**PHONE:** 2108126454

**FAX:**

**COMMENTS:** As shown under HEALTH AND SAFETY CODE TITLE 5. SANITATION AND ENVIRONMENTAL QUALITY SUBTITLE B. SOLID WASTE, TOXIC CHEMICALS, SEWAGE, LITTER, AND WATER CHAPTER 365. LITTER SUBCHAPTER A. GENERAL PROVISIONS Sec. 361.002. (b) The storage, processing, and disposal of hazardous waste at municipal solid waste facilities pose a risk to public health and the environment, and in order to protect the environment and to provide measures for adequate protection of public

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**Kimberly Muth**

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**Sent:** Friday, December 20, 2024 9:31 AM  
**To:** PUBCOMMENT-WPD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 2420

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**Sent:** Friday, December 20, 2024 6:00 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
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**To:** PUBCOMMENT-WPD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
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Adkins, TX 78101

**PHONE:** 2108126454

**FAX:**

**COMMENTS:** As shown under HEALTH AND SAFETY CODE TITLE 5. SANITATION AND ENVIRONMENTAL QUALITY SUBTITLE B. SOLID WASTE, TOXIC CHEMICALS, SEWAGE, LITTER, AND WATER CHAPTER 365. LITTER SUBCHAPTER A. GENERAL PROVISIONS Sec. 361.002. (b) The storage, processing, and disposal of hazardous waste at municipal solid waste facilities pose a risk to public health and the environment, and in order to protect the environment and to provide measures for adequate protection of public

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**Kimberly Muth**

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**Sent:** Friday, December 20, 2024 9:24 AM  
**To:** PUBCOMMENT-WPD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 2420

**From:** Willhernandez2395@gmail.com <Willhernandez2395@gmail.com>  
**Sent:** Friday, December 20, 2024 6:00 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** WASTE CONNECTIONS LONE STAR INC

**CN NUMBER:** CN600321871

**NAME:** Will Hernandez

**EMAIL:** [Willhernandez2395@gmail.com](mailto:Willhernandez2395@gmail.com)

**COMPANY:**

**ADDRESS:** 1211 hough  
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**PHONE:** 2108126454

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00061

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**EMAIL:** [Willhernandez2395@gmail.com](mailto:Willhernandez2395@gmail.com)

**COMPANY:**

**ADDRESS:** 1211 hough  
Adkins, TX 78101

**PHONE:** 2108126454

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**Sent:** Friday, December 20, 2024 9:32 AM  
**To:** PUBCOMMENT-WPD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
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**Sent:** Friday, December 20, 2024 6:00 AM  
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**DOCKET NUMBER:**

**COUNTY:** BEXAR

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**CN NUMBER:** CN600321871

**NAME:** Will Hernandez

**EMAIL:** [Willhernandez2395@gmail.com](mailto:Willhernandez2395@gmail.com)

**COMPANY:**

**ADDRESS:** 1211 hough  
Adkins, TX 78101

**PHONE:** 2108126454

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## Misty Botello

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**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, March 20, 2024 10:26 AM  
**To:** PUBCOMMENT-WPD; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number 2420  
**Attachments:** ADKINS APIARY1.pdf

**From:** adkinsapiary@gmail.com <adkinsapiary@gmail.com>  
**Sent:** Tuesday, March 19, 2024 1:01 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** LEALCO INC

**CN NUMBER:** CN601096944

**NAME:** MR ALEJANDRO TREVINO GARZA

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

**COMPANY:**

**ADDRESS:** 1207 NOVELLA #1  
ADKINS TX 78101-3399

**PHONE:** 2103980117

**FAX:**

**COMMENTS:** To Whom It May Concern: In regards to the permit it in question 2420, would have a detrimental and adverse effect on the health and livelihood of my apiary. Adkins Apiary is located at 1207 Novella Ave and we are a registered apiary with the State of Texas as well as members of the Alamo Area Beekeepers Association and the Texas Beekeeper Association. We did NOT receive a notice of the permit but was made aware by a concerned neighbor. Included in this comment is an attached pdf containing the location of our apiary to the proposed site. NOTE: the map shown is of the own developers map of a mile radius and 500 foot radius of their proposed facility. Also included in the

file are 2 (of many) very concerning scientific studies on how this facility will impact our hives. They are: A. Translocation of Pharmaceuticals from Wastewater into Beehives B. Honey Bee (*Apis mellifera* L.) Colonies as Bioindicators of Environmental SARS-CoV-2 Occurrence. We are very opposed to the proposed project as it will have a negative and adverse effect on our honeybee population as well as prevent us from selling any honey products from our hives as well as potentially make it unsustainable to have an apiary agriculture exemption. This not only affects our hives but as well as any neighboring hives within a 3-mile radius.

MAP FROM SUBMITTED PROPOSAL Project  
No. 0601-012-11-01 January 19, 2024





LUCY ADAME-CLARK  
BEXAR COUNTY CLERK  
BEXAR COUNTY COURTHOUSE  
100 DOLOROSA, STE. 104  
SAN ANTONIO, TEXAS 78205  
PHONE: (210) 335-2223

TOTAL FEE TO RECORD  
With Notary Acknowledgement \$20.00  
OR  
County Clerk Acknowledgement \$21.00  
Each Additional Owner Name Add \$0.50

**ASSUMED BUSINESS NAME (DBA) CERTIFICATE**

FOR AN UNINCORPORATED BUSINESS OR PROFESSION OTHER THAN AS A CORPORATION, LIMITED PARTNERSHIP, LIMITED LIABILITY COMPANY, LIMITED LIABILITY PARTNERSHIP, PROTECTED SERIES OR REGISTERED SERIES OF A LIMITED LIABILITY COMPANY, OR FOREIGN FILING ENTITY.

PURSUANT TO THE PROVISIONS OF CHAPTER 71, TITLE 5, BUSINESS AND COMMERCE CODE OF THE STATE OF TEXAS, THE UNDERSIGNED CERTIFIES THE FOLLOWING:

THE ASSUMED NAME UNDER WHICH THE BUSINESS IS OR IS TO BE CONDUCTED OR THE PROFESSIONAL SERVICE IS OR TO BE RENDERED:

Adkins Apiary

PHYSICAL BUSINESS ADDRESS: 1207 Novella Avenue

CITY: Adkins STATE: TX ZIP CODE: 78101

THE BUSINESS THAT IS OR WILL BE CONDUCTED OR THE PROFESSIONAL SERVICE THAT IS OR WILL BE RENDERED IN BEXAR COUNTY UNDER THE ASSUMED NAME IS BEING OR WILL BE CONDUCTED OR RENDERED AS A (CHECK ONE):

☒ SOLE PROPRIETORSHIP ☐ GENERAL PARTNERSHIP

☐ OTHER FORM OF UNINCORPORATED BUSINESS

THE PERIOD, NOT TO EXCEED 10 YEARS, DURING WHICH THE REGISTRANT WILL USE THE ASSUMED NAME FROM THE DATE FILED WITH THE COUNTY CLERK'S OFFICE.

IN TESTIMONY WHEREOF, I/WE, THE UNDERSIGNED, AM/ARE THE OWNER(S) OF THE ABOVE BUSINESS AND MY/OUR NAME(S) AND PHYSICAL ADDRESS(ES) GIVEN IS/ARE TRUE AND CORRECT, AND THERE IS/ARE NO OWNERSHIP(S) IN SAID BUSINESS OTHER THAN THOSE LISTED HEREIN BELOW.

NAME(S) OF REGISTRANT / OWNER

Name: Alejandro Trevino Garza

Signature:

Residence Address: 1207 Novella Avenue

City: Adkins

State: TX

Zip Code: 78101

Name:

Signature:

Residence Address:

City:

State:

Zip Code:

THE STATE OF TEXAS §  
COUNTY OF BEXAR §

This instrument was acknowledged before me on this 14<sup>th</sup> day of March, 2024  
by Alejandro Trevino Garza  
(Business Owner Name(s) Must Appear Here)

STATE OF TEXAS COUNTY OF BEXAR  
CERTIFIED COPY CERTIFICATE  
The page to which this certificate is affixed may have been lawfully altered to reflect confidential personal information but is otherwise a full, true and correct copy of the original on file and of record in my office.  
Revised 12/20/2023  
ATTESTED:

MAR 14 2024



BY:

LUCY ADAME-CLARK  
COUNTY CLERK  
BEXAR COUNTY, TEXAS

DEPUTY

SIGNATURE OF NOTARY PUBLIC

OR

BEXAR COUNTY CLERK, LUCY ADAME-CLARK

By Deputy Clerk

X



\*VG-147-2024-20240623892\*

#### File Information

#### FILED IN THE OFFICIAL PUBLIC RECORDS OF BEXAR COUNTY LUCY ADAME-CLARK, BEXAR COUNTY CLERK

Document Number: 20240623892  
Recorded Date: March 14, 2024  
Recorded Time: 9:11 AM  
Total Pages: 2  
Total Fees: \$13.00

**\*\* THIS PAGE IS PART OF THE DOCUMENT \*\***

**\*\* Do Not Remove \*\***

Any provision herein which restricts the sale or use of the described real property because of race is invalid and unenforceable under Federal law

STATE OF TEXAS, COUNTY OF BEXAR

I hereby Certify that this instrument was FILED in File Number Sequence on this date and at the time stamped hereon by me and was duly RECORDED in the Official Public Record of Bexar County, Texas on:  
3/14/2024 9:11 AM



*Lucy Adame-Clark*  
Lucy Adame-Clark  
Bexar County Clerk

STATE OF TEXAS COUNTY OF BEXAR  
CERTIFIED COPY CERTIFICATE  
The page to which this certificate is affixed may have been lawfully altered to redact confidential personal information but is otherwise a full, true and correct copy of the original on file and of record in my office.  
ATTESTED:

MAR 14 2024



LUCY ADAME-CLARK  
COUNTY CLERK  
BEXAR COUNTY, TEXAS

BY:

DEPUTY

00075



# Translocation of pharmaceuticals from wastewater into beehives

Laura J. Carter<sup>a,b,\*</sup>, Annika Agatz<sup>c</sup>, Anu Kumar<sup>b</sup>, Mike Williams<sup>b</sup>

<sup>a</sup> School of Geography, Faculty of Environment, University of Leeds, LS2 9JT, UK

<sup>b</sup> CSIRO Land and Water, Waite Campus, Adelaide 5062, Australia

<sup>c</sup> ibacon GmbH, Arheilger Weg 17, D-64380 Rossdorf, Germany

## ARTICLE INFO

Handling Editor: Adrian Covaci

### Keywords:

Nectar

Pollen

Plant accumulation

Emerging contaminants

Carbamazepine

Honeybee

## ABSTRACT

There has been a substantial research focus on the presence of pesticides in flowers and the subsequent exposure to honeybees. Here we demonstrate for the first time that honeybees can also be exposed to pharmaceuticals, commonly present in wastewater. Residues of carbamazepine (an anti-epileptic drug) up to 371 ng/mL and 30 µg/g were detected in nectar and pollen sampled from zucchini flowers (*Cucurbita pepo*) grown in carbamazepine spiked soil (0.5–20 µg/g). Under realistic exposure conditions from the use of recycled wastewater, carbamazepine concentrations were estimated to be 0.37 ng/L and 30 ng/kg in nectar and pollen, respectively. Incorporation of environmentally relevant carbamazepine residues in nectar and pollen into a modelling framework able to simulate beehive dynamics including the honeybee foraging activity at the landscape scale (BEEHAVE and BEESOUT) enabled the simulation of carbamazepine translocation from zucchini fields into honeybee hives. Carbamazepine accumulation was modelled in 11 beehives across a 25 km<sup>2</sup> landscape over three years chosen to represent distinct climatic conditions. During a single flowering period, carbamazepine concentrations were simulated to range between 0 and 2478 ng per beehive. The amount of carbamazepine gathered not only varied across the simulated years but there were also differences in accumulation of carbamazepine between beehives within the same year. This work illustrates a fundamental first step in assessing the risk of pharmaceuticals to bees through realistic scenarios by demonstrating a method to quantify potential exposure of honeybees at the landscape scale. Pharmaceuticals are being inadvertently but increasingly applied to agricultural lands globally via the use of wastewater for agricultural irrigation in response to water scarcity problems. We have demonstrated a route of pharmaceutical exposure to honeybees via contaminated nectar and pollen. Given the biological potency of pharmaceuticals, accumulation of these chemicals in nectar and pollen suggest potential implications for honeybee health, with unknown ecosystem consequences.

## 1. Introduction

In recent years, there has been a substantial focus on the impact of exposure to chemicals on global honeybee populations (Klein et al., 2017; Potts et al., 2010). If direct exposure to such chemicals does not cause mortality or disorientate foraging honeybees immediately, these chemicals can be transferred back to the hive in contaminated nectar and pollen therefore presenting a risk to the honeybee colony. To date, plant protection products have been identified in honeybees, beebread and colony wax (Hrynyk et al., 2019; Ostiguy et al., 2019; Traynor et al., 2016). The presence of insecticides, such as neonicotinoids in nectar and pollen and the subsequent exposure to honeybees potentially leads to adverse effects, even with low levels of contact (Blacquière et al., 2012; Goulson, 2013). The impact of plant protection products on pollinators however remains an active research area due to the

complexity of food web interactions involved in pesticide exposure. Research has also demonstrated the presence of a number of other plant protection products (e.g. organochlorine pesticides), as well as persistent organic pollutants (e.g. polychlorinated biphenyls (PCBs), polybrominated diphenylethers (PBDE)) in nectar and pollen (Roszko et al., 2016), although their effect on foraging insects is still being determined. Other organic contaminants, such as pharmaceuticals, have been shown to accumulate in edible plant organs with the potential impacts on human health being the focus of these studies (Carter et al., 2014; Malchi et al., 2014). However, the accumulation of pharmaceuticals in pollen and nectar, and subsequent exposure to foraging insects such as honeybees, has until now been over-looked. Nevertheless, a similar chemical profile and known ability to cross the root membrane and translocate within a plant via the xylem sap to distal tissues (Goldstein et al., 2014) would suggest that, like pesticides,

\* Corresponding author at: School of Geography, Faculty of Environment, University of Leeds, LS2 9JT, UK.

E-mail address: [l.j.carter@leeds.ac.uk](mailto:l.j.carter@leeds.ac.uk) (L.J. Carter).

<https://doi.org/10.1016/j.envint.2019.105248>

Received 6 August 2019; Received in revised form 2 October 2019; Accepted 6 October 2019

Available online 08 November 2019

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# Honey bee (*Apis mellifera* L.) colonies as bioindicators of environmental SARS-CoV-2 occurrence

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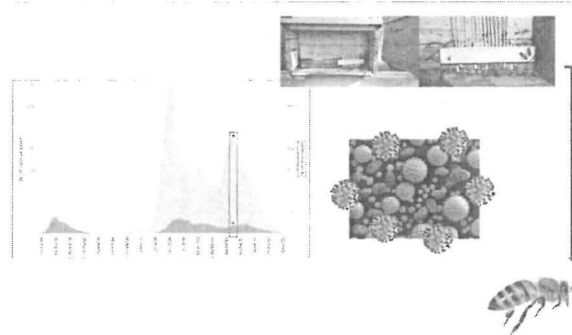
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## HIGHLIGHTS

- Atmospheric particulate matter (PM) plays a role in SARS-CoV-2 transmission.
- *Apis mellifera* colonies are used as bioindicators for environmental sampling.
- SARS-CoV-2 was detected in the PM carried by honey bee foragers.
- *A. mellifera* colonies can be used in the environmental detection of airborne pathogens.

## GRAPHICAL ABSTRACT



## ARTICLE INFO

### Article history:

Received 30 July 2021

Received in revised form 8 September 2021

Accepted 9 September 2021

Available online 14 September 2021

Editor: Jay Gan

### Keywords:

SARS-CoV-2

Airborne particulate matters

*Apis mellifera*

Bioindicator

Pandemic

Coronavirus

## ABSTRACT

SARS-CoV-2 is responsible for the COVID-19 pandemic. Airflows sustain the infection spread, and in densely urbanized areas airborne particulate matters (PMs) are deemed to aggravate the viral transmission. *Apis mellifera* colonies are used as bioindicators as they allow environmental sampling of different nature, PMs included. This experiment demonstrates for the first time the possible use of honey bee colonies in the SARS-CoV-2 monitoring. The trial was conducted in Bologna on 18 March 2021, when the third wave of the Italian pandemic was at its peak and environmental conditions allowed high PM concentrations in the air. Sterile swabs were lined up at the hive entrance to sample the dusty material on the body of returning foragers. All of them resulted positive for the target genes of viral SARS-CoV-2 RNA. Likewise, internal samples were taken, but they resulted in no amplification of the target sequences.

This experiment does not support speculations about the role of honey bees or their products in SARS-CoV-2 transmission. However, it indicates a novel use of *A. mellifera* colonies in the environmental detection of airborne human pathogens, at least in a densely urbanized area, deserving better understanding and possible integration with data from automatic air samplers.

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## 1. Introduction

The COVID-19 pandemic originated from the SARS-CoV-2 outbreak reported in China in December 2019 (Lai et al., 2020). The infection reached Italy in February 2020, when the first case was officialised (Grasselli et al., 2020), and quickly spread nationwide. Initially, it affected mainly the North of the country (Distante et al., 2020). Emilia-Romagna lies in that area and eventually turned into the third most

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## Misty Botello

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**From:** PUBCOMMENT-OCC  
**Sent:** Monday, March 18, 2024 4:40 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WPD  
**Subject:** FW: Public comment on Permit Number 2420

Jesús Bárcena  
Office of the Chief Clerk  
Texas Commission on Environmental Quality  
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**From:** sandramartinez5821@yahoo.com <sandramartinez5821@yahoo.com>  
**Sent:** Tuesday, March 12, 2024 1:05 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** LEALCO INC

**CN NUMBER:** CN601096944

**NAME:** Sandra Martinez Quinones

**EMAIL:** [sandramartinez5821@yahoo.com](mailto:sandramartinez5821@yahoo.com)

**COMPANY:**

**ADDRESS:** 10048 FM 1346  
ADKINS TX 78101-3330

**PHONE:** 2102643889

**FAX:**

**COMMENTS:** To place something this close to our home is not only absurd but unsanitary with us living next door to this field. I doubt anyone wants to step outside and smell this on a daily basis! This is not OK and this should be placed where there are no homes available, unless they want to buy out the whole area than feel free to start making offers!

## Christina Bourque

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**From:** PUBCOMMENT-OCC  
**Sent:** Thursday, March 28, 2024 2:58 PM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WPD  
**Subject:** FW: Public comment on Permit Number 2420

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

**From:** ingridvergara3108@gmail.com <ingridvergara3108@gmail.com>  
**Sent:** Wednesday, March 27, 2024 9:04 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number 2420

**REGULATED ENTY NAME** SAN ANTONIO TRANSFER STATION

**RN NUMBER:** RN111892352

**PERMIT NUMBER:** 2420

**DOCKET NUMBER:**

**COUNTY:** BEXAR

**PRINCIPAL NAME:** LEALCO INC

**CN NUMBER:** CN601096944

**NAME:** Ingrid Vergara

**EMAIL:** [ingridvergara3108@gmail.com](mailto:ingridvergara3108@gmail.com)

**COMPANY:**

**ADDRESS:** 6727 TERRA ARK VW  
CONVERSE TX 78109-3810

**PHONE:** 2107733496

**FAX:**

**COMMENTS:** Please stop bringing sources of contamination to the area. There is already a company that pollutes the air in the area off I10. Now, there are plans to bring more trash to the 87 area? It seems that this area is being targeted to bring undesirable things into it without regard to the health of all the neighborhoods that have been in the area as well as new neighborhoods that are being built. How come these facilities are never built in other areas? The health and sustainability of communities and wildlife in the area is important

## **TCEQ MUNICIPAL SOLID WASTE PERMIT NO. 2420**

<b>APPLICATION BY</b>	<b>§</b>	<b>BEFORE THE</b>
<b>WASTE CONNECTIONS</b>	<b>§</b>	
<b>LONE STAR, INC.</b>	<b>§</b>	<b>TEXAS COMMISSION ON</b>
<b>FOR MUNICIPAL SOLID WASTE</b>	<b>§</b>	
<b>PERMIT NO. 2420</b>	<b>§</b>	<b>ENVIRONMENTAL QUALITY</b>

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### **EXECUTIVE DIRECTOR'S RESPONSE TO PUBLIC COMMENT**

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The Executive Director of the Texas Commission on Environmental Quality (the Commission or TCEQ) files this Response to Public Comments on the application by Waste Connections Lone Star, Inc., (Applicant or Waste Connections) for Municipal Solid Waste (MSW) Permit No. 2420 to authorize the construction and operation of a new Type V MSW transfer station (the Application).

Before an application is approved, Title 30 Texas Administrative Code (30 TAC) Section (§) 55.156 requires that the Executive Director prepare a response to all timely, relevant, and material, or significant comments received. This response addresses all timely public comments received, whether or not withdrawn.

#### **I. Public Comments Received**

The Office of Chief Clerk received timely comments from Jesus Acosta, Nikko K. Delgado, Tiana Deloyola, Yvette Diaz, Alejandro Trevino Garza, Will Hernandez, Sandra Martinez Quinones, Ingrid Vergara, and the commenters listed in Attachment A.

#### **II. Background**

##### ***A. Facility Description***

Waste Connections Lone Star, Inc. has applied for MSW Permit No. 2420 to authorize a new Type V MSW transfer station to be located at 10244 FM 1346, Adkins, Texas 78101 in Bexar County (Facility).

The Application, if granted, would authorize the construction and operation of a transfer station with a capacity of 2,500 tons per day. The Facility would receive nonhazardous waste from the City of San Antonio and surrounding rural areas. The Facility infrastructure would consist of a steel-framed structure with a metal roof, two walls and an open concrete tipping floor.

The Facility would be authorized to accept municipal solid waste (MSW) described as household waste, yard waste, commercial solid waste, construction and demolition waste, and specified special waste and Classes 2 and 3 industrial nonhazardous waste. The facility would not be authorized to accept wastes that are expressly prohibited by 30 TAC Chapter 330, and any waste that is not authorized in the permit for acceptance.

Wastes would be transported by collection vehicles to the Facility, unloaded on the tipping floor and reloaded into larger waste transportation vehicles for transport to an MSW landfill for disposal.

### ***C. Procedural Background***

The TCEQ received this Application from Lealco, Inc., on January 22, 2024, and declared it administratively complete on March 1, 2024. A Notice of Receipt of Application and Intent to Obtain a Municipal Solid Waste Permit (NORI) was published in English on March 13, 2024, in the *San Antonio Express-News*, and in Spanish in *La Presna Texas* on March 17, 2024. The Application was transferred to Waste Connections on May 16, 2024. The Executive Director completed the technical review of the Application on December 12, 2024, and prepared a draft permit (Draft Permit). The Draft Permit establishes the conditions under which the facility must operate. The Executive Director made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements. The Notice of Application and Preliminary Decision (NAPD) was published in English on December 23, 2024, in the *San Antonio Express News*, and in Spanish in *La Presna Texas* on December 29, 2024. The public comment period ended on January 21, 2024.

This Application was filed on or after September 1, 2015; therefore, this Application is subject to the procedural requirements adopted pursuant to House Bill 801, 76th Legislature (1999) and Senate Bill 709, 84th Legislature (2015), both implemented by the Commission in its rules in Title 30 (30 TAC) Chapters 39, 50, and 55.

### **III. Access to Rules, Laws, and Information**

- The Texas Secretary of State webpage is [sos.state.tx.us](https://sos.state.tx.us).
- TCEQ rules in Title 30 of the Texas Administrative Code are available at [sos.state.tx.us/tac/](https://sos.state.tx.us/tac/) by selecting “View the current Texas Administrative Code” and then selecting “Title 30 Environmental Quality.”
- Texas statutes are available at [statutes.capitol.texas.gov](https://statutes.capitol.texas.gov).
- Federal rules in Title 40 of the Code of Federal Regulations are available at the EPA’s public webpage at [epa.gov/laws-regulations/regulations](https://epa.gov/laws-regulations/regulations).
- Federal environmental laws are available at the EPA’s public webpage at [epa.gov/laws-regulations/laws-and-executive-orders](https://epa.gov/laws-regulations/laws-and-executive-orders).
- General information about TCEQ can be found at the Commission’s public webpage at [tceq.texas.gov](https://tceq.texas.gov).
- General information about the TCEQ MSW permitting process is available at the Commission’s public webpage at [https://www.tceq.texas.gov/permitting/waste\\_permits/msw\\_permits/msw.html](https://www.tceq.texas.gov/permitting/waste_permits/msw_permits/msw.html).
- Information about the MSW permitting process is also available from the TCEQ Public Education Program at 1-800-687-4040.

- You may receive a paper copy of this Response to Public Comment by contacting the TCEQ Office of the Chief Clerk, at 512-239-3300.
- The Application, the Executive Director's preliminary decision, and the draft permit is available for viewing and copying at the Schaefer Branch Library, 6322 US Highway 87 East, San Antonio, Texas 78222 in Bexar County, Texas, and may be viewed online at <https://ftwweaverboos.com/> under the heading "San Antonio Transfer Station."
- Alternative language notice in Spanish is available at <https://www.tceq.texas.gov/goto/wasteapps>. La notificación en otro idioma en español está disponible en [www.tceq.texas.gov/goto/wasteapps](https://www.tceq.texas.gov/goto/wasteapps)
- Certain Commission records for this Application and Draft Permit are available for viewing and copying in the Office of the Chief Clerk (OCC) at the TCEQ main office in Austin at 12100 Park 35 Circle, Building F, 1st Floor. Certain documents located in OCC may also be viewed in the Commissioner's Integrated Database at: [www14.tceq.texas.gov/epic/eCID/](http://www14.tceq.texas.gov/epic/eCID/)

#### **IV. Comments and Responses**

##### ***Types of Wastes Accepted***

##### **Comment No. 1:**

Will Hernandez raised concerns that hazardous waste would be stored, processed, and disposed at the proposed Facility.

##### **Response No. 1:**

The application for a MSW transfer station must identify the wastes that are proposed to be accepted and transferred at the proposed facility in accordance with 30 TAC §330.203(a). An application includes a Waste Acceptance Plan which describes the types of wastes that will be accepted and those that are prohibited (30 TAC §330.61(b)). In accordance with 30 TAC §330.15(e)(7) regulated hazardous waste, as defined in 30 TAC §330.3, is prohibited from acceptance at a MSW facility. Further, 30 TAC §330.225(c) prohibits the unloading of wastes that the facility is not specifically allowed to accept.

The Waste Acceptance Plan lists the wastes the facility would accept, store, and transfer, and the wastes that would be prohibited from acceptance. (Application, Parts I/II, Section 2.1.1). The Waste Acceptance Plan states that the Facility would accept and transfer wastes that are allowed to be disposed of at an MSW landfill, including nonhazardous municipal solid waste such as household waste, yard waste, solid waste from businesses, construction and demolition waste, nonhazardous industrial waste classified as Class 2 and Class 3, and certain special waste. (*Id.*). The Waste Acceptance Plan does not list any hazardous waste.

The Draft Permit would incorporate the Application representations by reference in accordance with Draft Permit Sections IV(A)(1) and (2) and X. The Draft Permit lists wastes that would be authorized for acceptance at the Facility. (Draft



Permit, Section III.A). The Draft Permit also lists wastes that would be prohibited from acceptance at the Facility including regulated hazardous waste by reference to 30 TAC §330.15(e). (Draft Permit, Section III.B).

The Executive Director has reviewed the Application and determined that the Waste Acceptance Plan meets the regulatory requirements.

### ***Odor and Air Quality***

#### **Comment No. 2:**

Andrew Bloodworth, Tammy Bloodworth, Stephanie Cichon, Jessica Cruz, Nikko K. Delgado, Tiana Deloyola, Jeannie Dye, Deborah Hardwick, Linda Kelley, Pam Kelley, Lynn Pasch, Teresa Ronsh, Mark Russin, Wendy Russin, Mario Salinas, Phil Skloss, Evelyn Stanush, Wayne Stanush, Sandra Martinez Quinones, Chris Yeglesias, and Diana Yeglesias raised concerns about odors from the operation of the Facility. Tiana Deloyola raised concerns regarding existing air pollution. Clayton Cichon commented that there currently are odors from other existing facilities.

#### **Response No. 2:**

An application for a MSW transfer station is required to depict design features to provide adequate ventilation for odor control. (30 TAC §330.63(2)(c)). Additionally, a MSW transfer station must be operated in a way that prevents the occurrence of nuisance odor conditions. (30 TAC §330.15(a)(2)). An application for a MSW transfer station is required to address adequate ventilation and odor control in the Site Operating Plan. (30 TAC §330.245). The operator of a MSW facility must implement controls to prevent releases of nuisance odors from leaving the facility property boundary in accordance with 30 TAC §330.245(f). Further, the operator of a MSW transfer station is required to control ponded water to avoid objectionable odors in accordance with 30 TAC §330.245(k).

The construction and operation of an MSW facility must comply with 30 TAC Chapter 330, Subchapter U (Standard Air Permits for MSW Landfill Facilities and Transfer Stations) and air emissions must be authorized. When individual authorization of air emissions is required, the operator of a MSW facility must obtain authorization from the TCEQ Air Permits Division. Emissions from a MSW transfer facility as well as any vehicle emissions from traffic to and from a MSW transfer station are subject to applicable air quality requirements which are regulated separate and apart from the Draft Permit. If air pollution emission capture and abatement equipment is needed and implemented, it must be properly installed, maintained, and operated in accordance with 30 TAC §330.245(e).

The Site Operating Plan represents measures to control odor which include procedures that govern day-to-day operations of the Facility, including routine inspections and housekeeping to ensure compliance with the TCEQ regulations. (Application, Part IV, Section 8.12 (Ventilation and Air Pollution Control)). Additionally, the Application represents that the Facility is designed to provide adequate ventilation

for odor control. (Application Part IV, Section 8.12). The Application also represents that the Facility would consist of a two-sided building with a roof. (*Id.*). The Application represents that ventilation would be provided through two open sides on the north and south of the building and that additional openings on the east and west walls may be installed as needed. (*Id.*). Further, the Application represents that ponded water will be controlled to avoid objectionable odors. (*Id.*). The Application represents that to prevent nuisance odors, the Facility would not accept or process liquid wastes. (*Id.*). Finally, the Application represents that Waste Connections would install and operate an odor misting system using water, or chemical deodorizers if needed, to suppress nuisance odors from migrating off-site from the Facility. (*Id.*).

If the permit is granted, Waste Connections would be required to operate the Facility in accordance with the Site Operating Plan in accordance with Draft Permit Section Sections IV.A.1 and 2, VII.A, G, and K, VIII.A, and B, and X. Additionally, the Draft Permit would require Waste Connections to obtain any air permit or other air emissions authorization required prior to operating the Facility which would include authorization for the proposed odor control system. (Draft Permit, Sections VII.A, C – E and K, and VIII. Further, the Draft Permit would prohibit Waste Connections from causing nuisance odors. (Draft Permit, Section VIII). Finally, the Draft Permit would require Waste Connections to comply with TCEQ regulations and the Draft Permit terms and specifically to comply with 30 TAC Chapter 330, Subchapter U and the Standard Permit Conditions in Draft Permit Section VII.K.

If you believe that a person or a facility is out of compliance with TCEQ regulations or an issued authorization, you may submit an environmental complaint. The TCEQ Regional Office environmental investigators investigate environmental complaints. TCEQ encourages members of the public to report environmental complaints by calling the TCEQ Region 13 Office at 210-490-3096, calling the toll-free Environment Violation Hotline at 1-888-777-3186, or by submitting a complaint on-line at <https://www.tceq.texas.gov/compliance/complaints>. If a person or a facility is found to be out of compliance with a permit provision or an environmental regulation, the person or facility may be subject to an enforcement action.

Whether the operation of other existing facilities contribute to odor is not relevant or material to the Executive Director's or the Commission's consideration of the Application.

The Executive Director has reviewed the Application and determined that it complies with the regulatory requirements regarding odor control.

## ***Vectors***

### **Comment No. 3:**

Nikko K. Delgado raised concerns that the facility will attract rodents, wild dogs, and coyotes.

**Response No. 3:**

The application for a MSW transfer station is required to depict vector control measures the applicant will implement. A vector is defined as “an agent, such as an insect, snake, rodent, bird, or other animal capable of transferring a pathogen from one organism to another.” (30 TAC §330.3(175)). Additionally, an MSW transfer station is prohibited from accumulating solid waste in a manner or quantity that the waste cannot be processed within such time that will preclude insect breeding or harborage of other vectors. (30 TAC §330.241(a)). Further, an MSW facility operator must plan for and comply with the overloading and breakdown procedures in 30 TAC §330.241(b) and (c).

The Application provides vector control procedures in Part IV, Section 4.3, 5.1, and 8.10 (Standard Operating Procedure). The Application represents that if additional measures are deemed necessary then other methods of vector control used may include spraying, baits, traps, or other measures suitable for the identified pest or vector. (Application Section 8.1 (Site Operating Plan (SOP)). Additionally, the Application represents: that if a significant work stoppage should occur at the Facility due to a mechanical breakdown or other causes, and anytime that the Facility is expected to become inoperable for more than 24 hours, and any time that the Facility cannot operate in accordance with the SOP, that the Facility would stop receiving solid waste. (*Id.*). Further, the Application represents that under such circumstances Waste Connections would divert incoming solid waste directly to a different authorized facility and if it was anticipated that a work stoppage may last long enough to create nuisance odors, insect breeding, or harborage of vectors that Waste Connections would take steps to remove any accumulated solid waste from the Facility to a permitted landfill. (Application Section 8.1).

See additional information under Response No. 2 above regarding how to report an environment complaint.

The Executive Director reviewed the Application and preliminarily determined that the procedures provided in the Application for controlling vectors meet the regulatory requirements.

***Hours of Operation and Noise*****Comment No.4:**

Nikko K. Delgado raised concerns about noise from operation of the facility. Tiana Deloyola raised concerns regarding noise during hours of general operation from 3 a.m. to 7 pm. and the noise of heavy machine from 1 a.m. to 9 p.m., Monday through Friday and Saturdays.

**Response No. 4:**

In accordance with 30 TAC §330.63(b)(2)(I) a MSW transfer station transfer is required to be designed with controls to reduce noise pollution. A MSW transfer station must also “provide screening or other measures to minimize noise pollution

and adverse visual impacts.” (30 TAC §330.239). Additionally, an application for a MSW transfer station must include a Site Operating Plan that specifies the waste acceptance and operating hours for when a facility will transport materials on or off-site, as well as the hours for when a facility will operate heavy equipment in accordance with 30 TAC §330.229(a)(relating to Operating Hours). The Application indicates the waste acceptance hours would be between the hours of 5:00 a.m. and 7:00 p.m., Monday through Friday and between 7:00 a.m. and 12:00 p.m. on Saturday and that the operating hours for operating heavy equipment and transporting materials on- or off-site will be between the hours of 5:00 a.m. and 7:00 p.m., Monday through Friday, and 7:00 a.m. and 4:00 p.m. on Saturday. (Application Part IV, Section 2.1.1).

Additionally, a permit may authorize alternate operating hours (up to five days in a calendar year), to accommodate holidays and special events or to address disaster or emergency circumstances and implementation of alternate operating hours must be recorded in the site operating record. (30 TAC § 330.229(b) and (d)). Further, Waste Connection would be required to post conspicuous signs days at all waste receipt entrances of the Facility depicting the hours of operation. (30 TAC §330.231). Finally, an application for a MSW transfer station must demonstrate compliance with a required 50-foot buffer zone, in accordance with 30 TAC §330.543(b)(1).

The Application represents noise pollution and visual screening methods that Waste Connections would implement. These measures include that waste would be transferred within a building structure with two-walls and a roof; that an OSHA-approved “white noise” or similar backup alarm would be installed as practicable on mobile equipment; and that an eight-foot screening wall, and existing trees and bushes would provide screening to confine noise generated by on-site activities to primarily within the Facility boundaries. (Application, Part III, Appendix III.A, Figure III A.5 (Facility Screening Plan), and Part IV, Section 8.9 (Site Operating Plan). Additionally, the Application represents that the permit boundary would be approximately 48 feet from the nearest residence, with the transfer station structure located approximately 180 feet from the nearest residence. (Application Part IV, Section 8.9). Additionally, the Application represents that to decrease the likelihood of nuisance noise, that no waste activities would occur within the buffer zones at the facility. (*Id.*). Finally, the Application depicts a 50-foot buffer zone. (Application Part III, Appendix III.A, (Site Development Plan), Figures III.A-1, III.A-2 and III.A-3).

The Draft Permit would require the Applicant to maintain the approved days and hours of operation and to post them on signs at entrances of the facility that receive waste, as required under 30 TAC §330.231 (Draft Permit, Sections II.A. (Hours of Waste Acceptance and Operation) and IV.L. (Facility Sign Requirements). Representations regarding days and hours of operation included in the Application are incorporated by reference into the Draft Permit and would become enforceable upon issuance of the permit (Section VIII.A. (Standard Permit Conditions)).

See additional information under Response No. 2 above regarding how to report an environment complaint.

The Executive Director has reviewed the Application and preliminarily determined that it satisfies the regulatory requirements regarding waste acceptance and operating hours for the proposed facility.

### ***Human Health***

#### **Comment No. 5:**

Yvette Diaz requested information about health hazards posed by the facility as an immune-compromised individual and raised concerns for elderly residents. Ingrid Vergara raised concerns regarding impacts from the proposed facility on the health of communities. The signatories to a form letter public comment listed in Appendix A raised concerns that many local residents have pulmonary ailments such as asthma, COPD, allergies, immune deficiencies, heart issues, and other constant medical needs.

#### **Response No. 5:**

TCEQ promulgated rules regulating all aspects of MSW management under the authority of the Commission based primarily on the Texas Health and Safety Code, Chapter 361. It is Texas' policy and the purpose of the statutes to safeguard the health and welfare of the people by controlling the management of solid waste. A MSW permit does not authorize any injury to persons or property, an invasion of other property rights, or any infringement of state or local law or regulations. In accordance with 30 TAC §305.122(d) and 30 TAC §330.67(a).

TCEQ Environmental Investigators with the Regional Offices conduct compliance inspections and investigations of facilities under TCEQ's jurisdiction. The environmental investigators review facility operations and operating records to determine the facility's compliance with issued authorizations, TCEQ rules, state statutes, and federal statutes. If the permit is granted, Waste Connections would be required to comply with the conditions of the issued permit, which incorporates the rules, statutes, and the Application. (Draft Permit, Sections VII.A and VIII.A). Failure to comply with a permit condition may constitute a violation of the permit, the Rules of the Commission, and/or the Texas Solid Waste Disposal Act, and may be grounds for enforcement action.

The Executive Director has reviewed the Application and determined that, if the Facility is constructed and operated in accordance with the rules, Draft Permit provisions, and the Application, the operation of the facility should not adversely impact human health or the environment.

### ***Wildlife***

#### **Comment No. 6:**

Alejandro T. Garza stated that the proposed facility will have a detrimental and adverse effect on the health and livelihood of his apiary (e.g., bee hives). He is opposed to the location of the facility based on two studies he cited regarding how such facilities impact hives and their negative and adverse effect on honeybee population

and prevent sales. He stated that he could lose the apiary agricultural exemption for his apiary business due to the effects of the Facility. He also raised concerns that the Facility will affect neighboring hives as well within a three-mile radius of the facility. Ingrid Vergara raised concerns regarding impacts of the proposed Facility on wildlife in the area.

**Response No. 6:**

TCEQ promulgated rules regulating all aspects of MSW management under the authority of the Commission based primarily on the Texas Health and Safety Code, Chapter 361. It is Texas' policy and the purpose of the statutes to safeguard the health and welfare of the people by controlling the management of solid waste. A MSW permit does not authorize any injury to persons or property, an invasion of other property rights, or any infringement of state or local law or regulations. In accordance with 30 TAC §305.122(d) and 30 TAC §330.67(a).

The TCEQ's jurisdiction is established by the Legislature and is limited to the issues set forth in statute. *See* Tex. Health and Safety Code §361.011. Accordingly, the TCEQ has jurisdiction to consider the impact of an MSW facility on wildlife or wildlife habitat that is protected by state or federal statute. TCEQ rules prohibit an MSW facility or operation of an MSW facility from resulting in destruction or adverse modification of the critical habitat of endangered species and the causing or contributing to the taking of any endangered or threatened species in accordance with 30 TAC §330.61(n). This rule requires the applicant to submit Endangered Species Act compliance demonstrations and determine whether the proposed facility is in the range of endangered or threatened species. If a proposed facility is located in the range of endangered or threatened species, the applicant must conduct a biological assessment prepared by a qualified biologist in accordance with response standard procedures of the United States Fish and Wildlife Service and the Texas Parks and Wildlife Department to determine the effect of the facility on the endangered or threatened species.

Additionally, Waste Connections would be required to comply with 30 TAC §330.15 which prohibits the operation of an MSW facility from creating or and maintaining a nuisance and from endangering human health and welfare or the environment.

The Application includes an assessment report prepared by Weaver Consulting Group on threatened and endangered species which concludes that no habitat of federally listed species was observed within the project area. The report is located in the Application, Parts I/II Appendix I/II.D.

The Executive Director has reviewed the Application and determined that it meets the regulatory requirements and that if the Facility is constructed and operated in accordance with the rules, Draft Permit provisions, and the Application, the operation of the facility should not adversely impact agricultural business or wildlife.

## ***Siting***

### **Comment No. 7:**

Tiana Deloyola commented she is opposed to the location of the facility. Ingrid Vergara raised concerns regarding the proposed location of the facility. Tiana Deloyola and Will Hernandez raised concerns regarding the proximity of the proposed facility to homes and to the community. Sandra Martinez Quinones commented that the proposed facility should be located in a less populated area. Tiana Deloyola, Mr. Martinez, and Ingrid Vergara and the signatories to a form letter public comment listed in Appendix A raised concerns that the Facility will be located close to homes that have been established for times ranging from 10 to 50 years.

### **Response No. 7:**

In accordance with 30 TAC §330.61(h), an application for an MSW transfer station permit must provide information regarding the likely impacts of the proposed facility on cities, communities, groups of property owners, or individuals by analyzing the land uses, zoning in the vicinity, community growth patterns, water wells, and other factors associated with the public interest. Additionally, a minimum separating distance of 50 feet must be maintained between solid waste storage and processing areas and the facility boundary in accordance with 30 TAC §330.543(b)(1). Further, this buffer zone must be wide enough to provide for safe passage for firefighting and other emergency vehicles.

Part II of the Application provides information about the character of the surrounding land uses within one mile of the facility including information about growth trends within five miles of the proposed facility with directions of major development; proximity to residences, business establishments, as well as other uses within one mile such as schools, churches, cemeteries, historic structures and sites, archeologically significant sites, and sites having exceptional aesthetic quality; and information regarding all known wells within 500 feet of the site.

According to Part II of the Application, the facility would be located in an unincorporated area of Bexar County and several residential neighborhoods are within one mile of the Facility to the north, east, and west sides. (Application, Part I-II, Sections 4 and 7.5). The Application represents that property located to the immediate west is commercial/industrial and property to the south is undeveloped. (*Id.*) Additionally, the Application indicates that there are no sites of historic or archaeological significance within one mile of the Facility. (*Id.*).

The site layout in Figures IIIA-1, IIIA-2 and IIIA-3 of the Site Development Plan, Part III, Appendix IIIA of the application show compliance with the required 50-foot buffer zone, in accordance with 30 TAC §330.543(b)(1). The site plan also provides for a safe passage of at least 20 feet around the building for firefighting trucks and other emergency vehicles. No solid waste unloading, storage, or processing operations will occur within the buffer zone of the facility.

Apart from the land use compatibility requirements and the location restrictions in the rules referenced above, TCEQ does not have the authority to specify the location of the facility or to suggest an alternative location.

The Executive Director has reviewed the Application and determined that it complies with the siting and land use requirements.

### ***Traffic***

#### **Comment No. 8:**

Mark Russin raised concerns regarding traffic.

#### **Response No. 8:**

An application for an MSW transfer station is required to depict the roadways that would service the facility, provide data on the volume of vehicular traffic within one mile of the facility, project the volume of vehicular traffic generated by the facility, and submit documentation of coordination with Texas Department of Transportation (TxDOT) in accordance with 30 TAC §330.61(i).

Section 2, Appendix I/II-A of the Application provides the traffic data required under 30 TAC §330.61(i) for FM 1346 near the site. Application, Section 2.2, Tables 2.1 and 2.2 of Appendix I/II-A indicates that, for the proposed maximum daily rate acceptance of 2,500 tons of waste, existing traffic volumes on FM 1346 projected to the year 2043 will increase by less than 4%. Figure 2.1 of Appendix I/II depicts public roads within a one-mile radius of the Facility.

Waste Connections coordinated with TxDOT for traffic and location restrictions in accordance with 30 TAC §330.61(i)(4). TxDOT provided a response which indicates that FM 1346 must be widened to separate turn movements from through traffic. Waste Connections adopted TxDOT's recommendation by stating in Section 8.1 (Appendix I/IIA) that Waste Connections will widen FM 1346 to include auxiliary lanes to access the transfer station.

The Draft Permit would require Waste Connections to comply with the General Facility Requirements in Section IV-A-1 including Parts I – IV of the Application and revisions incorporated by reference to Section X.

The Executive Director has reviewed the Application and determined that it meets the regulatory requirements regarding traffic to and from the Facility.

### ***Public Notice:***

#### **Comment No. 9:**

Alejandro T. Garza commented that he did not receive mailed notice of the Application.



**Response No. 9:**

TCEQ's public participation rules require a series of public notices of solid waste applications to be mailed, published, and posted. Notice of Receipt of Application and Intent to Obtain a Permit (so called NORI) and Notice of Application and Preliminary Decision (so called NAPD) are required to be mailed and published in accordance with 30 TAC §§39.501(c) and (d).

In accordance with 30 TAC, Chapter 39, the Office of Chief Clerk mails notice to the landowners named on the Application adjacent landowner's list. This list must comply with the requirements of 30 TAC §281.5 and must include all property owners within ¼ mile of the facility, and all mineral interest ownership under the facility. In accordance with 30 TAC §39.501, persons entitled to notice include: people who own property within ¼ mile of the facility boundary; city, county and state officials specified by the rule; and those individuals who have placed themselves on a concerned party list with the Office of the Chief Clerk for the county in which the facility is located.

An application for an MSW transfer station permit is required to provide a map and list of property owners within ¼ mile of the facility and all mineral interest ownership under the facility (30 TAC 330.59(c)(3)(B)).

Parts I/II, Section 5 of the Application includes the required map and property owner information. The property owners map is shown in Figure I/II-5.1 and the property owners are listed by name and address in Table 5.1.

The Office of the Chief Clerk mailed the NORI on March 3, 2024, and the NAPD on December 17, 2024, to a mailing list which included the property owners listed in the Application in accordance with 30 TAC, Chapter 39 requirements.

The Executive Director has reviewed the Application and determined that notice was provided in compliance with regulatory requirements.

***General Opposition*****Comment No. 10:**

Jesus Acosta, Nikko Delgado, Tiana Deloyola, Yvette Diaz, Alejandro Trevino Garza, Sandra Martinez Quinones, Ingrid Vergara and the commenters listed in Attachment A expressed opposition to the Application.

**Response No. 10:**

The Executive Director acknowledges these comments.

### ***Property Values***

#### **Comment No. 11:**

The signatories to a form letter public comment listed in Appendix A raised concerns that the location and operation of the Facility would reduce the value of their property.

#### **Response No. 11:**

An applicant is required to provide land use information, including growth trends within five miles of a proposed facility in accordance with 30 TAC §330.61(h)(3). Apart from the land use compatibility requirements and the location restrictions in the rules referenced under Response No. 7, TCEQ does not have the authority to specify the location of the facility, determine zoning ordinances, or to suggest an alternative location. Further, TCEQ's jurisdiction is established by the Legislature and is limited to the issues set forth in statute and rules. Accordingly, TCEQ does not have jurisdiction to consider property values or other economic impacts when determining whether to approve or deny a permit application. However, the issuance of a permit does not authorize injury to persons or property or invasion of other property rights, or infringement of state or local law or regulation in accordance with 30 TAC §305.122(d) and 30 TAC §330.67(a). These comments are not relevant or material to the Commission's or the Executive Director's consideration of the Application.

### **V. Conclusion**

The Executive Director has reviewed the Application and determined that it meets the regulatory and statutory requirements.

## **VI. Changes Made to the Draft Permits in Response to Comments**

No changes were made to the draft permits in response to public comments received.

Respectfully submitted,

Texas Commission on Environmental Quality

Kelly Keel

Executive Director

Phillip Ledbetter, Director

Office of Legal Services

Charmaine Backens, Deputy Director

Environmental Law Division



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Environmental Law Division

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Phone: 512-239-5927

Fax: (512) 239-0606

### **CERTIFICATE OF SERVICE**

I certify that on March 14, 2025, that the Executive Director's Response to Public Comment on the application by Waste Connections Lone Star, Inc., for MSW Permit No. 2420 was filed with the TCEQ Office of the Chief Clerk.



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Nicholas Pilcher Staff Attorney  
Environmental Law Division  
[Nicholas.Pilcher@tceq.texas.gov](mailto:Nicholas.Pilcher@tceq.texas.gov)

## Attachment A

Individuals who affixed their names to a form letter comment received from Jesus Acosta on April 02, 2024.

ACOSTA, DANIEL	FRISENHAHN, CYNTHIA	MJELDE, SHARON
ACOSTA, JESUS J-	FRISENHAHN, DONNIE	MONTALVO, ELIAS
AGUIRRE, YULMA	FRISENHAHN, MONTY	MONTALVO, RAYMOND
ALEGRIA, PATRICIA	GONZALEZ, INOCENTE	MORALES, GENE
ALVARADO, ELOISA	GUERRERO, ARTURO	MORENO, ISMAEL L
ALVARADO, LUCIA	GUERRERO, MARGARITA	MORENO, LAURIE
ALVARADO, RAY	GUERRERO, SYLVIA	MORENO, ROBERT
ALVIZO, DEANNA	GUEVARA, PABLO	OJEDA, ABEL
ALVIZO, JOSE	GUTIERREZ, ANDREW	ONTIVEROS, MARIANA
ALVIZO, MARGARITA	GUTIERREZ, ORLANDO	PASEK, LYNN
ANGELES, JUAN	GUZMAN, MIGUEL	PERALES, ROBERT
ARMSTRONG, EDWARD	HARDWICK, DEBORAH	PEREZ, RION
BANDA, MARIA	HARDWICK, ROBERT	RAMIREZ, GLORIA
BLOODWORTH, ANDREW	HERNANDEZ, CUITLAHUAC	RAMIREZ, RENE
BLOODWORTH, TAMMY	HERNANDEZ, DIANA	REAL, BRANDON
BOLDEN, J B	HERNANDEZ, DORIS	REAL, CHRIS
BONDS, CLARENCE	HERNANDEZ, E K	REAL, CRAIG
BOULDEN, MARTRELL	HERNANDEZ, ERNESTINA	ROBLEDO, DENISE
BOYD, JAMES	HERNANDEZ, LEON	RODRIGUEZ, ALFREDO
BULTON, PHILLIP	HERNANDEZ JR., LEON	RODRIGUEZ, CARMEN
CAMPOS, ALFREDO	HERNANDEZ, MATTHEW	RODRIGUEZ, JASON
CAMPOS, BEN	JONES, THOMAS	RODRIGUEZ, JOCELYN
CAMPOS, DIANA	JUAREZ, JONATHAN D	RODRIGUEZ, PAUL
CARDENAS, SERGIO	KELLEY, LINDA	ROUSH, THERESA
CEJUDO, OSCAR	KELLEY, LLOYD	RUIZ, AMERICO
CICHON, CLAYTON	KELLEY, PAM	RUSIN, MARK
CICHON, STEPHANIE	KELLEY, TERRY	RUSIN, WENDY
CONCERNED CITIZEN	KELLY, GAYLE	SALINAS, MARIO
CONTRERAS, CAROLINA M	LOPEZ, JESUS	SALVATORE, ERICA
CRAIN, JANET	M, ROBERT	SERRANO, MARIA ROBERTA
CRUZ, BRIDGETTE	MACKAY, MONICA	SHUNKWIELER, ELEANOR
CRUZ, JESSICA	MACKAY, RODNEY	SKLOSS, PHIL A
DAVILA, ROMELIA	MACKAY, SHELTON	SMITH, DEBRA
DELGADO, PAUL	MACKAY, SHIRLEY	SMITH, LARRY
DIAZ, YVETTE	MARTINEZ, ADRIANA	STANUSH, EVELYN
DRZYMALLA, CARL	MARTINEZ, FRANCES	STANUSH, WAYNE
DRZYMALLA, LINDA	MARTINEZ, GRACIE	TORRES, BLANCA
DYE, JEANNIE	MCINTYRE, LESTER	TORRES, DENISE
FIGUEROA, VICTOR	MEDEIROS, DIANE M	TORRES, MARGARITA
FRANCIS, JAMES	MERLA, JOHNNY	TORRES, PEDRO
FRISENHAHN, CARL	MIRAMONTES, JAZMINE	VALLE, NATHANIEL

VILLASENOR, SANTIAGO  
VILLEGAS, SANTIAGO  
WEST, BARBARA

WINGFIELD, NICOLE  
YGLESIAS, CHRIS  
YGLESIAS, DIANA

YGLESIAS, ROGER