

Brooke T. Paup, *Chairwoman*
Bobby Janecka, *Commissioner*
Catarina R. Gonzales, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 12, 2025

Via Electronic Filing

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

Re: Transmittal of Documents for Administrative Record
Waste Connections Lone Star, Inc.
Permit No.: 2420
TCEQ Docket No.: 2025-0209-MSW

Dear Ms. Gharis:

Enclosed for filing is the administrative record for the above-referenced matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Nicholas Pilcher".

Nicholas Pilcher, Staff Attorney
Environmental Law Division
Nicholas.Pilcher@tceq.texas.gov

Texas Commission on Environmental Quality

INTEROFFICE MEMORANDUM

To: Office of the Chief Clerk **Date:** May 12, 2025
From: Nicholas Pilcher
Kathy Humphreys
Staff Attorneys
Environmental Law Division

Subject: Transmittal of Documents for Administrative Record

Applicant: San Antonio Transfer Station
Waste Connections Lone Star, Inc.

Proposed Permit No.: 2420

Program: Office of Waste, Waste Permits Division

Docket Nos.: 2025-0209-MSW

I have enclosed the following documents to be included in the administrative record for the above-referenced matter:

- Final Draft Permit
- Technical Summary and Executive Director's Preliminary Decision
- Compliance History Report
- Executive Director's Response to Public Comments
- Request for Direct Referral from Applicant
- MSW Checklist

This memorandum also serves as a request that the Office of the Chief Clerk transmit the attached items, and copies of public notices relating to the permit application, to the State Office of Administrative Hearings.

Texas Commission on Environmental Quality



Permit for a Municipal Solid Waste (MSW) Management Facility

Issued under provisions of Texas
Health & Safety Code
Chapter 361

MSW Permit No.: 2420
Name of Site Operator/Permittee: Waste Connections Lone Star, Inc.
Operator: Waste Connections Lone Star, Inc.
Property Owner: Waste Connections Lone Star, Inc.
Facility Name: San Antonio Transfer Station
Facility Address: 10244 FM 1346, Adkins, Texas 78101
Facility Classification: Type V Municipal Solid Waste Transfer Station Facility

The permittee is authorized to temporarily store and transfer waste in accordance with the limitations, requirements, and other conditions set forth herein. This permit is granted subject to the rules and orders of the Commission and laws of the State of Texas and it replaces any previously issued permit. Nothing in this permit exempts the permittee from compliance with other applicable rules and regulations of the Texas Commission on Environmental Quality. This permit will be valid until canceled, amended, or revoked by the Commission.

Approved, Issued and Effective in accordance with Title 30, Texas Administrative Code (30 TAC), Chapter 330.

Issued Date:

For the Commission

Table of Contents

I. Facility Location and Size 3

A. Facility Physical Location 3

B. Facility Permanent Benchmark 3

C. Facility Legal Description..... 3

D. Facility Size 3

II. Hours of Waste Acceptance and Operation..... 3

III. Authorized Waste Streams, Waste Acceptance Rate, and Storage Capacity..... 3

A. Authorized Waste Streams 3

B. Prohibited Waste Streams 3

C. Waste Acceptance Rate..... 4

D. Maximum Storage Capacity 4

IV. Facility Design, Construction, and Operation..... 4

A. General Facility Requirements..... 4

B. Authorized Waste Management Units..... 5

C. Management of Contaminated Water..... 5

D. Facility Sign Requirements 5

E. Facility Personnel..... 5

V. Financial Assurance 5

VI. Facility Closure 6

VII. Standard Permit Conditions 6

VIII. Incorporated Regulatory Requirements 8

IX. Special Provisions 8

X. Permit Application Submittal References 8

I. Facility Location and Size

A. Facility Physical Location

San Antonio Transfer Station

10244 FM 1346 Adkins, Texas 78101, Bexar County

B. Facility Permanent Benchmark

Latitude: 29° 25' 12" N

Longitude: 98° 17' 08" W

Elevation: 645 feet above mean sea level

C. Facility Legal Description

The legal description is contained in Part I/II found in Section 13 of this permit.

D. Facility Size

7.513 acres

II. Hours of Waste Acceptance and Operation

A. The waste acceptance hours will 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. 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.

B. The operator shall post the actual hours and days of operation on the site sign in accordance with 30 TAC §330.231.

C. In accordance with 30 TAC §§330. 229(c), the TCEQ Regional Office may allow additional temporary operating hours to address disaster or other emergency situations, or other unforeseen circumstances that could result in the disruption of waste management services in the area. The facility must record, in the site operating record, the dates, times, and duration when any alternative operating hours are utilized as required by 30 TAC §330.229(d).

III. Authorized Waste Streams, Waste Acceptance Rate, and Storage Capacity

A. Authorized Waste Streams

The permittee is authorized to accept, for storage and transfer, and for recovery of materials for recycling from the following waste streams: household waste, yard waste, commercial solid waste, Classes 2 and 3 industrial nonhazardous waste, construction and demolition waste, and specified special waste.

B. Prohibited Waste Streams

Any other waste which is prohibited, consistent with 30 TAC 330.15(e), or not listed in Section III.A of this permit may not be accepted.

C. Waste Acceptance Rate

Authorized solid waste may be accepted for storing and transfer and for recovery of materials for recycling at this facility at a rate of up to 2,500 tons-per-day.

D. Maximum Storage Capacity

Total available waste storage capacity of this facility is 2,500 tons with a maximum storage limit of 48 hours (not to exceed 72 hours during holidays). No waste will be stored on the transfer station floor or elsewhere in the facility premises after closing hours on Saturdays and Sundays.

IV. Facility Design, Construction, and Operation

A. General Facility Requirements

1. Facility design, construction, operation and maintenance must comply with the provisions of this permit; commission rules, including but not limited to 30 TAC Chapter 330; special provisions contained in this permit; Parts I through IV of the permit application and amendments, corrections, and modifications incorporated by reference in Section X of this permit. The facility construction and operation shall be conducted in a manner that is protective of human health and the environment.

The transfer station facility will be a steel-framed structure with a metal roof and walls covering an open concrete floor. Ventilation openings will be located on the east and west walls. The north and south sides will be open for hauling vehicle access. Transfer trailers enter the facility from the north. The tipping floor will have an area of approximately 20,000 square feet (150 feet by 130 feet). The scales will be positioned next to a proposed scale house with windows to allow for communication and exchange of paperwork. A minimum 2,000-gallon contaminated water holding tank will be located on the north side of the transfer station structure. Contaminated water and wash water from the tipping floor will drain to the holding tank prior to being pumped out and transported to a permitted wastewater treatment facility.

2. The facility shall be designed, constructed, operated, and maintained to prevent the release and migration of any waste, contaminant, or pollutant beyond the point of compliance defined in 30 TAC §330.3, and to prevent inundation or discharge from the areas surrounding the facility components. Each receiving, storage, and processing area shall have a containment system that will collect spills and incidental precipitation in such a manner that prevents:
 - a. The release of any contaminated runoff spills, or precipitation.
 - b. Washout of any waste by a 100-year frequency flood.
 - c. Run-on into the waste storage or processing areas from off-site areas.
3. The site shall be designed and operated so as not to cause a violation of:
 - a. The requirements of §26.121 of the Texas Water Code;
 - b. Any requirements of the Federal Clean Water Act, including, but not limited to, the National Pollutant Discharge Elimination System (NPDES)

requirements of §402, as amended, and/or the Texas Pollutant Discharge Elimination System (TPDES), as amended;

- c. The requirements under §404 of the Federal Clean Water Act, as amended; and
- d. Any requirement of an area wide or statewide water quality management plan that has been approved under §208 or §319 of the Federal Clean Water Act, as amended.

B. Authorized Waste Management Units

The permittee is authorized to operate the waste management units related to the transfer and storage of the wastes authorized, and related to the recycling of the recovered materials, which shall include units, structures, appurtenances, or improvements as described in the permit application and outlined in Section IV-A-1 of this permit.

C. Management of Contaminated Water

All contaminated surface water and groundwater shall be handled, stored, treated, and disposed of in accordance with 30 TAC § 330.207 and Part IV found in Section X of this permit.

D. Facility Sign Requirements

The permittee shall conspicuously display at all entrances to the facility through which wastes are received, a sign measuring at least four feet by four feet with letters at least three inches in height stating the facility name; type of facility; the hours and days of operation; the permit number or facility number.

E. Facility Personnel

The permittee shall comply with 30 TAC §330.59(f)(3) regarding employment of a licensed solid waste facility supervisor. The permittee shall ensure that the facility's personnel are familiar with safety procedures, contingency plans, the requirements of the Commission's rules and this permit, commensurate with their levels and positions of responsibility as specified in the permit application, Part IV, Section 2.1 found in Section X of this permit. All facility employees and other persons involved in facility operations must obtain and maintain the level of training or certification as required by applicable regulations.

V. Financial Assurance

- A. Authorization to operate the facility is contingent upon compliance with this permit and maintenance of financial assurance in accordance with 30 TAC Chapter 330 Subchapter L and 30 TAC Chapter 37.

Within 60 days prior to the initial receipt of waste, the permittee shall provide to the executive director financial assurance instrument(s) for demonstration of closure in an amount not less than \$208,150 (2023 dollars). The permittee shall maintain continuous financial assurance coverage for closure until all requirements of the final closure plan have been completed and the site is determined to be closed in writing by the executive director in accordance with 30 TAC §330.505(b)(2).

- B. The permittee shall annually adjust the closure cost estimates for inflation within 60 days prior to the anniversary date of the establishment of the financial assurance instrument in accordance with 30 TAC §37.131.
- C. If the facility's closure plan is modified, the permittee shall provide new cost estimates in current dollars, which meet the requirements 30 TAC Chapter 37 and 30 TAC Chapter 330, Subchapter L. Modifications shall be made pursuant to 30 TAC §305.70. The amount of the financial assurance mechanism shall be adjusted within 60 days after the modification is approved. Adjustments to the cost estimates and/or financial assurance instrument to comply with any financial assurance regulation that is adopted by the TCEQ subsequent to the issuance of this permit shall be initiated as a modification within 30 days after the effective date of the new regulation.

VI. Facility Closure

- A. Closure of the facility must commence:
 - 1. Upon direction by the executive director of the TCEQ for failure of the permittee to comply with the terms and conditions of this permit or violation of State or Federal regulations. The executive director is authorized to issue emergency orders to the permittee in accordance with §§5.501 and 5.512 of the Water Code regarding this matter after considering whether an emergency requiring immediate action to protect the public health and safety exists;
 - 2. Upon abandonment of the site by the permittee;
 - 3. Upon direction by the executive director for failure of the permittee to secure and maintain an adequate bond or other acceptable financial assurance instrument as required; or
 - 4. Upon the permittee's notification to the TCEQ that the facility will no longer operate.
- B. Closure Completion Requirements:

Facility closure shall be performed and completed in accordance with 30 TAC §§330.21, 330.451, 330.459, and 330.461, the Closure Plan in Part III, Section 5 of the application, and in conformance with Section X of this permit.

VII. Standard Permit Conditions

- A. This permit is based on, and the permittee shall follow, the permit application dated January 19, 2024 and revisions dated May 15, 2024, July 19, 2024, and September 26, 2024. These application submittals are hereby approved subject to the terms of this permit, the rules and regulations, and any orders of the TCEQ, and are incorporated into this permit by reference in Section X as if fully set out herein; provided, however, that in the event of a conflict between the provisions of this permit and the application, the provisions of the permit shall control. Any and all revisions to these application submittals shall become conditions of this permit upon the date of approval by the Commission. The permittee shall maintain the application and all revisions and supporting documentation at the facility and make them available for inspection by TCEQ personnel.
- B. This permit shall consist of all duly executed amendments, modifications, and corrections to this permit. These amendments, modifications, and corrections are incorporated into this permit by reference in Section X.

- C. The permittee shall comply with all conditions of this permit. Failure to comply with any condition may constitute a violation of the permit, the rules of the Commission, and the Texas Solid Waste Disposal Act and is grounds for an enforcement action, revocation, or suspension.
- D. Once the facility is constructed, the permittee is required to submit a certification by a Texas-licensed professional engineer that the facility is constructed as designed in accordance with the issued permit pursuant to 30 TAC §330.73(e).
- E. A pre-opening inspection shall be held pursuant to 30 TAC §330.73(f). The facility shall not accept waste until the executive director has confirmed in writing that all applicable submissions required by the permit and applicable rules have been received and found to be acceptable and that construction is in compliance with the permit and the approved site development plan.
- F. In compliance with the requirements of 30 TAC §330.235, the permittee shall consult with the local District Office of the Texas Department of Transportation or other authority responsible for road maintenance, as applicable, to determine standards for litter and mud cleanup on state, county, or city maintained roads serving the site. Documentation of this consultation shall be placed in the site operating record prior to receipt of waste at the facility.
- G. The permittee shall maintain all on-site and other non-public access roadways. A positive means to control dust and mud must be provided.
- H. The permittee shall allow entry onto the site by TCEQ personnel for inspection purposes during the site operating life in accordance with §361.032 of the Texas Health and Safety Code.
- I. The provisions of this permit are severable. If any permit provision or the application of any permit provision to any circumstance is held invalid, the remainder of this permit shall not be affected.
- J. Regardless of the specific design contained in the application or adopted by reference in Section X of this permit, the permittee shall be required to meet all performance standards required by the permit, the Texas Administrative Code, and local, state, and federal laws or ordinances.
- K. The permittee shall comply with the requirements of the air permit exemption in 30 TAC §106.534, if applicable, and the applicable requirements of 30 TAC Chapters 106 and 116 and 30 TAC Chapter 330, Subchapter U.
- L. The permittee shall furnish to the executive director, upon request and within a reasonable time, any information to determine whether cause exists for amending, revoking, suspending or terminating the permit, and copies of records required to be kept by the permittee.
- M. The permittee shall report any noncompliance to the executive director which may endanger human health and safety, or the environment in accordance with 30 TAC §305.125(9).
- N. Where the permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in an application, or in any report to the executive director, it shall promptly submit such facts or information.

- O. The permittee shall notify the executive, in writing, immediately following the filing of a voluntary or involuntary petition for bankruptcy in accordance with 30 TAC §305.125(22).
- P. Any proposed facility changes, additions, or expansions must be authorized in accordance with the rules in 30 TAC Chapters 305 and 330.

VIII. Incorporated Regulatory Requirements

- A. The permittee shall comply with all applicable federal, state, and local regulations and shall obtain any and all other required permits prior to the beginning of any on-site improvements or construction approved by this permit.
- B. To the extent applicable, the requirements of 30 TAC Chapters 37, 281, 305, and 330 are adopted by reference and are hereby made provisions and conditions of this permit.

IX. Special Provisions

None

X. Permit Application Submittal References

- A. Permit Application: Parts I, II, III, and IV
- B. Amendments, corrections, and modifications issued for MSW Permit No. 2420

**Technical Summary and
Executive Director's Preliminary Decision
of the**

**San Antonio Transfer Station
MSW Permit Application
No. 2420**

**Type V Municipal Solid Waste Facility
Bexar County, Texas**

**Applicant:
Waste Connections Lone Star, Inc.**

Date Prepared: November 8, 2024

By the
Municipal Solid Waste (MSW) Permits Section
Office of Waste, Waste Permits Division
Texas Commission on Environmental Quality

This summary was prepared in accordance with 30 Texas Administrative Code Section 281.21(c). The information contained in this summary is based upon the permit application and has not been independently verified.

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Contents

- 1. Applicant Contact Information..... 4
- 2. General Information..... 4
 - 2.1 Permit Application..... 4
 - 2.2 Wastes to be Accepted..... 4
 - 2.3 Waste Acceptance Rate..... 4
- 3. Technical Review..... 4
- 4. Facility Location and Size 5
 - 4.1 Location 5
 - 4.2 Facility Coordinates..... 5
 - 4.3 Facility Size 5
- 5. Facility Design, Construction, and Operation 5
- 6. Land Use 6
 - 6.1 Zoning 6
 - 6.2 Surrounding Land Uses Within One Mile..... 6
 - 6.3 Growth Trends 6
 - 6.4 Residences and Businesses..... 6
 - 6.5 Schools and Churches..... 6
 - 6.6 Cemeteries..... 6
 - 6.7 Historical Sites..... 6
 - 6.8 Water Wells Within 500 Feet of the Facility 7
- 7. Location Restrictions 7
 - 7.1 Easements and Buffer Zones..... 7
 - 7.2 Floodplains..... 7
 - 7.3 Groundwater 7
 - 7.4 Endangered or Threatened Species..... 7
 - 7.5 Wetlands 7
- 8. Facility Transportation and Access 7
- 9. Surface Water Protection..... 8
- 10. Site Development Plan and Site Operating Plan..... 8
- 11. Financial Assurance 8
- 12. Public Participation Process 8
- 13. Executive Director’s Preliminary Decision 10
- 14. Additional Information 10

1. Applicant Contact Information

Name of Applicant: Waste Connections Lone Star, Inc.
3 Hughes Landing, 8th Floor
The Woodlands, Texas 77381

Name of Facility: San Antonio Transfer Station

Contact Person: Mr. Brett O'Connor
3 Hughes Landing, 8th Floor
The Woodlands, Texas 77381
(832) 442-2200

Consulting Engineer: Mr. Charles R. Marsh, P.E., Project Director
Weaver Consultants Group
6420 Southwest Boulevard, Suite 206
Fort Worth, Texas 76109
(817) 735-9770

2. General Information

2.1 Permit Application

The applicant has submitted this application requesting authorization to construct and operate a new Type V transfer station in Bexar County, Texas. This application was submitted on January 23, 2024 in accordance with Title 30 of the Texas Administrative Code (30 TAC) Chapter 330.

2.2 Wastes to be Accepted

The facility may accept household waste, yard waste, commercial solid waste, Classes 2 and 3 industrial nonhazardous waste, construction and demolition waste, and specified special waste.

The facility may not accept wastes that are expressly prohibited by Title 30 Texas Administrative Code (30 TAC) Chapter 330, and any waste that is not authorized in the permit for acceptance.

2.3 Waste Acceptance Rate

Authorized wastes may be accepted at a maximum rate of 2,500 tons per day.

3. Technical Review

The application has been technically reviewed by the Municipal Solid Waste Permits Section to determine its compliance with the applicable requirements in 30 TAC Chapters 305 and 330. Chapter 305 sets forth standards and requirements for applications; Chapter 330 contains the minimum regulatory criteria for municipal solid

waste facilities. It has been determined that the information in the permit application, along with the draft permit, demonstrates compliance with these regulatory requirements. A draft permit has been prepared, the application has been declared technically complete.

4. Facility Location and Size

4.1 Location

The San Antonio Transfer Station is located at 10244 FM 1346, Adkins, Texas 78101 in Bexar County.

4.2 Facility Coordinates

Latitude: 29° 25' 12" N

Longitude: 98° 17' 18" W

Elevation: 645 feet above mean sea level (ft msl)

4.3 Facility Size:

The total area within the permit boundary under the proposed permit is approximately 7.513 acres.

5. Facility Design, Construction, and Operation

The facility will consist of a steel-framed structure with a metal roof and walls covering an open concrete floor of about 20,000 square feet (150 feet by 130 feet) which serves as a tipping floor. The entrance of collection vehicles to the tipping floor is provided through openings in the building's north and south sides. The tipping floor is designed with a one-degree slope such that contaminated/washwater drains to the west, first into a 50-gallon sump, then to a minimum 500-gallon grit trap/oil water separator which gravity flows to a 2,000-gallon holding tank.

The facility will be constructed to manage run-on and run-off during peak discharge of 25-year rainfall event, and such that storm water around the site is controlled to prevent running into the processing area.

Ventilation is provided through the open north and south sides of the structure. Mist systems may be used with the building to suppress odors, if needed.

The permittee is not authorized to accept liquid wastes including grease trap, sewage, and septage.

6. Land Use

The application provides information about land use in the vicinity of the site in accordance with 30 TAC §330.61(h).

6.1 Zoning

The facility will not be located in an area subject to zoning. The facility will be located at 10244 FM 1346, Adkins, Texas 78101 and is designated as outside the city limits of San Antonio in an unincorporated area of Bexar County. Bexar County does not have zoning designations.

6.2 Surrounding Land Uses Within One Mile

The surrounding land within one mile of the facility is predominantly single family residential, agricultural, and transportation corridors.

The application indicates there are several residential neighborhoods within one mile of the facility, to the north, east, and west sides. The property located to the immediate west is commercial/industrial, to the east and north is single family residential, and to the south is undeveloped.

There are no sites of historic or archaeological significance within one mile of the facility.

6.3 Growth Trends

The facility is located in the unincorporated area of Bexar County where an annual growth of about 1% is anticipated by 2050.

6.4 Residences and Businesses

There are several single-family residential neighborhoods, businesses, and industrial land uses within one mile of the facility, to the north, east and west. The nearest residence is approximately 48 feet from the permit boundary. The nearest business is about 130 feet southwest of the site. The adjacent property to the south is undeveloped.

6.5 Schools and Churches

There are two churches and no known schools within one mile of the site.

6.6 Cemeteries

There are no known cemeteries within one mile of the site.

6.7 Historical Sites

There are no known historical sites within one mile of the site.

6.8 Water Wells Within 500 Feet of the Facility

A half-mile water well search which includes a review of records from the Texas Water Development Board indicates that there are no water wells located within 500 feet of the site. The nearest water well is about 7,000 feet from the transfer station.

7. Location Restrictions

Location restrictions for municipal solid waste landfills are set forth in 30 TAC Chapter 330 Subchapter M.

7.1 Easements and Buffer Zones

No solid waste unloading, storage, disposal, or processing operations will occur within any easement, buffer zone, or right-of-way that crosses the facility. All pipeline and utility easements will be clearly marked. A minimum separating distance of 50 feet will be maintained between solid waste storage/processing units and the facility boundary. The buffer zone must provide safe passage for firefighting and other emergency vehicles.

7.2 Floodplains

The area within the proposed permit boundary is not located in a 100-year floodplain. The facility is considered to be in compliance with 30 TAC §330.547.

7.3 Groundwater

The facility is not located over the recharge zone of the Edwards Aquifer. The facility is considered to be in compliance with 30 TAC §330.549.

7.4 Endangered or Threatened Species

Correspondence with the United States Fish and Wildlife Service and the Texas Parks and Wildlife Department indicates that no impacts to threatened or endangered plant or animal species are expected from the proposed operation of this facility. Therefore, the facility is considered in compliance with 30 TAC §330.551

7.5 Wetlands

There are no jurisdictional wetland areas within the permit boundary. The facility is considered to be in compliance with 30 TAC §330.553.

8. Facility Transportation and Access

Waste collection vehicles will enter the site by travelling 3.7 miles south of the intersection of Interstate 10 and FM 1604 and then 1.5 miles west of the intersection of

FM 1604 and FM 1346. Other roads may be periodically used by collection vehicles to serve residences and businesses located along or near these roadways; however, these roads are not main access roads that collection vehicles will routinely use to access the site. A coordination response from the Texas Department of Transportation is awaited.

The volume of traffic to the facility is anticipated to be 1,540 vehicles per day at the maximum daily capacity.

9. Surface Water Protection

The transfer station has been designed to prevent the discharge of solid waste or pollutants adjacent to or into waters in the state of Texas; to prevent a discharge of pollutants into waters of the United States and prevent a discharge of nonpoint source pollution to waters of the United States.

10. Site Development Plan and Site Operating Plan

The Site Development Plan (SDP) is Part III of the permit application and sets forth the engineering design and other technical aspects of the facility. The Site Operating Plan (SOP) is Part IV of the permit application and provides operating procedures for the site personnel for the daily operation of the facility to maintain the facility in compliance with the engineering design and applicable regulatory requirements. These documents become part of the permit.

11. Financial Assurance

Financial assurance will be maintained for the facility in accordance with 30 TAC Chapter 37 (Financial Assurance) and 30 TAC Chapter 330 Subchapter L.

12. Public Participation Process

Technical review of the application has been completed, the application has been declared technically complete, and a draft permit and *Notice of Application and Preliminary Decision* (NAPD) have been prepared. Information about the application, the draft permit, the notice, and this technical summary will be filed in the TCEQ Office of the Chief Clerk for processing.

The public can participate in the final decision on the issuance of a permit as follows:

- 12.1 The TCEQ will hold a public meeting if the executive director determines that there is substantial public interest in the application or if requested by a local legislator. During a public meeting the commission accepts formal comments on an application and holds an informal question and answer period.

- 12.2 The NAPD will be sent to the applicant and published in a newspaper. The NAPD provides instructions for submitting comments, requesting a public meeting, or requesting a hearing on the application, and that all comments or requests must be submitted within 30 days from the date of newspaper publication of the notice.
- 12.3 After the comment period has ended, if comments are received a *Response to Comments* (RTC) will be prepared. The RTC will be sent to all persons who submitted comments or requested a public meeting or hearing on the application. Persons who receive the RTC will have an additional 30 days after the date the RTC is mailed in which to request a public hearing.
- 12.4 After the 30-day period to request a hearing has ended, if any requests have been received the matter will be placed on an agenda for a meeting of the TCEQ commissioners to determine whether to grant any of the hearing requests and refer the matter to the State Office of Administrative Hearings for a public hearing.
- 12.5 A public hearing is a formal process in front of an Administrative Law Judge (ALJ) who conducts the hearing. The applicant and protestant party(ies) present witnesses and testimony to support or dispute information contained in the application. When the hearing process is complete, the ALJ will issue a *Proposal for Decision* (PFD). The PFD will be placed on an agenda for a meeting of the TCEQ commissioners to consider whether to grant or deny the application.
- 12.6 After the commission has acted on an application, a motion for rehearing may be made by a party that does not agree with the decision. A motion for rehearing must be filed no later than 25 days after the party or the party's attorney of record is notified of the decision. The motion may be set on another agenda for consideration by the commission, or allowed to expire by operation of law.
- 12.7 Applications for which no one requests a contested case hearing and which meet all other requirements in 30 TAC 50.133(a) are uncontested applications and will be acted on by the executive director. An uncontested application will be placed on the executive director's agenda and the permit will be issued. The TCEQ will then mail notice that the permit was issued. The notice will be mailed according to 30 TAC 50.133(b) to the applicant, to any person who requested to be on the mailing list for the application, any person who submitted comments during the public comment period, and any person who timely filed a request for a contested case hearing. The notice will include information about the opportunity to file a motion to overturn the executive director's decision. Any motion to overturn the executive director's decision must be submitted no later than 23 days after the date the agency mails notice of the issued permit.

13. Executive Director's Preliminary Decision

The executive director has made the preliminary decision that this proposed permit, if issued, meets all statutory and regulatory requirements.

14. Additional Information

For information concerning the regulations covering this application, contact the MSW project manager:

Mr. Mamadou Balde, P.E.
Municipal Solid Waste Permits Section, MC 124
Waste Permits Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711
(512) 239-2305

For more detailed technical information concerning any aspect of this application or to request a copy of the Site Development Plan, please contact the consulting engineer or the applicant at the address provided at the beginning of this summary.

The application can be viewed on the internet at: www.tceq.texas.gov/goto/wasteapps.

For information concerning the legal aspects of the hearing process, agency rules, and submitting public comments, please contact the TCEQ Office of the Public Interest Counsel at (512) 239-6363.



Compliance History Report

Compliance History Report for CN600321871, RN111892352, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator:	CN600321871, Waste Connections Lone Star, Inc.	Classification: SATISFACTORY	Rating: 1.19
Regulated Entity:	RN111892352, SAN ANTONIO TRANSFER STATION	Classification: UNCLASSIFIED	Rating: -----
Complexity Points:	2	Repeat Violator: NO	
CH Group:	14 - Other		
Location:	10244 FM 1346 ADKINS, TX 78101-9705, BEXAR COUNTY		
TCEQ Region:	REGION 13 - SAN ANTONIO		

ID Number(s):
MUNICIPAL SOLID WASTE PROCESSING PERMIT 2420

Compliance History Period: September 01, 2019 to August 31, 2024 **Rating Year:** 2024 **Rating Date:** 09/01/2024

Date Compliance History Report Prepared: October 22, 2024

Agency Decision Requiring Compliance History: Permit - Issuance, renewal, amendment, modification, denial, suspension, or revocation of a permit.

Component Period Selected: October 23, 2019 to October 22, 2024

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.

Name: Mamadou Balde

Phone: (512) 239-2305

Site and Owner/Operator History:

- 1) Has the site been in existence and/or operation for the full five year compliance period? NO
- 2) Has there been a (known) change in ownership/operator of the site during the compliance period? YES
- 3) Who is the current owner/operator? Waste Connections Lone Star, Inc. OWNER OPERATOR since 1/23/2024
- 4) Who was/were the prior owner(s)/operator(s)? LEALCO, INC., OWNER OPERATOR, 1/22/2024 to 1/22/2024

Components (Multimedia) for the Site Are Listed in Sections A - J

A. Final Orders, court judgments, and consent decrees:

N/A

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

D. The approval dates of investigations (CCEDS Inv. Track. No.):

N/A

E. Written notices of violations (NOV) (CCEDS Inv. Track. No.):

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

N/A

F. Environmental audits:

N/A

G. Type of environmental management systems (EMSs):

N/A

H. Voluntary on-site compliance assessment dates:

N/A

I. Participation in a voluntary pollution reduction program:

N/A

J. Early compliance:

N/A

Sites Outside of Texas:

N/A

TCEQ MUNICIPAL SOLID WASTE PERMIT NO. 2420

APPLICATION BY WASTE CONNECTIONS LONE STAR, INC. FOR MUNICIPAL SOLID WASTE PERMIT NO. 2420	§ § § § §	BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
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EXECUTIVE DIRECTOR’S RESPONSE TO PUBLIC COMMENT

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.
- TCEQ rules in Title 30 of the Texas Administrative Code are available at 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.
- 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.
- Federal environmental laws are available at the EPA’s public webpage at 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.
- 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.
- 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
- 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/

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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P.O. Box 13087, MC 173
Austin, TX 78711-3087
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.



Nicholas Pilcher Staff Attorney
Environmental Law Division
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	FRIESENHAHN, CYNTHIA	MJELDE, SHARON
ACOSTA, JESUS J-	FRIESENHAHN, DONNIE	MONTALVO, ELIAS
AGUIRRE, YULMA	FRIESENHAHN, 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
FRIESENHAHN, CARL	MIRAMONTES, JAZMINE	VALLE, NATHANIEL

VILLASENOR, SANTIAGO
VILLEGAS, SANTIAGO
WEST, BARBARA

WINGFIELD, NICOLE
YGLESIAS, CHRIS
YGLESIAS, DIANA

YGLESIAS, ROGER

COATS | ROSE

A PROFESSIONAL CORPORATION

BRYAN J. MOORE
DIRECTOR

BMOORE@COATSROSE.COM
DIRECT: (512) 541-3594
FAX: (512) 469-9408

February 7, 2025

Via Certified Mail, Return Receipt Requested
Certified Mail No.: 7017 3380 0000 7586 2919

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

Re: Request for Direct Referral
Proposed Municipal Solid Waste Permit No. 2420
Applicant: Waste Connections Lone Star, Inc.; CN600321871
Regulated Entity: San Antonio Transfer Station; RN111892352

Dear Chief Clerk:

Per Tex. Water Code § 5.557(a) and 30 Tex. Admin. Code § 55.210(a)-(b), Applicant Waste Connections Lone Star, Inc., respectfully requests that the above-referenced application be sent directly to the State Office of Administrative Hearings for a hearing on whether the application complies with all applicable statutory and regulatory requirements.

Respectfully submitted,



Bryan J. Moore
Counsel for Applicant

cc: Brett O'Connor
Waste Connections Lone Star, Inc.
3 Hughes Landing, 8th Floor
The Woodlands, Texas 77381

TERRACE 2, 2700 VIA FORTUNA, SUITE 350, AUSTIN, TEXAS 78746
PHONE: (512) 469-7987 FAX: (512) 469-9408
coatsrose.com

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Administrative and Technical Review Checklist for Municipal Solid Waste (MSW) Permits, Registrations and Amendments

This checklist is designed to provide guidance for the Municipal Solid Waste (MSW) rules found in Title 30 Texas Administrative Code (30 TAC) Chapter 330, for Type I, IV and V registration, permit, and permit amendment applications. Areas of the checklist that are shaded in gray are for information purposes only.

Please fill out application information before selecting and filling out a checklist.

Applicant Information	
Company:	Lealco, Inc.
First name:	Brett
Last name:	O'Connor
Applicant Title:	Region Engineering Manager
Prefix:	
Street Address:	3 Hughes Landing, 8th Floor
City:	The Woodlands
State:	TX
Zip code:	77381
Applicant E-Mail:	bretto@wasteconnections.com
Consultant Information	
First name:	Charles
Last name:	Marsh
Consultant Title:	Project Director
Prefix:	
Consultant Firm:	Weaver Consultants Group, LLC
Consultant Address:	6420 Southwest Boulevard, Suite 206
City:	Fort Worth
State:	Texas
Zip code:	76109
Consultant E-Mail:	cmarsh@wcgrp.com
Application Information	
Facility Name:	San Antonio Transfer Station
Application Date:	1/19/2024
CN:	6.01E+08
MSW ID:	
RN:	
Authorization Type:	Permit
County:	Bexar
Application Type:	New Permit

For use

ID	App. Part	Checklist Item	Item Type	Citation	Complete?	Location	Applicant Comments	Application Area
1	General	Submit all four parts of the permit, permit amendment or registration application	Required	330.57(a) & (b)	Yes	Type V Permit Application		Format-Application
2	General	Submit TCEQ Part I Form (Form No. 0650)	Required	330.57(c)(1)	Yes	Part I - Application Form		Forms
8	General	Part II of the application contains location and coordination information.	Informational	330.57(c)(2)				Format-Application
9	General	Part III of the application contains design information	Informational	330.57(c)(3)				Format-Application
10	General	Part IV of the application contains the site operating plan	Informational	330.57(c)(4)				Format-Application
11	General	The application should address all aspects of application and design requirements, even to show why not applicable (N/A)	Informational	330.57(d)				Format-Application
12	General	Submit data of sufficient completeness, accuracy and clarity	Required	330.57(d)	Yes	Type V Permit Application		Format-Application
13	General	Failure to provide complete information may be cause for ED to return application.	Informational	330.57(d)				Format-Application
14	General	Provide 4 Copies for Initial Submittal (1 original and 3 copies)	Required	330.57(e)	Yes	Type V Permit Application	Four copies (1 original and 3 copies) were submitted.	Format-Application
15	General	Provide 4 copies for NOD Responses including 1 copy with marked revisions (redline/strikeout)	Required	330.57(g)(6)	Yes	Type V Permit Application	Newpermit application. No redline/strikeout copies are necessary.	Format-Application
16	General	Application must be prepared in accordance with Texas Occupations Code, Texas Engineering Practice Act, Chapter 1001 and Texas Geoscience Practice Act, Chapter 1002	Informational	330.57(f)				Format-Application
17	General	Provide a PE signature, seal and date on the title page of each bound engineering report or individual engineering plan, and on each engineering drawing	Required	330.57(f)(1)	Yes	Type V Permit Registration Application	A PE signature, seal, and date has been provided on the title page of each report or plan, and on each drawing.	Format-Application
18	General	Provide PG sign, seal, & date for applicable items	Required	330.57(f)(2)	Yes	Not applicable	Not applicable	Format-Application
19	General	Applications that are not sealed are incomplete and shall be returned	Informational	330.57(f)(3)				Format-Application
20	General	Submit the application in three ring-binders	Required	330.57(g)(1)	Yes	Type V Permit Application	Four hard copies of the permit application have been submitted in three ring binders.	Format-Application
21	General	Submit Title Page with Name, Application No., Site Operator Name, Operator Name (if applicable), Location, Date Prepared and Revision Date(s)	Required	330.57(g)(2)	Yes	Type V Permit Application	A title page for every appendix with the name, application number, site operator, location, and date prepared is included.	Format-Application
22	General	Provide Table of Contents with PE seal	Required	330.57(g)(3)	Yes	Type V Permit Application	All Tables of Contents include a PE seal.	Format-Application
23	General	Use 8.5x11 inch or 11x17 paper (folded to 8.5x11 inch)	Required	330.57(g)(4)	Yes	Type V Permit Application	8.5x11 inch or 11x17 folded to 8.5x11 inch has been used.	Format-Application
24	General	Provide pages with date (original and revised) and sequential page numbers	Required	330.57(g)(5)	Yes	Type V Permit Application	All pages include a date and sequential page numbers.	Format-Application
25	General	Provide legible drawings/maps	Required	330.57(h)(1)	Yes	Type V Permit Application	Legible drawings and maps are provided.	Format-Maps/Drawings
26	General	Provide color coding on all figures and drawings that is legible and distinct after copying in black & white	Required	330.57(h)(2)	Yes	Type V Permit Application	Color coding on all figures and drawings is provided.	Format-Maps/Drawings
27	General	Provide a standard engineering scale on each figure or drawing	Required	330.57(h)(3)	Yes	Type V Permit Application	A standard engineering scale is provided on each figure or drawing.	Format-Maps/Drawings
28	General	Provide a dated title block on each figure or drawing	Required	330.57(h)(4)(A)	Yes	Type V Permit Application	A dated title block is provided on each figure or drawing.	Format-Maps/Drawings
29	General	Provide a bar scale at least 1 inch on all figures and drawings	Required	330.57(h)(4)(B)	Yes	Type V Permit Application	A bar scale at least 1 inch is provided on all figures and drawings.	Format-Maps/Drawings
30	General	Provide a revision block on all figures and drawings	Required	330.57(h)(4)(C)	Yes	Type V Permit Application	New permit application. Space for future revisions is included on all figures and drawings.	Format-Maps/Drawings
31	General	Provide a PE or PG seal, if required, on all figures and drawings	Required	330.57(h)(4)(D)	Yes	Type V Permit Application	A PE seal is included on the figures and drawings as required.	Format-Maps/Drawings
32	General	Include drawing number and a page number on each drawing and figure	Required	330.57(h)(4)(E)	Yes	Type V Permit Application	A drawing number and page number is included on each drawing and figure.	Format-Maps/Drawings

33	General	Include a north arrow on each map or plan drawing	Required	330.57(h)(5)(A)	Yes	Type V Permit Application	Each map or plan drawing includes a north arrow.	Format-Maps/Drawings
34	General	Include a reference to base map & date of most current base map used, if the map is based upon another map	Required	330.57(h)(5)(B)	Yes	Type V Permit Application	A reference to the base map and date of the most current base map used is included if the map is based upon another map.	Format-Maps/Drawings
35	General	Include a legend on each map or plan drawing	Required	330.57(h)(5)(C)	Yes	Type V Permit Application	A legend is included on each map or drawing.	Format-Maps/Drawings
36	General	Provide match lines and section lines that reference the drawing where the match or section is shown.	Required	330.57(h)(6)	Yes	Type V Permit Application	Match lines and section lines that reference the drawing where the match or section is shown is included as necessary.	Format-Maps/Drawings
45	General	Acknowledge that the construction and operation of the waste management facility shall comply with Subchapter U of 30 TAC Chapter 330 (relating to Standard Air Permits for Municipal Solid Waste Landfill Facilities and Transfer Stations) or other approved air authorizations. Owners or operators of these types of facilities should consult with the Air Permits Division on or before the date that the municipal solid waste application is filed with the executive director	Acknowledgement	330.55(a)	Yes	Part IV, SOP		Other Authorizations
46	General	Acknowledge that all liquids resulting from the operation of solid waste facilities shall be disposed of in a manner that will not cause surface water or groundwater pollution. Facilities shall provide for the treatment of wastewaters resulting from waste management activities and from cleaning and washing. Owners or operators shall ensure that storm water and wastewater management is in compliance with the regulations of the commission.	Acknowledgement	330.55(a)	Yes	Part III, Section 2.3		Other Authorizations
49	General	It is the responsibility of an owner or operator to possess or acquire a sufficient interest in or right to the use of the surface estate of the property for which a permit is issued, including the access route. The granting of a permit does neither convey any property rights or interest in either real or personal property; nor does it authorize any injury to private property, invasion of personal rights, or impairment of previous contract rights; nor any infringement of federal, state, or local laws or regulations outside the scope of the authority under which a permit is issued	Informational	330.67(a)				General Information
51	General	Executive director approval or a permit will be required if any on-site operations subsequent to closure of a landfill facility involve disturbing the cover or liner of the landfill.	Informational	330.67(c)				General Information
52	General	It is the responsibility of an owner or operator to obtain any permits or approvals that may be required by local agencies such as for building construction, discharge of uncontaminated waters into ditches under control of a drainage district, discharge of effluent into a local sanitary sewer system, etc.	Informational	330.67(d)				General Information
58	General	If at any time during the life of the facility the owner or operator becomes aware of any condition in the permit or registration that necessitates a change to accommodate new technology or improved methods or that makes it impractical to keep the facility in compliance, the owner or operator shall submit to the executive director requested changes to the permit or registration in accordance with 30 TAC §305.62 or §305.70 and must be approved prior to their implementation	Informational	330.73(a)				General Information

60	General	The owner or operator shall obtain and submit certification by a Texas-licensed professional engineer that the facility has been constructed as designed in accordance with the issued registration or permit and in general compliance with the regulations prior to initial operation. The owner or operator shall maintain that certification on site for inspection	Informational	330.73(d)				General Information
61	General	After all initial construction activity has been completed and prior to accepting any solid waste, the owner or operator shall contact the executive director and region office in writing and request a pre-opening inspection. A pre-opening inspection shall be conducted by the executive director within 14 days of notification by the owner or operator that all construction activities have been completed, accompanied by representatives of the owner or operator and the engineer	Informational	330.73(e)				General Information
62	General	The MSW facility shall not accept solid waste until the executive director has confirmed in writing that all applicable submissions required by the permit or registration and this chapter have been received and found to be acceptable, and that construction is in compliance with the permit or registration and the approved site development plan. If the executive director has not provided a written or verbal response within 14 days of completion of the pre-opening inspection, the facility shall be considered approved for acceptance of waste	Informational	330.73(f)				General Information
63	General	Identify if the Regulated Entity or Customer has any delinquent fees	Required	330.59(h), 330.671, 330.675	Yes	Not Applicable	No delinquent fees	Delinquent Fees
64	Part I	Provide a copy of the application, including all revisions and supplements on a publicly accessible Web site	Required in Part I Form	330.57(i)(1)		www.ftwweaverboos.com	www.ftwweaverboos.com	Part I Form
65	Part I	Provide the commission with the Web address link for the application materials	Required in Part I Form	330.57(i)(1)		Sharefile link provided in email to mswper	Sharefile link provided in email to mswper	Part I Form
66	Part I	Signature Page must have signature and notarization	Required in Part I Form	330.59(a)(1)				Part I Form
67	Part I	Applicant's name, mailing address & phone no.	Required in Part I Form	330.59(a)(1)				Part I Form
68	Part I	Description of the nature of the business	Required in Part I Form	330.59(a)(1)				Part I Form
69	Part I	Activities that require a permit (conducted at the facility)	Required in Part I Form	330.59(a)(1)				Part I Form
70	Part I	Location description, facility name & mailing address	Required in Part I Form	330.59(b)(1); 305.45(a)(1)				Part I Form
71	Part I	Access routes	Required in Part I Form	330.59(b)(2)				Part I Form
72	Part I	Lat. & Long. of the facility	Required in Part I Form	330.59(b)(3)				Part I Form
73	Part I	Lat. & Long. depicted	Required in Part I Form	330.59(c)(1)(A)				Part I Form
74	Part I	All maps should show the facility location	Required in Part I Form	305.45(a)(6)				Part I Form
76	Part I	All maps should show other structures or locations regarding the regulated facility and associated activities	Required in Part I Form	305.45(a)(6)				Part I Form
77	Part I	At least one map with a scale not less than 1 inch = 1 mile	Required in Part I Form	305.45(a)(6)				Part I Form
78	Part I	Permit/Registration boundary and 1 mile beyond to show the following:	Required in Part I Form	330.59(c)(1)(B)				Part I Form
79	Part I	Wells, springs, surface water bodies	Required in Part I Form	305.45(a)(6)(A)				Part I Form
80	Part I	Character of adjacent land including public roads, towns, development as residential, commercial, agricultural, etc.	Required in Part I Form	305.45(a)(6)(B)				Part I Form
81	Part I	Location of any waste disposal activities conducted on the tract but not included in the application	Required in Part I Form	305.45(a)(6)(C)				Part I Form
82	Part I	General location map, TXDOT, scale of ½ inch = 1 mile and most current map used	Required in Part I Form	330.59(c)(2)				Part I Form

83	Part I	Land Ownership Map, within ¼ mile & mineral interest ownership	Required in Part I Form	330.59(c)(3)(A)			Part I Form
84	Part I	Land Ownership List both in hardcopy and electronic form (alternatively pre-printed mailing labels)	Required in Part I Form	330.59(c)(3)(B)			Part I Form
85	Part I	Legal description of property or other documentation of ownership	Required in Part I Form	330.59(d)(1)(A)			Part I Form
86	Part I	If Platted; plat record with county, book, page number and acreage information	Required in Part I Form	330.59(d)(1)(B)			Part I Form
87	Part I	Signed, sealed and dated surveyed metes and bounds description of the facility	Required in Part I Form	330.59(d)(1)(C)			Part I Form
88	Part I	Signed & sealed metes & bounds drawing	Required in Part I Form	330.59(d)(1)(D)			Part I Form
89	Part I	Signed property owner affidavit	Required in Part I Form	330.59(d)(2)			Part I Form
90	Part I	Acknowledge that State may hold owner responsible	Required in Part I Form	330.59(d)(2)(A)			Part I Form
92	Part I	Acknowledge that the owner & State shall have access during life of the facility and during closure	Required in Part I Form	330.59(d)(2)(C)			Part I Form
94	Part I	Verified legal status of applicant and list of persons with 20% or more ownership in the facility	Required in Part I Form	330.59(e)			Part I Form
95	Part I	Ownership status as federal, state, private, public, or other	Required in Part I Form	305.45(a)(2)			Part I Form
96	Part I	List of all Texas solid waste sites that the owner or operator has owned or operated within the last ten years. The site name, site type, permit or registration number, county, and dates of operation shall also be submitted.	Required in Part I Form	330.59(f)(1)			Part I Form
97	Part I	List of all solid waste sites in all states, territories, or countries in which the owner or operator has a direct financial interest. The type of site shall be identified by location, operating dates, name, and address of the regulatory agency, and the name under which the site was operated.	Required in Part I Form	330.59(f)(2)			Part I Form
98	Part I	Shall employ a licensed solid waste facility supervisor before operating	Required in Part I Form	330.59(f)(3)			Part I Form
99	Part I	Names of principals & supervisors owner or operators organization together with previous affiliations with other organizations involved with solid waste activities	Required in Part I Form	330.59(f)(4)			Part I Form
101	Part I	Signatory meets 305.44, documentation of delegated signatory authority	Required in Part I Form	330.59(g)			Part I Form
102	Part I	Corporations - signed by a corporate officer	Required in Part I Form				Part I Form
103	Part I	Partnership or proprietorship -signed by a general partner or proprietor	Required in Part I Form				Part I Form
104	Part I	Municipality, public agency -signed by an executive officer or elected official	Required in Part I Form				Part I Form
105	Part I	Signatory certification statement	Required in Part I Form				Part I Form
106	Part I	Hazardous Waste Management	Required in Part I Form	305.45(a)(7)(A)			Part I Form
107	Part I	Underground Injection Control	Required in Part I Form	305.45(a)(7)(B)			Part I Form
108	Part I	NPDES	Required in Part I Form	305.45(a)(7)(C)			Part I Form
109	Part I	Prevention of Significant Deterioration	Required in Part I Form	305.45(a)(7)(D)			Part I Form
110	Part I	Nonattainment Program	Required in Part I Form	305.45(a)(7)(E)			Part I Form
111	Part I	NESHAPS	Required in Part I Form	305.45(a)(7)(F)			Part I Form
112	Part I	Ocean dumping permit	Required in Part I Form	305.45(a)(7)(G)			Part I Form
113	Part I	Dredge & fill permit	Required in Part I Form	305.45(a)(7)(H)			Part I Form
114	Part I	Licenses under the TRCA	Required in Part I Form	305.45(a)(7)(I)			Part I Form
115	Part I	Other environmental permits	Required in Part I Form	305.45(a)(7)(K)			Part I Form
116	Part I	Permit Application Fee is \$2050.00	Required in Part I Form	THSC 361.0675			Part I Form

117	Part I	A copy of the payment receipt to the MSW Permits Section, if paid by check.	Required in Part I Form	330.59(h)(1)				Part I Form
118	Part I	Prepared by PE, PG, or qualified person	Required in Part I Form	330.57(f)				Part I Form
119	Part I	Description of facility & systems	Required in Part I Form	305.45(a)(8)(A)				Part I Form
120	Part I	Volume, average & max rate of disposal for each place of disposal	Required in Part I Form	305.45(a)(8)(B)(i)				Part I Form
121	Part I	Physical, chemical, thermal, organic, bacteriological, radiological properties of waste	Required in Part I Form	305.45(a)(8)(B)(ii)				Part I Form
122	Part I	Other reasonable information	Required in Part I Form	305.45(a)(8)(C)				Part I Form
123	Part II	Provide the sources and characteristics of all waste to be accepted.	Required	330.61(b)(1)	Yes	Parts I/II, Section 2.1.1		Waste Acceptance Plan
124	Part II	Specify parametric limitations of each type of waste to be managed by the facility	Required	330.61(b)(1)	Yes	Parts I/II, Section 2	It is not anticipated that any constituents of accepted wastes will impact or influence the design and operation of the facility	Waste Acceptance Plan
125	Part II	Provide a brief description of the general sources and generation areas contributing wastes to the facility. This description shall include an estimate of the population or population equivalent served by the facility	Required	330.61(b)(1)(A)	Yes	Parts I/II, Section 2.1.2		Waste Acceptance Plan
126	Part II	Provide a descriptive narrative that describes the percentage of incoming waste that must be recovered and its intended use	Required if Requested	330.61(b)(1)(A)	Yes	Will be provided upon request.		Waste Acceptance Plan
127	Part II	Provide the maximum amount of solid waste to be received daily and annually projected for five years. Provide the maximum amount of solid waste to be stored and the maximum and average lengths of time that solid waste is to remain at the facility. Provide the intended destination of the solid waste received at this facility.	Required	330.61(b)(1)(B)	Yes	Parts I/II, Section 2.1.2		Waste Acceptance Plan
130	Part II	Provide any site specific conditions that require special design considerations & possible mitigation of conditions identified under sections (h) - (o)	Required	330.61(a)	Yes	Parts I/II, Sections 2 through 11, Parts I/II Appendix I/IIA		Facility Impact
131	Part II	Provide information regarding the likely impacts of the facility on cities, communities, groups of property owners, or individuals.	Required	330.61(h)	Yes	Parts I/II, Section 7.4		Facility Impact
132	Part II	Provide information on the compatibility of the facility with surrounding land use, zoning in the vicinity, community growth patterns, and other factors associated with the public interest.	Required	330.61(h)	Yes	Parts I/II, Section 7.3		Facility Impact
133	Part II	Provide information on the character of surrounding land use within one mile	Required	330.61(h)(2)	Yes	Parts I/II, Section 7.1 and 7.5		Existing Conditions
134	Part II	Provide information about the growth trends within five miles & directions of development	Required	330.61(h)(3)	Yes	Parts I/II, Section 7.4		Existing Conditions
135	Part II	Indicate the proximity to residences & items listed in 330.61(c)(4) & (12), ~ no. of residences & commercial establishments including direct & distance to nearest, population density, all within one mile.	Required	330.61(h)(4)	Yes	Parts I/II, Sections 7.4 and 7.5		Existing Conditions
136	Part II	Indicate all wells and the well density within 500 ft.	Required	330.61(h)(5)	Yes	Parts I/II, Section 7.7		Existing Conditions
137	Part II	Provide any other information requested by the ED	Required	330.61(h)(6)	Yes	Will be provided upon request.		Existing Conditions
138	Part II	Provide data on availability & adequacy of access roads	Required	330.61(i)(1)	Yes	Parts I/II, Appendix I/IIA - TxDOT Coordination		Transportation
139	Part II	Provide the existing & expected traffic volumes on access roads within one mile of the facility during the expected life of the facility	Required	330.61(i)(2)	Yes	Parts I/II, Appendix I/IIA - TxDOT Coordination		Transportation
140	Part II	Provide an estimate of traffic volume generated by the facility on access roads within one mile of the facility	Required	330.61(i)(3)	Yes	Parts I/II, Appendix I/IIA - TxDOT Coordination		Transportation
141	Part II	Provide documentation of coordination for roadway improvements and documentation of coordination with TxDOT for traffic and location restrictions	Required	330.61(i)(4)	Yes	Parts I/II, Appendix I/IIA - TxDOT Coordination		Transportation

146	Part II	Provide notice to the airport & the FAA for MSW units within 6 miles of a small airport or within 5 miles of a large commercial airport.	Required	330.545(b)	Yes	Not Applicable	There are no MSW units in this application.	Transportation
148	Part II	Discuss in general terms the geology and soils of the proposed site	Required	330.61(j)(1)	Yes	Parts I/II, Section 9		Geology
152	Part II	Provide data on site specific groundwater conditions	Required	330.61(k)(1)	Yes	Parts I/II, Section 10.1		Groundwater and Surface Water
153	Part II	Provide data on surface water at or near the site	Required	330.61(k)(2)	Yes	Parts I/II, Section 10.2		Groundwater and Surface Water
154	Part II	Provide information on how facility will comply with applicable Texas Pollutant Discharge Elimination System (TPDES) storm water permitting requirements and the Clean Water Act, §402, as amended.. This may include the information requires by 30 TAC 330.61(k)(3)(A) & (B)	Required	330.61(k)(3)	Yes	Parts I/II, Section 10.2		Groundwater and Surface Water
155	Part II	As applicable, provide a certification statement indicating the owner/operator will obtain the appropriate TPDES permit coverage when required	Required	330.61(k)(3)(A)	Yes	Parts I/II, Section 10.2		Groundwater and Surface Water
156	Part II	As applicable, provide a copy of permit number under an individual wastewater permit	Required	330.61(k)(3)(B)	Yes	Not applicable to this site.	Site doesn't have an industrial wastewater permit. Contaminated water will be stored in a tank and hauled offsite. If discharging to POTW, site will provide wastewater permit	Groundwater and Surface Water
157	Part II	Provide the location of any water wells.	Required	330.61(l)(1)	Yes	Parts I/II, Figure I/II-4.2		Abandoned Oil and Water Wells
158	Part II	All water supply wells must be outside monitoring system or approved in the permit	Informational	330.61(l)(1)				Abandoned Oil and Water Wells
160	Part II	Provide the location of oil & gas wells production wells may remain if identified & don't disrupt operations	Required	330.61(l)(2)	Yes	Parts I/II, Section 2.4.2 and Appendix I/II B		Abandoned Oil and Water Wells
161	Part II	Production wells may remain if identified & they do not disrupt facility operations	Informational	330.61(l)(2)				Abandoned Oil and Water Wells
162	Part II	Indicate if the facility is within the 100yr floodplain. If facility within a floodplain see location restrictions in 30 TAC Chapter 330 Subchapter M	Required	330.61(m)(1)	Yes	Parts I/II, Section 11.1		Floodplains and Wetlands
165	Part II	Acknowledge that the construction and operation of the facility shall not result in the destruction or adverse modification of the critical habitat or cause or contribute to the taking of endangered or threatened species.	Acknowledgement	330.61(n)(1)	Yes	Parts I/II, Section 12		Endangered Species
165	Part II	Acknowledge that the construction and operation of the facility shall not result in the destruction or adverse modification of the critical habitat or cause or contribute to the taking of endangered or threatened species. If the WWTP permit contains a coordination and a review letter from the United States Fish and Wildlife Service and the Texas Parks and Wildlife Department, the owner or operator shall submit these documents as an attachment/appendix to the registration application and by referencing where this information is addressed in the WWTP Permit and/or permit application.	Acknowledgement	330.61(n)(1)	Yes	Parts I/II, Section 12 and Appendix I/II D		Endangered Species
166	Part II	Provide a demonstration of whether facility is located within species range and provide a biological assessment.	Required	330.61(n)(2)	Yes	Parts I/II, Section 12 and Appendix I/II D		Endangered Species

166	Part II	Provide a demonstration of whether facility is located within species range and provide a biological assessment. If the WWTP permit contains a coordination and a review letter from the United States Fish and Wildlife Service and the Texas Parks and Wildlife Department, the owner or operator shall submit these documents as an attachment/appendix to the registration application and by referencing where this information is addressed in the WWTP Permit and/or permit application.	Required	330.61(n)(2)	Yes	Parts I/II, Section 12 and Appendix I/IIID	Endangered Species
167	Part II	Provide documentation of compliance with Natural Resource Code, Chapter 191 (Texas Antiquities Code)	Required	330.61(o)	Yes	Parts I/II, Section 2.2 and Appendix I/IIA - THC Coordination	Historical Commission
167	Part II	Provide documentation of compliance with Natural Resource Code, Chapter 191 (Texas Antiquities Code). If the WWTP permit contains coordination and a review letter from the Texas Historical Commission, the owner or operator shall submit these documents as an attachment/appendix to the registration application and by referencing where this information is addressed in the WWTP Permit and/or permit application.	Required	330.61(o)	Yes	Parts I/II, Section 2.2 and Appendix I/IIA - THC Coordination	Historical Commission
168	Part II	Provide documentation that Parts I and II of the application were submitted for review to the applicable council of governments for compliance with regional solid waste plans.	Required	330.61(p)	Yes	Parts I/II, Section 2.3 and Appendix I/IIA - AACOG Coordination	COG Review
169	Part II	Acknowledgement that the owner or operator requested a review letter from any local government, as appropriate for compliance with local solid waste plans. A review letter is not a prerequisite to a final determination on a permit or registration application.	Acknowledgement	330.61(p)	Yes	Parts I/II, Section 2.3 and Appendix I/IIA - AACOG Coordination	COG Review
170	Part II	Provide a constructed map showing boundary, zoning, & land use within one mile including info from 330.61(c)(4), (5), & (10) (schools, hospitals, etc.)	Required	330.61(g)	Yes	Parts I/II, Figure I/II-7.1	Maps/Drawings
171	Part II	Provide the prevailing wind direction with a wind rose.	Required	330.61(c)(1)	Yes	Figure I/II-4.2	Maps/Drawings
172	Part II	Provide the location of all known water wells within 500 feet of the proposed permit boundary with the state well numbering system designation for Water Development Board "located wells".	Required	330.61(c)(2)	Yes	Parts I/II, Figure I/II-4.2	Maps/Drawings
173	Part II	Provide the location of all structures and inhabitable buildings within 500 feet of the facility	Required	330.61(c)(3)	Yes	Parts I/II, Figure I/II-4.3	Maps/Drawings
174	Part II	Provide the location of all schools, licensed day-cares, churches, hospitals, cemeteries, ponds, lakes, residential, commercial, & recreational areas within one mile of the facility	Required	330.61(c)(4)	Yes	Parts I/II, Section 7.3, Figures I/II-4.3 and 7.1	Maps/Drawings
175	Part II	Provide the location and surface type of roads used for access within one mile of the facility	Required	330.61(c)(5)	Yes	Parts I/II, Section 8.1 and Figure I/II-4.2	Maps/Drawings
176	Part II	Provide the latitude & longitude of the facility	Required	330.61(c)(6)	Yes	Parts I/II, Figure I/II-4.2	Maps/Drawings
177	Part II	Provide the location of all area streams	Required	330.61(c)(7)	Yes	Parts I/II, Figure I/II-7.1	Maps/Drawings
178	Part II	Provide the location of all airports within six miles	Required	330.61(c)(8)	Yes	Parts I/II, Section 8.1 and Figure I/II-8.1	Maps/Drawings
179	Part II	Indicate the property boundary of facility	Required	330.61(c)(9)	Yes	Parts I/II, Section 3 and Figure I/II-4.4	Maps/Drawings
180	Part II	Indicate all drainage, pipeline, and utility easements within & adjacent to the facility	Required	330.61(c)(10)	Yes	Parts I/II, Figure I/II-4.4	Maps/Drawings
181	Part II	Provide the location of all access control features	Required	330.61(c)(11)	Yes	Part III, Figure IIIA-5	Maps/Drawings
182	Part II	Provide the location of all archaeological sites, historical sites, and sites with an aesthetic quality adjacent to the facility	Required	330.61(c)(12)	Yes	Parts I/II Appendix I/IIA, THC Coordination	No archaeological sites, historical sites, or sites with aesthetic quality exist near the site.
183	Part II	Provide a facility layout map	Required	330.61(d)	Yes	Parts I/II, Figures I/II-4.4	Maps/Drawings

184	Part II	A set of maps may be provided	Informational	330.61(d)				Maps/Drawings
186	Part II	Provide the location of interior roads	Required	330.61(d)(2)	Yes	Parts I/II, Figures I/II-4.1 and I/II-4.2		Maps/Drawings
187	Part II	Indicate the location of monitor wells	Required	330.61(d)(3)	Yes	Not applicable	Monitor wells not required for Type V facilities.	Maps/Drawings
188	Part II	Provide the location of all facility buildings	Required	330.61(d)(4)	Yes	Parts I/II, Figures I/II-4.1 and I/II-4.2		Maps/Drawings
189	Part II	Provide notes on sequence of development	Required	330.61(d)(5)	Yes	Parts I/II, Section 2.1.3		Maps/Drawings
190	Part II	Indicate the location of all facility fencing	Required	330.61(d)(6)	Yes	Parts I/II, Figure I/II-4.4 and Part III, Figure IIIA-5		Maps/Drawings
192	Part II	Indicate the location of site entrance roads	Required	330.61(d)(8)	Yes	Parts I/II, Figures I/II-4.1 and I/II-4.2		Maps/Drawings
198	Part II	Provide a general topographic maps: USGS 7.5 minute or equivalent one map at scale 1 in. = 2,000 ft.	Required	330.61(e)	Yes	Parts I/II, Figure I/II-4.2		Maps/Drawings
199	Part II	Provide Aerial Photograph(s) that are at least 9 in. by 9 in. at scale range of one inch = 1,667-3,334 ft. that covers an area at least one mile in radius of the site. Facility boundary and fill areas (as applicable) must be shown.	Required	330.61(f)	Yes	Parts I/II, Section 6 and Figure I/II-6.1		Maps/Drawings
200	Part II	A series of photos showing growth trends may be used	Informational	330.61(f)(2)				Maps/Drawings
201	Part II	All submitted prints & photocopies must be legible	Informational	330.61(f)(3)				Maps/Drawings
202	Part II	Provide zoning map within two miles and a copy of any nonconforming use or special permit required for the facility	Required	330.61(h)(1)	Yes	Parts I/II, Section 7.2.	Nearest zoning is more than 2 miles away	Maps/Drawings
210	Part II	No solid waste disposal operations are permitted in the 100yr. floodway	Informational	330.547(a)				Floodplains and Wetlands
211	Part II	Demonstrate that, a facility located in 100 year flood plains, does not restrict the flow of the 100 yr. flood, reduce temporary storage capacity, or result in washout of solid waste so as to pose a hazard to human health and the environment	Required	330.547(b)	Yes	Not applicable. See Parts I/II Section 11.1 and Appendix I/II B	Facility is not located within 100 year floodplain.	Floodplains and Wetlands
212	Part II	Demonstrate that storage and processing facilities are located outside of the 100 year floodplain.	Required	330.547(c)	Yes	Not applicable. See Parts I/II Section 11.1 and Appendix I/II C	Facility is not located within 100 year floodplain.	Floodplains and Wetlands
213	Part II	For storage and processing facilities located within the 100 year floodplain, please provide a demonstration that the facility is designed to prevent washout during a 100 year storm event, or a conditional letter of map amendment from the Federal Emergency Management Administration administrator	Required	330.547(c)	Yes	Not applicable. See Parts I/II Section 11.1 and Appendix I/II C	Facility is not located within 100 year floodplain.	Floodplains and Wetlands
214	Part II	Acknowledge if the facility will be located in wetlands.	Acknowledgement	330.553(a) & (b)	Yes	Not applicable. See Parts I/II Section 11.2 and Appendix I/II C	Wetlands are not located within the facility.	Floodplains and Wetlands
215	Part II	Demonstrate, if located within wetlands, that there is no practicable alternative location	Required	330.553(b)(1)	Yes	Not applicable. See Parts I/II Section 11.2 and Appendix I/II C	Wetlands are not located within the facility.	Floodplains and Wetlands
216	Part II	Acknowledge that the facility's construction & operations shall not cause or contribute to violations of state water quality standards, violation of any applicable toxic effluent standard or prohibition under the Clean Water Act §307; jeopardize the continued existence of endangered or threatened species or result in the destruction or adverse modification of a critical habitat, protected under the Endangered Species Act of 1973, or violate any requirement under the Marine protection, Research, & Sanctuaries Act	Acknowledgement	330.553(b)(2)(A) - (D)	Yes	Parts I/II, Section 10.2 and 12		Floodplains and Wetlands
217	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing erosion, stability, & migration potential of native wetland soils, muds, and deposits used to support the landfill unit	Required	330.553(b)(3)(A)	Yes	Not Applicable see Parts I/II, Appendix I/II C	Wetlands are not located within the facility boundary	Floodplains and Wetlands

218	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing erosion, stability, & migration potential of dredged and fill materials used to support the landfill	Required	330.553(b)(3)(B)	Yes	Not Applicable see Parts I/II, Appendix I/IIC	Wetlands are not located within the facility boundary	Floodplains and Wetlands
219	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing the volume and chemical nature of the waste managed in the landfill unit	Required	330.553(b)(3)(C)	Yes	Not Applicable see Parts I/II, Appendix I/IIC	Wetlands are not located within the facility boundary	Floodplains and Wetlands
220	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing the impacts on fish, wildlife, and other aquatic resources and their habitat for the release of solid waste	Required	330.553(b)(3)(D)	Yes	Not Applicable see Parts I/II, Appendix I/IIC	Wetlands are not located within the facility boundary	Floodplains and Wetlands
221	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing the potential effects of catastrophic release of waste to the wetlands and the resulting impacts on the environment	Required	330.553(b)(3)(E)	Yes	Not Applicable see Parts I/II, Appendix I/IIC	Wetlands are not located within the facility boundary	Floodplains and Wetlands
222	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing any additional factors, as necessary, to demonstrate that ecological resources in the wetland are sufficiently protected	Required	330.553(b)(3)(F)	Yes	Not Applicable see Parts I/II, Appendix I/IIC	Wetlands are not located within the facility boundary	Floodplains and Wetlands
223	Part II	Sufficient information shall be provided to the ED to allow a reasonable determination to be made with respect to the demonstrations cited in 30 TAC §330.553(b)	Informational	330.553(b)(5)				Floodplains and Wetlands
224	Part II	Provide the steps taken to achieve no net loss of wetlands	Required	330.553(b)(4)	Yes	Not Applicable see Parts I/II, Appendix I/IIC	Wetlands are not located within the facility boundary	Floodplains and Wetlands
225	Part II	Acknowledge that the operation of this facility shall not result in the destruction or adverse modification of the critical habitat of endangered or threatened species	Acknowledgement	330.551(a)	Yes	Parts I/II, Section 12, Parts I/II, Appendix I/IID	No anticipated impacts to threatened/endangered species	Endangered Species
226	Part II	The term "Harassing" means; An intentional or negligent act or omission that creates the likelihood of injury to wildlife	Informational	330.551(b)(1)				Endangered Species
227	Part II	The term "Harming" means; An act of omission that actually injures or kills wildlife, including acts that annoy it to such an extent as to significantly disrupt essential behavioral patterns	Informational	330.551(b)(2)				Endangered Species
228	Part II	The term "Taking" means; collecting an endangered or threatened species or attempting to engage in such conduct	Informational	330.551(b)(3)				Endangered Species
229	Part II	Acknowledge that no solid waste unloading, storage, disposal, or processing operations shall occur within any easement, buffer zone, or right-of-way that crosses the facility	Acknowledgement	330.543(a)	Yes	Part IV SOP, Section 5.1		Easements and Buffer Zone
268	Part II	Submit information for on-site local geologic or geomorphologic features	Required	330.559(2)	Yes	Parts I/II, Section 9		Geology
269	Part II	Identify local human-made features or events	Required	330.559(3)	Yes	Parts I/II, Section 9	No unstable areas.	Geology
270	Part III	Describe facility access control features	Required	330.63(b)(1)	Yes	Part III Section 2		General Facility Design
271	Part III	Submit a process design for the facility [that includes items 330.63(b)(2)(A) through 330.63(b)(2)(D)]	Required	330.63(b)(2)	Yes	Part III-SDP, Figure III-2.1		General Facility Design
272	Part III	Submit a flow diagram(s) to describe the storage, processing, and disposal sequences for each type of waste and/or feedstock/recyclable	Required	330.63(b)(2)(A)	Yes	Part III-SDP, Figure III-2.1		General Facility Design
273	Part III	Submit a schematic view drawing(s) showing phases for collection, separation and processing/disposal of each type of waste and/or feedstock/recyclable material	Required	330.63(b)(2)(B)	Yes	Part III-SDP, Figures IIIA-1 through IIIA-4		General Facility Design

274	Part III	Provide ventilation & odor control measures for each unit	Required	330.63(b)(2)(C)	Yes	Part III-SDP, Section 2.2.3		General Facility Design
275	Part III	Provide construction details of storage, processing units & components, dimensions, capacity, materials used, etc.	Required	330.63(b)(2)(D)	Yes	Part III-SDP, Section 2.2.2, Figure IIIA-1 through IIIA-4		General Facility Design
276	Part III	Provide performance data for all storage and processing units and ancillary equipment	Required	330.63(b)(2)(D)	Yes	Part III-SDP, Section 2.2.4		General Facility Design
278	Part III	Submit location and engineering designs for containment of storage, processing and loading & unloading areas including freeboard	Required	330.63(b)(2)(F)	Yes	Part III-SDP, Section 2.2.4		General Facility Design
279	Part III	Describe the storage and handling of grease, oil and sludge, including the maximum time waste will be on-site and details of ultimate disposition	Required	330.63(b)(2)(G)	Yes	No grease, oil or sludge will be accepted at this site.		General Facility Design
280	Part III	Provide details of effluent disposal	Required	330.63(b)(2)(H)	Yes	Part III-SDP, 2.2.4 and 2.3.2		General Facility Design
281	Part III	Provide designs for noise pollution control	Required	330.63(b)(2)(I)	Yes	Part III-SDP, Section 2.2.5		General Facility Design
282	Part III	Describe how the processing areas will be designed for proper cleaning and to prevent surface water runoff onto, into, and off the treatment areas	Required	330.63(b)(3)(A)	Yes	Part III-SDP, Section 2.3		General Facility Design
283	Part III	Describe construction material used for walls and floors that can be hosed down and scrubbed	Required	330.63(b)(3)(B)	Yes	Part III-SDP, Section 2.3.2		General Facility Design
284	Part III	Describe water or steam connections and equipment for cleaning	Required	330.63(b)(3)(C)	Yes	Part III-SDP, Section 2.3		General Facility Design
285	Part III	Provide adequate floor drains and/or sumps	Required	330.63(b)(3)(D)	Yes	Part III-SDP, Section 2.3, Drawings IIIA-2 and IIIA-3		General Facility Design
286	Part III	Describe proper disposal of liquids resulting from waste processing, cleaning, and washing and provide for the treatment of waste water	Required	330.63(b)(4)	Yes	Part III-SDP, Section 2.3.1		General Facility Design
287	Part III	Describe how facility will be designed to protect endangered species	Required	330.63(b)(5)	Yes	Part III-SDP, Section 2.4		General Facility Design
336	Part III	Submit if applicable, a floodplain development permit from any agency with jurisdiction over the proposed improvements	Required if Requested	330.63(c)(2)(D)(ii)	Yes	Provided upon request, Part III-SDP, Section 3.2	Facility is not located within 100 year floodplain.	Surface Water Drainage Report
337	Part III	Submit if applicable a Conditional Letter of Map Amendment from FEMA	Required if Requested	330.63(c)(2)(D)(iii)	Yes	Not applicable See Part III-SDP, Section 3.2	Facility is not located within 100 year floodplain.	Surface Water Drainage Report
338	Part III	Submit if applicable, Corps of Engineers Section 404 Specification of Disposal Sites for Dredged or Fill Material permit for construction of all necessary improvements	Required if Requested	330.63(c)(2)(D)(iv)	Yes	Not applicable See Part III-SDP, Section 3.2	Facility is not located within 100 year floodplain.	Surface Water Drainage Report
339	Part III	Provide for storage & transfer units a description of design features for the rapid processing and minimum detention of solid waste at the facility	Required	330.63(d)(1)(A)	Yes	Part III-SDP, Section 4.1		Waste Management Unit Design
340	Part III	Provide design features for a facility to prevent the creation of nuisances or public health hazards	Required	330.63(d)(1)(A)	Yes	Part III-SDP, Section 4.1		Waste Management Unit Design
545	Part III	Indicate that a characterization of the contaminated groundwater, including concentrations of assessment constituents as defined in §330.409	Required	330.63(f)(7)(A)	Yes	Not Applicable		Groundwater Sampling & Analysis Plan
701	Part III	Specify in the closure plan that the operator will begin closure no later than 30 days after final receipt of waste or no later than one year if the unit has remaining capacity and additional waste may be received	Required	330.457(f)(3)	Yes	Part III-SDP, Appendix IIIC, Section 2.1		Closure Plan
702	Part III	Provide for closure activities to be completed within 180 days of initiation	Required	330.457(f)(4)	Yes	Part III-SDP, Appendix IIIC, Section 2.1		Closure Plan

704	Part III	Acknowledge that following receipt of closure documents and the inspection report by the TCEQ region, the ED may acknowledge termination of operation & closure & deem the facility properly closed	Acknowledgement	330.457(f)(6)	Yes	Part III-SDP, Appendix IIIC, Section 2.2		Closure Plan
706	Part III	Indicate that notice of closure will be published in the newspaper of largest circulation 90 days prior to the initiation of a final facility closure. The notice shall provide the name, address, and physical location of the facility; the TCEQ authorization number; and the last date of intended receipt of waste.	Required	330.461(a)	Yes	Part III, Appendix IIIC, Section 2.2		Closure Plan
707	Part III	Acknowledge that notice of closure will be provided to the ED 90 days prior to the initiation of a final facility closure and that the owner or operator will also make available an adequate number of copies of the approved final closure and post-closure plans (if applicable) for public access and review	Acknowledgement	330.461(a)	Yes	Part III, Appendix IIIC, Section 2.2		Closure Plan
708	Part III	Acknowledge that least one closure sign will be posted at every point of access and notify all persons who utilize the facility of the date of closure and the prohibition against further receipt of waste materials.	Acknowledgement	330.461(b)	Yes	Part III, Appendix IIIC, Section 2.2		Closure Plan
709	Part III	Indicate that suitable barriers will be installed at all access points to adequately prevent the unauthorized dumping of solid waste at the closed facility.	Required	330.461(b)	Yes	Part III, Appendix IIIC, Section 2.2		Closure Plan
710	Part III	Indicate that an Affidavit to the Public will be submitted to the ED by registered mail, if waste will remain onsite and indicate that The Owner or Operator will also record a certified notation on the deed to the facility property that the land has been used as a landfill and submit a certified copy of the modified deed to the ED.	Required if Requested	330.461(c)(1)	Yes	Will be provided upon request.		Closure Plan
711	Part III	Acknowledge that a certification, signed by a P.E., will be provided within 10 days of final closure activities, verifying that final facility closure has been completed in accordance with the approved closure plan and will include all applicable documentation necessary for certification	Acknowledgement	330.461(c)(2)	Yes	Part III, Appendix IIIC, Section 3		Closure Plan
713	Part III	The owner or operator may request permission from the ED to remove the notation from the deed if all wastes are removed from the facility	Informational	330.461(d)				Closure Plan
714	Part III	Submit a closure plan for Storage and Processing units to remove all waste, waste residues, and any recovered materials. Units shall be dismantled and removed off-site or decontaminated.	Required	330.459(a)	Yes	Part III, Appendix IIIC, Section 2.1		Closure Plan For Processing Facilities
715	Part III	Provide plans for the evacuation of all material on-site to an authorized facility and the disinfecting of all contaminated water handling units, tipping areas, processing and post-processing areas (as applicable)	Required	330.459(b)	Yes	Part III, Appendix IIIC, Section 2.1		Closure Plan For Processing Facilities
716	Part III	Acknowledge that if there is evidence of a release, the ED may require an investigation, assessment, and or corrective action.	Acknowledgement	330.459(c)	Yes	Part III, Appendix IIIC, Section 2.2		Closure Plan For Processing Facilities
717	Part III	Submit a plan (if combustible material is stored outdoors) for closure of a recycling facility that includes collecting processed and unprocessed materials, and transporting the materials to an authorized facility for disposition	Required	330.459(d)(1)	Yes	Part III, Appendix IIIC, Section 2		Closure Plan For Processing Facilities
718	Part III	Provide for the closure plan to be implemented (if combustible material is stored outdoors) and completed within 180 days following the most recent acceptance of processed or unprocessed materials	Required	330.459(d)(2)	Yes	Part III, Appendix IIIC, Section 2		Closure Plan For Processing Facilities

737	Part III	Submit cost estimates for closure & post-closure. Existing facilities must submit a copy of the financial assurance documentation. New facilities must submit financial assurance within 60 days prior to receipt of waste	Required	330.63(j)	Yes	Part III, Appendix IIID		Closure Cost Estimates
742	Part III	Provide cost estimates to close a Recycling facility that stores combustible materials outdoors.	Required	330.505(a)(1)	Yes	Site does not store combustible materials outdoors.		Closure Cost Estimates
743	Part III	Provide a closure cost estimate that equals the costs of closure of the facility, including disposition of the maximum inventories of all waste; processed and unprocessed combustible materials stored outdoors on site during the life of the facility	Required	330.505(a)(2)(A)	Yes	Site does not store combustible materials outdoors.		Closure Cost Estimates
744	Part III	Provide a closure cost estimate that is based on the costs of hiring a third party that is not affiliated with the owner or operator; and is based on a per cubic yard and/or short ton measure for collection and disposition costs.	Required	330.505(a)(2)(B-C)	Yes	Part III, Appendix IIID, Section 2		Closure Cost Estimates
745	Part III	Provide for the closure cost estimate & financial assurance to be increased if conditions change which increase the maximum cost of closure at any time during the active life of the facility	Required	330.505(a)(3)	Yes	Part III, Appendix IIID, Section 3		Closure Cost Estimates
746	Part III	A reduction in the closure cost estimate and the amount of financial assurance may be approved if the cost estimate exceeds the maximum cost of closure at any time during the remaining life of the facility.	Required if Requested	330.505(a)(4)	Yes	Part III, Appendix IIID, Section 3		Closure Cost Estimates
747	Part III	Provide for the maintenance of financial assurance for Recycling facilities that store combustible materials outdoors or that pose a risk	Required	330.505(b)(1)	Yes	Site does not store combustible materials outdoors.		Closure Cost Estimates
748	Part III	Provide for the maintenance of financial assurance until closure is approved by ED.	Required	330.505(b)(2)	Yes	Part III, Appendix IIID, Section 3		Closure Cost Estimates
758	Part IV	A site operating plan shall cover all on-site units in accordance with Subchapters D & E of Chapter 330.	Informational	330.65(a)				Site Operating Plan
785	Part IV	Indicate that the facility will provide the reports required by 30 TAC §330.675 to the Executive Director	Required	330.675	Yes	Part IV-SOP, Section 6.8		Site Operating Plan
988	Part IV	Provide information identifying any permit required under the TPDES and any permit requirements imposed by other agencies for a grease, grit, & septage processing facility	Required	330.65(d)	Yes	Part IV-SOP		Site Operating Plan
989	Part IV	Identify source & characteristics of wastes that will be received and Specify any limiting parameters that may influence the design and operation of the facility	Required	330.203(a)	Yes	Part IV-SOP, Section 3.1		Site Operating Plan
990	Part IV	Provide estimate of the amount of each waste to be received daily, max amount stored at any one time, max & average time waste will remain on-site, max & average processing time, intended destination of generated wastes, & description of how 10% will be recovered if applicable.	Required	330.203(b)	Yes	Part IV-SOP, Section 3.2		Site Operating Plan
991	Part IV	Acknowledge that 10% recovery of material for beneficial use is considered to be the recovery of fats, oil, and greases, but does not include the recovery of water.	Acknowledgement	330.203(b)	Yes	No grease, oil or sludge will be accepted at this site.		Site Operating Plan
1000	Part IV	Acknowledge that failure to achieve the relevant 10 percent recycling rate in any two quarters within any one-year period will cause a registration to terminate and will require the owner or operator of the facility to obtain a permit to continue facility operations.	Acknowledgement	330.9(g)(1)	Yes	Part IV-SOP, Section 3.3		Site Operating Plan

1001	Part IV	Provide for a quarterly report to be submitted that will include volume of waste received, percent solids, and the method of determining the percent solids, processed, disposed, and recycled or reused.	Required	330.9(g)(1)	Yes	Part IV-SOP, Section 3.3		Site Operating Plan
1002	Part IV	Provide in the quarterly report, the method(s) utilized to achieve at least 10% recycling or reuse of incoming material	Required	330.9(g)(1)	Yes	Part IV-SOP, Section 3.3		Site Operating Plan
1003	Part IV	Submit a quarterly report that reconciles the volume of waste with the amounts on manifests, shipping documents, or trip tickets and indicate where the recyclable material was taken for recycling.	Required	330.9(g)(1)	Yes	Part IV-SOP Section 6 Table 6-1		Site Operating Plan
1004	Part IV	Acknowledge that the addition of any material such as lime, polymer, or flocculent added as part of the recycling process is not allowed to be considered as part of the 10% recovery of material from the waste stream and must be subtracted from the material considered as recycled.	Acknowledgement	330.9(g)(1)	Yes	Acknowledged		Site Operating Plan
1005	Part IV	Acknowledge that diverting material from the waste stream without processing is not considered to be recycling as part of this activity.	Acknowledgement	330.9(g)(1)	Yes	Acknowledged		Site Operating Plan
1006	Part IV	Provide the characteristics and constituent concentrations of wastes generated by the facility and indicate that documentation that all wastes leaving the facility can be adequately managed by other authorized facilities will be provided	Required	330.205(a)	Yes	Part IV-SOP, Section 3..2		Site Operating Plan
1007	Part IV	Indicate that all wastes generated by a facility must be processed or disposed at an authorized solid waste management facility	Required	330.205(b)	Yes	Part IV-SOP, Section 3.2		Site Operating Plan
1008	Part IV	Indicate that all wastewaters generated by a facility shall be managed as contaminated water in accordance with 330.207	Required	330.205(c)	Yes	Part IV-SOP, Section 4		Site Operating Plan
1010	Part IV	Indicate that the facility shall be designed and operated to produce a sludge that is acceptable at municipal solid waste landfills and does not exceed standards specified in 30 TAC §330.205(d)	Required If Requested	330.205(d)	Yes	Sludge is not accepted at this site.		Site Operating Plan
1011	Part IV	Indicate that sludges exceeding the limits shall not be disposed in municipal solid waste landfills and must be sent to an authorized facility for further processing or disposal as a hazardous waste, as appropriate or disposed in a municipal solid waste landfill with dedicated Class 1 industrial solid waste cells if the sludge is nonhazardous.	Required If Requested	330.205(d)	Yes	Sludge is not accepted at this site.		Site Operating Plan
1012	Part IV	The owner or operator shall not discharge contaminated water without specific written authorization.	Informational	330.207(a)				Site Operating Plan
1013	Part IV	Provide a plan that describes how all liquids resulting from the operation of the facility shall be disposed of in a manner that will not cause surface water or groundwater pollution.	Required	330.207(a)	Yes	Part IV-SOP, Section 4		Site Operating Plan
1014	Part IV	Indicate that contaminated water shall be collected and contained until properly managed.	Required	330.207(b)	Yes	Part IV-SOP, Section 4		Site Operating Plan
1015	Part IV	Indicate that leachate shall be collected and contained until properly managed.	Required	330.207(b)	Yes	Not applicable	No leachate at this site.	Site Operating Plan
1016	Part IV	Indicate that collection units other than storage tanks shall have a clay or synthetic liner and the liner shall be constructed in accordance with 30 TAC §330.331(b)	Required If Requested	330.207(b)	Yes	Site only uses storage tanks.		Site Operating Plan
1018	Part IV	Indicate that the use of leachate & gas condensate in mining process is prohibited.	Required	330.207(c)	Yes	Not applicable	No mining at this site.	Site Operating Plan
1019	Part IV	Indicate that the facility will not discharge to a septic system	Required	330.207(d)	Yes	Part IV-SOP, Section 4		Site Operating Plan
1020	Part IV	Indicate that off-site discharge of contaminated waters shall be made only after approval under the Texas Pollutant Discharge Elimination System authority	Required	330.207(e)	Yes	Part IV-SOP, Section 4		Site Operating Plan

1021	Part IV	Acknowledge that wastewaters discharged to a facility permitted under Texas Water Code, Chapter 26 must not interfere with or pass-through the treatment facility processes or operations, interfere with or pass-through its sludge processes, use, or disposal or otherwise be inconsistent with the prohibited discharge standards, including 40 Code of Federal Regulations Part 403, General Pretreatment Regulations for Existing and New Source Pollution	Acknowledgement	330.207(f)(1)	Yes	Part IV-SOP, Section 4		Site Operating Plan
1022	Part IV	Indicate that the daily effluent design standard for oil and grease concentration leaving the facility and entering a public sewer system shall not exceed 200 milligrams per liter, the concentration established in the wastewater discharge permit pretreatment limit or the concentration established by the treatment facility permitted under Texas Water Code, Chapter 26, the National Pollutant Discharge Elimination System, or the limits established in 30 TAC §330.207, if the discharge points do not require compliance with locally set limits.	Required	330.207(g)	Yes	Not applicable	No grease, oil or sludge will be accepted at this site.	Site Operating Plan
1023	Part IV	Indicate that lagoons, open-top storage tanks, open vessels, and underground storage units are prohibited at liquid waste transfer facilities	Required	330.207(h)	Yes	Not applicable	Site does not accept liquid waste.	Site Operating Plan
1024	Part IV	Provide plans demonstrating that all waste shall be stored in such a manner that it does not constitute a fire, safety, or health hazard or provide food or harborage for animals and vectors, and shall be contained or bundled so as not to result in litter	Required	330.209(a)	Yes	Part IV-SOP, Section 5.1		Site Operating Plan
1025	Part IV	Provide a description of on-site storage area for source-separated or recyclable materials that is separate from a transfer station or process area and provides for the control of odors, vectors, and windblown waste	Required If Requested	330.209(b)	Yes	Part IV-SOP, Section 5.1		Site Operating Plan
1026	Part IV	Provide plans for process area of transfer stations that recover material from putrescible or liquid waste. Such plans shall provide for the storage of processed and unprocessed waste & recycled materials in enclosed buildings, vessels, or containers.	Required If Requested	330.209(c)	Yes	Not applicable	Site does not accept liquid waste.	Site Operating Plan
1027	Part IV	Provide a plan that describes how all waste containing food wastes shall be stored in covered or closed containers that are leak-proof, durable, and designed for safe handling and easy cleaning	Required	330.211	Yes	Part IV-SOP, Section 5.2		Site Operating Plan
1028	Part IV	Indicate that nonreusable containers shall be of suitable strength to minimize vector scavenging or rupturing.	Required	330.211(1)	Yes	Part IV-SOP, Section 5.2		Site Operating Plan
1029	Part IV	Indicate that reusable containers must be maintained in a clean condition as not to constitute a nuisance, harbor, feed, and propagate vectors.	Required	330.211(2)	Yes	Part IV-SOP, Section 5.2		Site Operating Plan
1030	Part IV	Indicate that any containers emptied manually must be capable of being serviced without physical contact with waste.	Required	330.211(2)(A)	Yes	Part IV-SOP, Section 5.2		Site Operating Plan
1031	Part IV	Indicate that containers that are mechanically handled must be designed to prevent spillage/leakage during storage, handling, and transport.	Required	330.211(2)(B)	Yes	Part IV-SOP, Section 5.2		Site Operating Plan
1032	Part IV	Provide a plan that describes how a citizen's collection stations shall be operated in accordance with 30 TAC §330.213	Required If Requested	330.213(a)	Yes	Part IV-SOP, Section 5.3		Site Operating Plan

1033	Part IV	Indicate that it is the responsibility of the person that owns or operates the collection center to provide for the collection of deposited waste on a scheduled basis and supervise the facility in order to maintain it in a sanitary condition.	Required If Requested	330.213(a)	Yes	Part IV-SOP, Section 5.1		Site Operating Plan
1034	Part IV	A citizen's collection station may accept sharps from single-family or multi-family dwellings, hotels, motels, or other establishments that provide lodging and related services for the public. The sharps will not be considered medical waste, as defined in 30 TAC §330.3	Required If Requested	330.213(b)	Yes	Facility not intended to accept medical waste.		Site Operating Plan
1035	Part IV	Provide operational standards for stationary compactors that describe how they will operated and maintained in such a way as not to create a public nuisance through material loss or spillage, odor, vector breeding or harborage, or other condition.	Required If Requested	330.215(1) and (2)	Yes	Not applicable	Facility not intended to have a stationary compactor.	Site Operating Plan
1036	Part IV	Indicate that a copy of the permit or registration, application, and any other plans or related documents, and as-built plans will be maintained in the site operating record and shall be made available for inspections by agency representatives or other interested parties	Required	330.219(a)	Yes	Part IV-SOP, Section 6.1		Site Operating Plan
1037	Part IV	Indicate that operator shall record & retain location restriction demonstrations, inspection records, training procedures, closure plans, monitoring, testing, analytical data relating to closure, cost estimates, financial assurance documents, all correspondence, modification, approvals, manifests, shipping documents, tickets relating to special waste, & documents as specified by the executive director in the operating record.	Required	330.219(b)(1) - (7)	Yes	Part IV-SOP, Section 6.2		Site Operating Plan
1038	Part IV	Indicate that trip tickets will be maintained according to the record retention provisions in 30 TAC §312.145.	Required	330.219(b)(8)	Yes	Part IV-SOP, Section 6.2		Site Operating Plan
1040	Part IV	Indicate that all reports will be signed by a person who is a duly authorized as a signatory for reports. A person is duly authorized if authorized in in writing by the owner or operator in accordance with 30 TAC §305.44(a) and the authorization specifies individual or position with responsibility and this written authorization is submitted to the executive director	Required	330.219(c)(1)(A) - (C)	Yes	Part IV-SOP, Section 6.3		Site Operating Plan
1041	Part IV	Acknowledge that if the authorization to sign is not longer accurate a new authorization will be submitted	Acknowledgement	330.219(c)(2)	Yes	Part IV-SOP, Section 6.3		Site Operating Plan
1042	Part IV	Indicate that any person signing a report shall make the certification in 305.44(b).	Required	330.219(c)(3)	Yes	Part IV-SOP, Section 6.3		Site Operating Plan
1043	Part IV	Indicate that the operator shall maintain records on-site, available for inspection by the executive director for a period consisting of the two most recent calendar years	Required	330.219(d)	Yes	Part IV-SOP, Section 6.4		Site Operating Plan
1045	Part IV	Indicate that the results of final product testing under 30 TAC §330.613 or §332.71 will be maintained in the site operating record	Required	330.219(d)(2)	Yes	Not applicable	No final soil product produced at this site.	Site Operating Plan
1046	Part IV	Indicate that copies of annual reports will be maintained in the site operating record for 5yrs	Required	330.219(d)(3)	Yes	Part IV-SOP, Section 6 Table 6-1		Site Operating Plan
1047	Part IV	Indicate that the site operating record shall be furnished and available for inspection by executive director.	Required	330.219(e)	Yes	Part IV-SOP, Section 6.4		Site Operating Plan
1048	Part IV	Indicate that the operator shall retain site operating record for the life of the facility.	Required	330.219(f)	Yes	Part IV-SOP, Section 6.5		Site Operating Plan
1049	Part IV	Indicate that the executive director may set alternative recordkeeping & notification schedules.	Required	330.219(g)	Yes	Part IV-SOP, Section 6.6		Site Operating Plan

1051	Part IV	Provide a fire protection plan that describes the source of fire protection (a local fire department, fire hydrants, fire extinguishers, water tanks, water well, etc.), procedures for using the fire protection source, and employee training and safety procedures. The fire protection plan shall comply with local fire codes.	Required	330.221(c)	Yes	Part IV-SOP, Section 7		Site Operating Plan
1052	Part IV	Provide a description of the availability of water under pressure for firefighting purposes	Required	330.221(a)	Yes	Part IV-SOP, Section 7.1 and 7.3		Site Operating Plan
1053	Part IV	Provide a description of on-site firefighting equipment	Required	330.221(b)	Yes	Part IV-SOP, Section 7.1		Site Operating Plan
1054	Part IV	Indicate that all employees shall be trained in the contents and use of the fire protection plan	Required	330.221(c)	Yes	Part IV-SOP, Section 7.4		Site Operating Plan
1055	Part IV	Provide a description of the artificial barriers, natural barriers, or a combination of both, appropriate to protect human health and safety and the environment that are used to control access to the facility and indicate that uncontrolled access to the facility shall be prevented.	Required	330.223(a)	Yes	Part IV-SOP, Section 8.1		Site Operating Plan
1056	Part IV	Provide a description of the, minimum two lane, access road from the public road and how it is designed for expected traffic volumes and adequate turning radii.	Required	330.223(b)	Yes	Part IV-SOP, Section 8.1.3		Site Operating Plan
1057	Part IV	Provide a description of vehicle parking for equipment, employees, and visitors. Indicate that safety bumpers at hoppers must be provided for vehicles. And provide a description of the positive means to control dust and mud	Required	330.223(b)	Yes	Part IV-SOP, Section 8.1.3		Site Operating Plan
1058	Part IV	Provide a description of perimeter control fencing that includes having lockable gates and attendant on site during operating hours. Operating and transport areas shall be enclosed by walls or fencing	Required	330.223(c)	Yes	Part IV-SOP, Section 8.1.1		Site Operating Plan
1059	Part IV	Provide a description of the unloading areas and indicate that unloading areas will be confined to as small an area as practical and be monitored by attendant.	Required	330.225(a)	Yes	Part IV-SOP, Section 8.2.1		Site Operating Plan
1060	Part IV	Provide a description of the signs & forced access lanes used to prevent indiscriminate dumping	Required	330.225(a)	Yes	Part IV-SOP, Section 8.2.2		Site Operating Plan
1061	Part IV	Indicate that the facility is not required to accept any solid waste that he/she determines will cause or may cause problems in maintaining full and continuous compliance	Required	330.225(a)	Yes	Part IV-SOP, Section 8.2.1		Site Operating Plan
1062	Part IV	Provide procedures to ensure that waste in unauthorized areas is removed immediately and disposed of properly.	Required	330.225(b)	Yes	Part IV-SOP, Section 8.2.2		Site Operating Plan
1063	Part IV	Provide procedures for the detection and prevention of the unloading of processing of prohibited wastes.	Required	3330.225©	Yes	Part IV-SOP, Section 8.2.2		Site Operating Plan
1064	Part IV	Indicate that prohibited waste must be returned immediately to the transporter or generator.	Required	330.225(c)	Yes	Part IV-SOP, Section 8.2.2		Site Operating Plan
1065	Part IV	Provide a description of how storage & processing areas are designed to control and contain worst case spill or release and will account for precipitation from a 25-year, 24-hour storm.	Required	330.227	Yes	Part IV-SOP, Section 8.3		Site Operating Plan
1066	Part IV	Specify the waste acceptance and facility operating hours	Required	330.229(a)	Yes	Part IV-SOP, Section 8.4		Site Operating Plan
1067	Part IV	The waste acceptance hours may be any time between the hours of 7:00 a.m. and 7:00 p.m., Monday through Friday, unless otherwise approved by the executive director or commission for a permit. The operating hours for operating heavy equipment and transporting materials on- or off-site may be any time between the hours of 5:00 a.m. and 9:00 p.m., Monday through Friday, unless otherwise approved in the authorization.	Required	330.229(a)	Yes	Part IV-SOP, Section 8.4		Site Operating Plan

1068	Part IV	Specify alternative operating hours of up to five days in a calendar year to accommodate special occasions, special purpose events, holidays, or other special occurrences	Required	330.229(b)	Yes	Part IV-SOP, Section 8.4		Site Operating Plan
1069	Part IV	Indicate that the facility will record in the site operating record the dates, times, and duration when any alternative operating hours are utilized.	Required	330.229(d)	Yes	Part IV-SOP, Section 8.4		Site Operating Plan
1070	Part IV	Indicate that the commission's regional offices may allow additional temporary operating hours to address disaster or other emergency situations, or other unforeseen circumstances that could result in the disruption of waste management services in the area.	Required	330.229(c)	Yes	Part IV-SOP, Section 8.4		Site Operating Plan
1071	Part IV	Indicate that a sign measuring at least 4' X 4' must be displayed at all entrances. Indicate that information on the sign must including the facility name and type, hours and days of operation, authorization number, and facility rules.	Required	330.231	Yes	Part IV-SOP, Section 8.5		Site Operating Plan
1072	Part IV	Indicate that windblown material and litter shall be collected as necessary, throughout the facility, along fences and access roads, and at the gate, at least once per day on days that the facility is in operation, to minimize unhealthy, unsafe, or unsightly conditions.	Required	330.233(a)	Yes	Part IV-SOP, Section 8.6		Site Operating Plan
1073	Part IV	Indicate the measures used to control windblown waste.	Required	330.233(a)(1)	Yes	Part IV-SOP, Section 8.6		Site Operating Plan
1074	Part IV	Provide a description of fence or screen used to minimize windblown waste if the facility is not completely enclosed.	Required	330.233(b)	Yes	Part IV-SOP, Section 8.6		Site Operating Plan
1075	Part IV	Provide procedures to encourage waste hauling vehicles to cover loads that may include posting signs, reporting offenders, and assessing surcharges.	Required	330.235	Yes	Part IV-SOP, Section 8.6 and 8.7		Site Operating Plan
1077	Part IV	Provide a description of all weather access roads at the facility and how the tracking of mud and debris onto public roadways will be minimized.	Required	330.237(a)	Yes	Part IV-SOP, Section 8.6 and 8.8		Site Operating Plan
1078	Part IV	Provide procedures use to ensure that dust from on-site and other access roadways shall not become a nuisance to surrounding areas and indicate that a water source and necessary equipment or other means of dust control shall be provided.	Required	330.237(b)	Yes	Part IV-SOP, Section 8.8		Site Operating Plan
1079	Part IV	Provide procedures to be used to maintain on site roads and minimize depressions, ruts, and potholes.	Required	330.237(c)	Yes	Part IV-SOP, Section 8.8		Site Operating Plan
1080	Part IV	Describe screening or other means used to prevent noise pollution & adverse visual impacts.	Required	330.239	Yes	Part IV-SOP, Section 8.9		Site Operating Plan
1081	Part IV	Provide procedures used to ensure that the design capacity of the facility shall not be exceeded and that waste will not be allowed to accumulate in quantities that create a nuisance, create odors, or harbor vectors.	Required	330.241(a)	Yes	Part IV-SOP, Section 8.10		Site Operating Plan
1082	Part IV	Provide procedures that describe how unprocessed grease, grit, & septage will only be stored up to 72hrs.	Required	330.241(a)(1)	Yes	Part IV-SOP, Section 8.10		Site Operating Plan
1083	Part IV	Provide procedures that provide for the restriction, diversion or removal of waste if the facility experiences a significant work stoppage.	Required	330.241(b)	Yes	Part IV-SOP, Section 8.10		Site Operating Plan
1084	Part IV	Provide an alternative processing/disposal procedures for when facility is inoperable for more than 24hrs.	Required	330.241(c)	Yes	Part IV-SOP, Section 8.10		Site Operating Plan
1085	Part IV	Provide procedures for washing down all working surfaces in contact with waste at least weekly or twice per week for facilities that operate continuously.	Required	330.243(a)	Yes	Part IV-SOP, Section 8.11		Site Operating Plan
1086	Part IV	Provide procedures to ensure that wash water shall not be allowed to accumulate without proper treatment.	Required	330.243(b)	Yes	Part IV-SOP, Section 8.11		Site Operating Plan

1087	Part IV	Provide procedures that demonstrate that wash water shall be collected & disposed of in an authorized manner.	Required	330.243(c)	Yes	Part IV-SOP, Section 8.11		Site Operating Plan
1088	Part IV	Acknowledge that air emissions from municipal solid waste facilities must not cause or contribute to a condition of air pollution as defined in the Texas Clean Air Act.	Acknowledgement	330.245(a)	Yes	Part IV-SOP, Section 8.12		Site Operating Plan
1090	Part IV	Provide a description of odor-retaining containers & vessels used to store liquid and solid waste	Required	330.245(c)	Yes	Part IV-SOP, Section 8.12		Site Operating Plan
1091	Part IV	Provide a description of how the facility has been designed and will be operated to provide adequate ventilation and prevent nuisance odors from leaving boundary of facility	Required	330.245(d)	Yes	Part IV-SOP, Section 8.12		Site Operating Plan
1092	Part IV	Indicate that air pollution emission capture & abatement equipment shall be cleaned and maintained per manufacturer's recommendations and as necessary so that the equipment efficiency can be adequately maintained.	Required	330.245(e)	Yes	Part IV-SOP, Section 8.12		Site Operating Plan
1093	Part IV	Provide a description of the measures/equipment, in accordance with 30 TAC §330.245(f)(1) - (4), that will be use to control odor at the facility.	Required	330.245(f)(1) - (4)	Yes	Part IV-SOP, Section 8.12		Site Operating Plan
1094	Part IV	Indicate that the process areas that recover material from solid waste that contains putrescibles shall be maintained totally within an enclosed building and describe how openings to the process area shall be controlled to prevent releases of nuisance odors from leaving the property boundary of the facility.	Required	330.245(g)	Yes	Part IV-SOP, Section 8.12		Site Operating Plan
1095	Part IV	Provide a description of how facility shall be designed to allow a minimal time of exposure of liquid waste to the air and minimize waste contact with air during unloading of liquid waste into the facility.	Required	330.245(h)	Yes	Not applicable	Site does not accept liquid waste.	Site Operating Plan
1096	Part IV	Acknowledge that the reporting of emissions events shall be made in accordance with §101.201 of this title (relating to Emissions Event Reporting and Recordkeeping Requirements) and reporting of scheduled maintenance shall be made in accordance with §101.211 of this title (relating to Scheduled Maintenance, Startup, and Shutdown Reporting and Recordkeeping Requirements).	Acknowledgement	330.245(j)	Yes	Part IV-SOP, Section 8.13		Site Operating Plan
1097	Part IV	Provide procedures for the control of ponded water to avoid its becoming a nuisance and alleviate any objectionable odors	Required	330.245(k)	Yes	Part IV-SOP, Section 8.12		Site Operating Plan
1098	Part IV	Indicate that facility personnel will be trained in the appropriate sections of the facility's health and safety plan.	Required	330.247	Yes	Part IV-SOP, Section 8.13		Site Operating Plan
1099	Part IV	Indicate that the facility shall provide potable water and sanitary facilities for all employees and visitors.	Required	330.249	Yes	Part IV-SOP, Section 8.13		Site Operating Plan