

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**STATE OF TEXAS** §

**COUNTY OF TRAVIS** §

I, Laurie Gharis, Chief Clerk of the Texas Commission on Environmental Quality, do hereby certify that the attached mailing list provides the persons to whom the notice of the public hearing for BM Dorchester LLC, SOAH Docket No. 582-25-17420, TCEQ Docket No. 2025-0482-AIR, was mailed on May 9, 2025.

Given under my hand and the seal of the Texas Commission on Environmental Quality, this the 9th day of May 2025.

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

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Laurie Gharis, Chief Clerk  
Texas Commission on Environmental Quality

**SEAL**

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 9, 2025

**Via Certified and First Class Mail**

**Receipt #7004 1350 0002 7528 8961**

Derek Seal, Partner  
McGinnis Lochridge LLP  
1111 West 6th Street  
Building B, Suite 400  
Austin, Texas 78703

**Via Certified and First Class Mail**

**Receipt #7004 1350 0002 7528 8978**

Jacob Bender, Chief Financial Officer  
BM Dorchester LLC  
1008 Southview Circle  
Center, Texas 75935

RE: Notice of Hearing Package  
Applicant Name: BM Dorchester LLC  
Facility Location: Grayson County, Texas  
Permit Numbers: 167047 and PSDTX1602  
Type of Authorization: New

Dear Mr. Deal and Mr. Bender,

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

SOAH will conduct a formal contested case hearing at:

**10:00 a.m. – June 25, 2025**

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

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

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

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



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


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

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

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

If you have any questions regarding publication requirements, or obtaining copies of the administrative record, please contact the SOAH Docket Clerk in the OCC at 512-239-3300. If you have any other questions, please contact Amy Browning or Amanda Kraynok at 512-239-0600.

Sincerely,



Laurie Gharis  
Chief Clerk

LG/erg

Enclosures

cc: Michael Meister, Principal Consultant, Trinity Consultants, 555 North Carancahua Street, Corpus Christi, Texas 78401

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**NOTICE OF HEARING**  
**BM Dorchester LLC**  
**SOAH Docket No. 582-25- 17420**  
**TCEQ Docket No. 2025-0482-AIR**  
**Air Quality Permit Nos. 167047 and PSDTX1602**

**APPLICATION.**

BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047 and Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. The proposed facility will emit the following air contaminants in a significant amount: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide, sulfuric acid, and greenhouse gases. In addition, the facility will emit the following air contaminants: hazardous air pollutants and lead.

The degree of PSD increment predicted to be consumed by the proposed facility and other increment-consuming sources in the area is as follows:

**Sulfur Dioxide**

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
3-hour	12	512
24-hour	4.5	91
Annual	0.3	20

**PM<sub>10</sub>**

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	29	30
Annual	3	17

### Nitrogen Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
Annual	0.4	25

### PM<sub>2.5</sub>

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	8.7	9
Annual	1.4	4

This application was submitted to the TCEQ on November 8, 2021. The executive director has determined that the emissions of air contaminants from the proposed facility which are subject to PSD review will not violate any state or federal air quality regulations and will not have any significant adverse impact on soils, vegetation, or visibility. All air contaminants have been evaluated, and “best available control technology” will be used for the control of these contaminants.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The permit application, executive director’s preliminary decision, draft permit, and the executive director’s preliminary determination summary and executive director’s air quality analysis, will be available for viewing and copying at the TCEQ Central Office, the TCEQ Dallas/Fort Worth Regional Office, and at the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas. The facility’s compliance file, if any exists, is available for public review at the TCEQ Dallas/Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas.

### **DIRECT REFERRAL.**

The Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision was published in English on July 9, 2024, and in Spanish on July 9, 2024. A Public Meeting was held on March 25, 2024. On March 20, 2025, the Applicant filed a request for direct referral to the State Office of Administrative Hearings (SOAH). Therefore, the chief clerk has referred this application directly to SOAH for a hearing on whether the application complies with all applicable statutory and regulatory requirements.

### **CONTESTED CASE HEARING.**

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

**10:00 a.m. – June 25, 2025**

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

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

Meeting ID: 160 229 8633

Password: TCEQ742

or

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

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

Meeting ID: 160 229 8633

Password: 6485788

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

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding, which will occur at a later date, will be similar to a civil trial in state district court. The hearing will be conducted in accordance with the Chapter 2001, Texas Government Code; Chapter 382, Texas Health and Safety Code; TCEQ rules including 30 Texas Administrative Code (TAC) Chapter 116, Subchapters A and B; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. The hearing will be held unless all timely hearing requests have been withdrawn or denied.

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

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

#### **INFORMATION.**

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

Further information may also be obtained from BM Dorchester LLC at the address stated above or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

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

Issued: May 9, 2025

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


Laurie Gharis, Chief Clerk  
Texas Commission on Environmental Quality

## Example B


### Publication Elsewhere in the Newspaper:

TO ALL INTERESTED PERSONS AND PARTIES:

BM Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047, Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, and Greenhouse Gas PSD Permit GHGPSDTX212, which would authorize construction of a Portland Cement at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.

  
3"  
minimum

← Minimum 2 column widths or 4 inches →



# COMISIÓN DE CALIDAD AMBIENTAL DE TEXAS



## AVISO DE AUDIENCIA

**BM Dorchester LLC**

**Expediente SOAH No. 582-25- 17420**

**Expediente TCEQ No. 2025-0482-AIR**

**Permiso de Calidad del Aire Nos. 167047 y PSDTX1602**

### APLICACIÓN.

BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) la emisión del Permiso de Calidad del Aire Propuesto 167047 y el Permiso de Calidad del Aire de Prevención de Deterioro Significativo (PSD) PSDTX1602, que autorizaría la construcción de una Planta de Cemento Portland en la siguiente dirección: desde la intersección de la Carretera 289 y la Carretera 902 al este de Dorchester, diríjase al este por la Carretera 902 por aproximadamente 0.80 millas; el sitio estará ubicado directamente al norte de la Carretera 902 después de la intersección con Taylor Road, Dorchester, Condado de Grayson, Texas 75459. Esta solicitud se procesó de manera acelerada, según lo permitido por las reglas de la comisión en el Capítulo 101, Subcapítulo J del Código Administrativo de Texas 30. Esta solicitud fue presentada a la TCEQ el 8 de noviembre de 2021. La instalación propuesta emitirá los siguientes contaminantes del aire en una cantidad significativa: monóxido de carbono, óxidos de nitrógeno, compuestos orgánicos, material particulado incluyendo material particulado con diámetros de 10 micrones o menos y 2.5 micrones o menos, dióxido de azufre, ácido sulfúrico y gases de efecto invernadero. Además, la instalación emitirá los siguientes contaminantes del aire: contaminantes peligrosos del aire y plomo.

El grado de incremento de PSD que se predice será consumido por la instalación propuesta y otras fuentes que consumen incremento en el área es el siguiente:

#### Ácido Sulfúrico

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
3-horas	12	512
24- horas	4.5	91
Anual	0.3	20

PM<sub>10</sub>

Tiempo Promedio Máximo	Incremento Máximo de Consumo (µg/m³)	Incremento Permitido (µg/m³)
24- horas	29	30
Anual	3	17

Dióxido de Nitrógeno

Tiempo Promedio Máximo	Incremento Máximo de Consumo (µg/m³)	Incremento Permitido (µg/m³)
Anual	0.4	25

PM<sub>2.5</sub>

Tiempo Promedio Máximo	Incremento Máximo de Consumo (µg/m³)	Incremento Permitido (µg/m³)
24- horas	8.7	9
Anual	1.4	4

Esta solicitud se presentó a la TCEQ el 8 de noviembre de 2021. El director ejecutivo ha determinado que las emisiones de contaminantes del aire de la instalación propuesta, que están sujetas a la revisión PSD, no violarán ninguna regulación estatal o federal de calidad del aire y no tendrán un impacto adverso significativo en los suelos, la vegetación o la visibilidad. Se han evaluado todos los contaminantes del aire y se utilizará la "mejor tecnología de control disponible" para el control de estos contaminantes.

El director ejecutivo ha completado la revisión técnica de la solicitud y ha preparado un permiso preliminar que, de ser aprobado, establecería las condiciones bajo las cuales debe operar la instalación. La solicitud del permiso, la decisión preliminar del director ejecutivo, el permiso preliminar, el resumen de la determinación preliminar del director ejecutivo y el análisis de calidad del aire del director ejecutivo estarán disponibles para su visualización y copia en la Oficina Central de la TCEQ, la Oficina Regional de TCEQ en Dallas/Fort Worth y en la Biblioteca Comunitaria de Howe, 315 South Collins Freeway, Howe, Condado de Grayson, Texas. El archivo de cumplimiento de la instalación, si existe alguno, está disponible para revisión pública en la Oficina Regional de TCEQ en Dallas/Fort Worth, 2309 Gravel Drive, Fort Worth, Texas.

### DERIVACIÓN DIRECTA.

El Aviso Consolidado de Recepción de Solicitud e Intención de Obtener Permiso y el Aviso de Solicitud y Decisión Preliminar se publicaron en inglés el 9 de julio de 2024 y en español el 9 de julio de 2024. El 25 de marzo de 2024 se llevó a cabo una reunión pública. El 20 de marzo de 2025, el Solicitante presentó una solicitud de remisión directa a la Oficina Estatal de Audiencias Administrativas (SOAH). Por lo tanto, el secretario principal ha remitido esta solicitud directamente a SOAH para una audiencia



sobre si la solicitud cumple con todos los requisitos legales y reglamentarios aplicables.

### **AUDIENCIA DE CASO IMPUGNADO.**

La Oficina Estatal de Audiencias Administrativas (SOAH, por sus siglas en inglés) llevará a cabo una audiencia preliminar a través de una videoconferencia de Zoom. Una reunión de Zoom es una reunión segura y gratuita que se celebra a través de Internet y que permite realizar videoconferencias de audio/visual.

**10:00 a.m. - 25 de junio de 2025**

**Para unirse a la reunión de Zoom a través de la computadora:**

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

ID de la reunión: 160 229 8633

Contraseña: TCEQ742

o

**Para unirse a la reunión de Zoom por teléfono:**

**(669) 254-5252 o (646) 828-7666**

ID de reunión: 160 229 8633

Contraseña: 6485788

**Visite el sitio web de SOAH para registrarse en: <http://www.soah.texas.gov/> o llame a SOAH al (512) 475-4993.**

El propósito de una audiencia preliminar es establecer la jurisdicción, nombrar a las partes, establecer un cronograma procesal para el resto del procedimiento y abordar otros asuntos según lo determine el juez. La fase de audiencia probatoria del procedimiento, que ocurrirá en una fecha posterior, será similar a un juicio civil en un tribunal de distrito estatal. La audiencia abordará las cuestiones de hecho controvertidas identificadas en la orden de TCEQ relativa a esta solicitud emitida el 18 de febrero de 2025. Además de estas cuestiones, el juez puede considerar cuestiones adicionales si se cumplen ciertos factores. La audiencia se llevará a cabo de acuerdo con el Capítulo 2001 del Código de Gobierno de Texas; Capítulo 382 del Código de Salud y Seguridad de Texas; Las reglas de TCEQ, incluido el Capítulo 116 del Código Administrativo de Texas (TAC) 30, Subcapítulos A y B; y las normas de procedimiento de la TCEQ y la SOAH, incluidos el capítulo 80 del TAC 30 y el capítulo 155 del TAC. La audiencia se llevará a cabo a menos que todas las solicitudes de audiencia oportunas hayan sido retiradas o denegadas.

Para solicitar ser parte, debe asistir a la audiencia y demostrar que se vería afectado por la solicitud de una manera que no es común para el público en general. Cualquier persona puede asistir a la audiencia y solicitar ser parte. Solo las personas nombradas como partes pueden participar en la audiencia.

**De acuerdo con 1 Código Administrativo de Texas § 155.401(a), Aviso de audiencia, "Las partes que no están representadas por un abogado pueden obtener información sobre las audiencias de casos impugnados en el sitio web público de la Oficina Estatal de Audiencias Administrativas en [www.soah.texas.gov](http://www.soah.texas.gov), o en formato impreso previa solicitud a SOAH".**

**INFORMACIÓN.**

Si necesita más información sobre el proceso de audiencia para esta solicitud, llame al Programa de Educación Pública, sin cargo, al (800) 6874040. Puede encontrar información general sobre la TCEQ en nuestro sitio web en [www.tceq.texas.gov](http://www.tceq.texas.gov).

También se puede obtener más información de BM Dorchester LLC en la dirección indicada anteriormente o llamando al Sr. Michael Meister, Trinity Consultants al (361) 883-1668.

Las personas con discapacidades que necesiten adaptaciones especiales en la audiencia deben llamar al Departamento de Expedientes de SOAH al (512) 475-4993, al menos una semana antes de la audiencia.

Emitido: 9 de mayo de 2025

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

Laurie Gharis, Secretaria Principal  
Comisión de Calidad Ambiental de Texas

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## INSTRUCTIONS FOR PUBLIC NOTICE Air Permits

### NOTICE OF HEARING

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

#### Please Review Notice

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

#### Newspaper Notice

- You must publish the enclosed Notice of Hearing no less than **30** days before the hearing.
- You must publish the enclosed Notice of Hearing (Example A) at your expense, in the public notice section of a newspaper that is of general circulation in the municipality in which the facility is located or proposed to be located or in the municipality nearest to the location or proposed location of the facility.
- Example B must be published in the **same issue** of the newspaper as Example A; however, it must be published in a prominent location (other than the public notice section). Example B notice refers the public to the "public notice" section of the newspaper where Example A provides more information regarding the permit application.

- Example B must be a total of at least **6 column inches (standard advertising units)** with a vertical dimension of at least **3 inches** and a horizontal dimension of **2 column widths**. If the newspaper chosen does not use standard advertising units for measurement, the notice must be at least **12 square inches** with the shortest side of at least **3 inches**.
- Companies that meet the TCEQ's definition of a small business and will not have a significant impact on air quality are not required to publish Example B. Contact the TCEQ permit reviewer to determine if you qualify for this exemption.

## Proof of Publication

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

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

- Please ensure that the affidavit(s) you send to the Chief Clerk is/are originals and that all blanks on the affidavit are filled in correctly.

- You must furnish a copy of the notices and affidavits to the EPA regional administrator in Dallas, all local air pollution control agencies with jurisdiction in the county in which the construction is to occur; and the air pollution control agency of any nearby state in which air quality may be adversely affected by the emissions from the new or modified facility.

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

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

### **General Information**

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

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

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

Applicant Name: BM Dorchester LLC  
TCEQ Docket Number: 2025-0482-AIR  
Notice of Hearing

## AFFIDAVIT OF PUBLICATION

STATE OF TEXAS §  
COUNTY OF: \_\_\_\_\_ §

Before me, the undersigned authority, on this day personally appeared

\_\_\_\_\_, who being by me duly  
**(name of person representing newspaper)**

sworn, deposes and says that (s)he is the \_\_\_\_\_  
**(title of person representing newspaper)**

of the \_\_\_\_\_ ; that said newspaper is generally  
**(name of newspaper)**

circulated in \_\_\_\_\_ , Texas;  
**(municipality or nearest municipality to location of facility/proposed facility)**

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

\_\_\_\_\_  
**(date(s))**

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

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

(Seal)

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

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

My Commission Expires \_\_\_\_\_ 00016

MAILING LIST / LISTA DE CORREO  
BM Dorchester LLC  
TCEQ Docket No./TCEQ Expediente N.º 2024-0482-AIR  
SOAH Docket No./SOAH Expediente N.º 582-25-17420  
Air Quality Permit Nos./ Calidad del Aire Permiso Nos. 167047 and/y PSDTX1602

FOR THE APPLICANT /  
PARA EL SOLICITANTE:

Derek Seal, Partner  
McGinnis Lochridge LLP  
1111 West 6th Street  
Building B, Suite 400  
Austin, Texas 78703

Jacob Bender, Chief Financial Officer  
BM Dorchester LLC  
1008 Southview Circle  
Center, Texas 75935

Michael Meister, Principal Consultant  
Trinity Consultants  
555 North Carancahua Street  
Corpus Christi, Texas 78401

INTERESTED PERSONS /  
PERSONAS INTERESADAS:

See attached list. / Ver lista adjunta.

FOR THE EXECUTIVE DIRECTOR /  
PARA EL DIRECTOR EJECUTIVO  
via electronic mail /  
por correo electrónico:

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

Amy Browning, Senior Attorney  
Amanda Kraynok, Staff Attorney  
Texas Commission on Environmental  
Quality  
Environmental Law Division MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087

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

FOR PUBLIC INTEREST COUNSEL /  
PARA ABOGADOS DE INTERÉS  
PÚBLICO  
via electronic mail /  
por correo electrónico:

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

FOR THE CHIEF CLERK /  
PARA EL SECRETARIO OFICIAL  
via electronic mail  
por correo electrónico:

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

THE HONORABLE BRENT HAGENBUCH  
TEXAS SENATE  
DISTRICT ROOM E1.712  
TEXAS STATE CAPITOL  
brent.hagenbuch@senate.texas.gov

THE HONORABLE SHELLEY LUTHER  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT ROOM E1.312  
TEXAS STATE CAPITOL  
shelley.luther@house.texas.gov



EVELYN ROSBOROUGH  
USEPA REGION 6  
1445 ROSS AVE STE 1200  
MAIL CODE 6WQ  
DALLAS TX 75202-2733  
rosborough.evelyn@epa.gov

GRAYSON COUNTY HEALTH DEPARTME  
515 N WALNUT ST  
SHERMAN TX 75090-4952

GRAYSON COUNTY JUDGE  
COUNTY COURTHOUSE - JUSTICE  
100 W HOUSTON ST STE 15  
SHERMAN TX 75090-5958

RED RIVER AUTHORITY OF TEXAS  
PO BOX 240  
WICHITA FALLS TX 76307-0240

PUBLIC HEALTH REGION 2/3  
TEXAS DEPARTMENT OF STATE HEAL  
1301 S BOWEN RD STE 200  
ARLINGTON TX 76013-2262

TEXOMA COUNCIL OF GOVERNMENTS  
1117 GALLAGHER DR STE 100  
SHERMAN TX 75090-3107

US ARMY CORPS OF ENGINEERS  
TULSA DISTRICT - CESWT  
2488 E 81ST ST  
TULSA OK 74137-4290

FIELD SUPERVISOR  
US FISH & WILDLIFE SERVICE  
3233 CURTIS DR  
FORT WORTH TX 76116-5100

GLENN C CLINGENPEEL  
TRINITY RIVER AUTHORITY OF TEX  
5300 S COLLINS ST  
ARLINGTON TX 76018-1710

CAROLYN FRUTHALER MD DIR  
GRAYSON COUNTY HEALTH AUTHORIT  
515 N WALNUT ST  
SHERMAN TX 75090-4952

JOHN R PIPES  
COOKE COUNTY ENVIRO HEALTH  
COOKE CO COURTHOUSE  
100 S DIXON ST  
GAINESVILLE TX 76240-4717

DREW SATTERWHITE PE GENERA  
RED RIVER GROUNDWATER CONSERVA  
PO BOX 1214  
SHERMAN TX 75091-1214

MS JESSICA STAGGS SUPERVISO  
DALLAS WATER UTILITIES  
4334 SCOTTSDALE DR  
DALLAS TX 75227-4044

THE HONORABLE REGGIE SMITH STATE  
REPRESENTATIVE  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT 62  
PO BOX 2910  
AUSTIN TX 78768-2910

THE HONORABLE DREW SPRINGER JR  
STATE SENATOR  
THE SENATE OF TEXAS DISTRICT 30  
PO BOX 12068  
AUSTIN TX 78711-2068

THE HONORABLE DAN PATRICK LIEUTENANT  
GOVERNOR  
STATE OF TEXAS  
PO BOX 12068  
AUSTIN TX 787112068

NOVIN ABDI  
4601 HIGH POINT DR  
CELINA TX 75009-2970

SILVIA ADAMS  
3390 OLD DORCHESTER RD  
SHERMAN TX 75092-7015

RANDY ADAMS  
1128 WESTERN HILLS DR  
SHERMAN TX 75092-5200

JANICE AKINS  
AKINS FARMS  
PO BOX 303  
HOWE TX 75459-0303

SUE AKINS  
2551 OLD DORCHESTER RD  
SHERMAN TX 75092-7022

GREG AKINS  
2551 OLD DORCHESTER RD  
SHERMAN TX 75092-7022

ERIC AKINS  
PO BOX 303  
HOWE TX 75459-0303

JANICE AKINS  
AKINS FARMS AND QUALITY GRAIN  
924 MAPLE ST  
HOWE TX 75459-4526

JUDY ALLEN  
152 ROCKPORT RD  
SHERMAN TX 75092-6967

RUSS & SUSAN ALLEN  
105 BLACK RD  
VAN ALSTYNE TX 75495-3998

SAMANTHA ALLISON  
926 S WESTERN HILLS DR  
HOWE TX 75459-2864

MRS LUZ ARCE  
619 STEWART RD  
SHERMAN TX 75092-6505

AMBER ARMENDARIZ  
PO BOX 911955  
SHERMAN TX 75091-1955

RALPH H ARMSTRONG  
HMD INVESTMENTS, LTD  
PO BOX 6389  
MCKINNEY TX 75071-5110

RALPH ARMSTRONG  
HMD INVESTMENTS LTD  
PO BOX 6307  
MCKINNEY TX 75071-5108

KATRINA LYNN ARSENAULT  
320 WILLIAMSBURG DR  
VAN ALSTYNE TX 75495-2782

ART ARTHUR COMMISSIONER PRECINCT 2  
GRAYSON COUNTY  
3RD FL, STE 15  
100 W HOUSTON ST  
SHERMAN TX 75090-6019

MR ART ARTHUR  
GRAYSON COUNTY  
1331 ARTHUR RD  
DENISON TX 75021-4299

MR CHARLES ASHLEY  
425 WOODBINE ESTATES RD  
GAINESVILLE TX 76240-1894

AMY ASHLOCK  
6555 LUELLA RD  
SHERMAN TX 75090-5114

ANDREA PAULETTE ASLAM  
8700 MILANO DR  
MCKINNEY TX 75071-5018

GEORGE AUNE  
110 COCOPA DR  
LAKE KIOWA TX 76240-9280

SESILY BABEKUHL  
751 W JEFFERSON ST  
VAN ALSTYNE TX 75495-3410

DAVID BACA  
1237 JP CAVE RD  
SHERMAN TX 75090-3368

KEITH BAEHMANN  
216 STIFF CHAPEL RD  
GUNTER TX 75058-3556

DONALD BAILEY  
903 S CROCKETT ST  
SHERMAN TX 75090-7927

CYNTHIA BAKER  
FIRST BAPTIST CHURCH  
908 MEADOW BEAUTY CT  
BURLESON TX 76028-6778

TYE BAKER  
CHOCTAW NATION OF OKLAHOMA  
PO BOX 1210  
DURANT OK 74702-1210

WILLIES CARL BALLOU  
289 PROPERTIES LTD  
6007 HWY 289  
HOWE TX 75459-2079

WILLIES CARL BALLOU  
289 PROPERTIES LTD  
6007 STATE HIGHWAY 289  
DORCHESTER TX 75459-2079

DEBRA BANKS  
PO BOX 122  
COLLINSVILLE TX 76233-0122

DOUGLAS GLENN BANNER  
146 MIDWAY ACRES DR  
HOWE TX 75459-2482

KELLY DENISE BARNES  
2569 FORD RD  
HOWE TX 75459-2427

THOMAS CLAY BARNETT  
3101 REDBUD TRL  
SHERMAN TX 75092-3489

LAURA & THOMAS CLAY BARNETT  
3101 REDBUD TRL  
SHERMAN TX 75092-3489

ERNIE BARNETT  
1708 STEPHEN CIR  
SHERMAN TX 75092-4105

DARLA BARR  
4788 COUNTY ROAD 115  
WHITESBORO TX 76273-6935

FAITH BARRETT  
3211 COUNTY ROAD 114  
WHITESBORO TX 76273-7008

KATHY BARTLETT  
PO BOX 1056  
SHERMAN TX 75091-1056

ROBERT BAUER  
645 CHOCTAW EST CIR  
SHERMAN TX 75092-7929

MARK BAUMGARDNER  
466 HIGH COUNTRY RD  
SHERMAN TX 75092-6853

HEATHER BEAVER  
245 ROCKPORT RD  
SHERMAN TX 75092-7933

NELSON BEAVER  
245 ROCKPORT RD  
SHERMAN TX 75092-7933

ASHLEY BECK  
998 STRICKLAND RD  
VAN ALSTYNE TX 75495-3617

FRANCIS BECK  
998 STRICKLAND RD  
VAN ALSTYNE TX 75495-3617

JENNIFER BEECROFT  
861 DERRICK LN  
PROSPER TX 75078-8851

MR BLAKE C BEESON  
708 S DENNY ST  
HOWE TX 75459-4599

MRS PATTI BEGGS  
1609 HIGH BRG  
GUNTER TX 75058-4238

DEANNA BELL  
1509 ASBURY DR  
VAN ALSTYNE TX 75495-2698

GARY BENNETT  
1691 SPERRY RD  
DORCHESTER TX 75459-2069

DARALD BERGER  
1128 MACGREGOR LN  
GUNTER TX 75058-4253

LANDER BETHEL  
1002 S CROCKETT ST  
SHERMAN TX 75090-8512

TONYA BINGHAM  
324 NEWPORT DR  
VAN ALSTYNE TX 75495-2785

LIZ BIRCHALL  
2800 STATE HIGHWAY 289  
SHERMAN TX 75092-6508

RENE BIRCHALL  
1433 S RAVEN DR  
SHERMAN TX 75092-5988

CLIFF BLACKSTOCK  
1281 VINEYARD RD  
GUNTER TX 75058-3142

SHANNON BLAKE  
55 MACOMB RD  
WHITESBORO TX 76273-6009

ASHLEY BLANTON  
101 PARK LN  
POTTSBORO TX 75076-9013

TAMMY BOHANNON-YULE  
2900 ROLLING HILLS DR  
SHERMAN TX 75092-4788

MR JAMES C BOLES  
1378 PRESTON MEADOWS RD  
SHERMAN TX 75092-6917

NANCY BOND  
1499 ROCKPORT RD  
SHERMAN TX 75092-7060

NOLAN E BOND  
1499 ROCKPORT RD  
SHERMAN TX 75092-7060

LINDA BORTON  
220 TEE TAW CIR  
SHERMAN TX 75092-6999

LINDA BOWERS  
352 CHOCTAW EST CIR  
SHERMAN TX 75092-6973

PAUL DAVID BOWERS  
352 CHOCTAW EST CIR  
SHERMAN TX 75092-6973

MADILYN BRAMER  
2933 FM 902  
SHERMAN TX 75090-5673

JOHN & MELISSA BRASWELL  
852 HAZELWOOD RD  
SHERMAN TX 75092-5926

JOHN W BRASWELL  
852 HAZELWOOD RD  
SHERMAN TX 75092-5926

AMBER BRATT  
2225 KEVIN CT  
SHERMAN TX 75090-2319

MR KRISTOPHER DANIEL BRAVO  
7717 LAKE WORTH CV  
MCKINNEY TX 75071-3383

VIRGINIA BRAWLEY  
2813 CAPRICE AVE  
DENISON TX 75020-7241

ASHLIN BRIDWELL  
441 PRESTON MEADOWS RD  
SHERMAN TX 75092-6954

JERRY BRITT  
3774 RANGE CREEK RD  
HOWE TX 75459-2050

CHERYL BRODIEK  
25801 FM 901  
WHITESBORO TX 76273-3795

RON BROCKNER  
141 LAUGHLIN RD  
SHERMAN TX 75092-6943

LORIE BROCKNER  
141 LAUGHLIN RD  
SHERMAN TX 75092-6943

MR RON R BROCKNER  
CISCO EAGLE  
141 LAUGHLIN RD  
SHERMAN TX 75092-6943

BRYAN BROOKS  
1055 HARRELL RD  
HOWE TX 75459-3493

EMILY BROOKS  
1608 MCDOUGALL CRK  
VAN ALSTYNE TX 75495-8112

JAN BROOMALL  
ILLUMINED CROSSING LLC  
500 GARVER RD  
MANSFIELD OH 44903-7554

LAFFEL BROWN  
262 MORMAN GROVE RD  
SHERMAN TX 75092-6912

NANCY BROWN  
262 MORMAN GROVE RD  
SHERMAN TX 75092-6912

DR. JEFFREY BROWN  
COHERENT  
6800 S US HIGHWAY 75  
SHERMAN TX 75090-3490

ROGER BROWN  
PO BOX 441  
POTTSBORO TX 75076-0441

PAUL L BROWN  
262 MORMAN GROVE RD  
SHERMAN TX 75092-6912

TIFFANY BROYLES & SARAH NEWTON  
PO BOX 160  
TOM BEAN TX 75489-0160

TIFFANY BROYLES & SARAH NEWTOWN  
PO BOX 160  
TOM BEAN TX 75489-0160

TIFFANY BROYLES & SARAH NEWTOWN  
5013 ASPEN WAY  
SHERMAN TX 75092-7078

JEREMIAH BROYLES  
PO BOX 160  
TOM BEAN TX 75489-0160

TIFFANY BROYLES & SARAH NEWTON  
409 MEADOWS ESTATE ST  
WHITEWRIGHT TX 75491-6106

JEREMIAH D BROYLES  
409 MEADOWS ESTATE ST  
WHITEWRIGHT TX 75491-6106

ERIKA BRYAN  
HOWE MIDDLE SCHOOL  
300 BEATRICE ST  
HOWE TX 75459-4554

JAMIE BUCKALEW  
1558 WATSON RD  
WHITESBORO TX 76273-5544

JENNIFER BULLARD  
1495 TAYLOR RD  
HOWE TX 75459-2511

HOMER BULLARD  
APT 412  
301 S HERITAGE PKWY  
SHERMAN TX 75092

DONNA BURK  
516 PATRICIA DR  
SHERMAN TX 75090-6636

MARIE BURNS  
720 S WESTERN HILLS DR  
HOWE TX 75459-2868

KERRY BURNS  
720 S WESTERN HILLS DR  
HOWE TX 75459-2868

BRENNA BUTLER  
1731 BUSINESS HIGHWAY 377  
WHITESBORO TX 76273-7176

CLYDE & LANDA BYER  
158 KENNEDY RD  
SHERMAN TX 75092-6945

CHRISTA CALL  
2149 COUNTY ROAD 151  
GAINESVILLE TX 76240-1535

VERONICA CALZADA  
692 PILOT GROVE RD  
WHITEWRIGHT TX 75491-7170

SARAH CAMPBELL STEVENS  
1712 W MCGEE ST  
SHERMAN TX 75092-3202

STEPHEN CAMPEAU  
600 WILLIAMS WAY  
VAN ALSTYNE TX 75495-2885

ERIC CANTU  
1264 TERRY LN  
SHERMAN TX 75092-5883

TOMMY JOE CARNEY  
1370 HARSHBARGER RD  
SADLER TX 76264-3966

CASEY D CARR  
1002 CATALINA DR  
BELLS TX 75414-3421

HOLLY CASTLEBERRY  
3979 STEWART RD  
HOWE TX 75459-1729

TANNER CASTLEBERRY  
3979 STEWART RD  
HOWE TX 75459-1729

CLINT CATCHING  
HOWE ISD  
105 W TUTT ST  
HOWE TX 75459-4702

CARY CATCHING  
9050 FM 902  
HOWE TX 75459-2402

CHAD CATCHING  
9050 FM 902  
HOWE TX 75459-2402

PAULA A CAVENDER  
2933 FM 902  
SHERMAN TX 75090-5673

SHANE CAVENDER  
2933 FM 902  
SHERMAN TX 75090-5673

ROBERT CAVENDER  
2933 FM 902  
SHERMAN TX 75090-5673

DORA CAYWOOD  
137 STARK LN  
SHERMAN TX 75090-3402

ANDREW CELLARS  
TX  
1829 HORSESHOE LN  
VAN ALSTYNE TX 75495-4481

ADAM CERNERO & BRAD MORGAN  
SHERMAN ISD  
2701 N LOY LAKE RD  
SHERMAN TX 75090-1701

NICOLE CHAMBERS  
1717 ENTERPRISE RD  
SHERMAN TX 75092-5802

COREY CHAMBERS SR  
1717 ENTERPRISE RD  
SHERMAN TX 75092-5802

KRISTEN & KRISTEN CHANDLER  
6575 MACKEY RD  
DORCHESTER TX 75459-2467

BOBBY LUKE CHANDLER  
6575 MACKEY RD  
DORCHESTER TX 75459-2467

MEGAN C CHANDLER  
89 HARMON CIR  
DORCHESTER TX 75459-2430

BOBBY CHANDLER  
144 SAGE BRUSH LN  
DENISON TX 75021-4250

DANIEL CHANDLER  
89 HARMON CIR  
DORCHESTER TX 75459-2430

JERRY W CHAPMAN GENERAL MANAGER  
GREATER TEXOMA UTILITY AUTHORITY  
5100 AIRPORT DR  
DENISON TX 75020-8448

WAYMAN W CHILCUTT  
PO BOX 86  
WHITESBORO TX 76273-0086

LAURA CHILDRESS  
PO BOX 249  
VAN ALSTYNE TX 75495-0249

REGINA CHISUM  
2200 COUNTY ROAD 155  
WHITESBORO TX 76273-5634

MR PETER CHRISTENSEN  
1085 LEXINGTON LN  
ESTES PARK CO 80517-7570

ARTHUR CLAYTON  
STE 116A  
200 S CROCKETT ST  
SHERMAN TX 75090-7170

MR ROBERT CLOUGH  
7312 EASLEY DR  
MCKINNEY TX 75071-1566

STEVE THOMAS COHEA  
1620 N HOARD AVE  
SHERMAN TX 75090-4019

BEVERLY COLE  
3212 MIMOSA DR  
SHERMAN TX 75092-3411

MRS MARGARET COLEMAN  
335 RIBBONWOOD TRL  
COLLINSVILLE TX 76233-2003

MR LEE COLLINS  
188 GREEN MEADOW CT  
GUNTER TX 75058-3183

TERRY COLLINS  
108 ROCKPORT RD  
SHERMAN TX 75092-6967

KARLA K COLWELL  
1640 PLEASANT HOME RD  
SHERMAN TX 75092-7907

MEGHAN CONE  
3413 JACKSON DR  
MCKINNEY TX 75070-9552

MEGHAN CONE  
SHERMAN INDEPENDENT SCHOOL DISTRICT  
2701 N LOY LAKE RD  
SHERMAN TX 75090-1701

ANTHONY ALAN COOK  
400 WILLIAM ST  
POTTSBORO TX 75076-7813

JAMES MATT COOPER  
252 FOREST HILLS CIR  
GUNTER TX 75058-3195

CLIFF COOPER  
2593 FORD RD  
HOWE TX 75459-2427

CHARLI COTTEN  
75 LAUGHLIN RD  
SHERMAN TX 75092-6942

LORI COTTEN  
32 PRESTON MEADOWS RD  
SHERMAN TX 75092-6961

TURNER COULSON  
STATE REPRESENTATIVE REGGIE SMITH  
300 N TRAVIS ST  
SHERMAN TX 75090-5925

KATIE COURANGE  
1102 CEDAR ST  
HOWE TX 75459-4414

ERIC COVDER  
23 SOUTHFORK DR  
SHERMAN TX 75090-3510

TRABER COZAD  
LONE BUCK FARM  
3069 OLD DORCHESTER RD  
SHERMAN TX 75092-7013

R D COZAD  
944 ROCKPORT RD  
SHERMAN TX 75092-6904

SKYLER COZAD  
952 ROCKPORT RD  
SHERMAN TX 75092-6904

CASSADY A CRADDOCK  
1483 TAYLOR RD  
HOWE TX 75459-2511

CAMRYN CRADDOCK  
1483 TAYLOR RD  
HOWE TX 75459-2511

MATTHEW CRAIN  
13011 FM 902  
DORCHESTER TX 75459-2015

LINDA CAROL CRAIN  
CRAIN FARMS BCS PARTNERSHIP  
13011 FM 902  
DORCHESTER TX 75459-2015

MR ANDREW CRAWFORD  
513 ARIZONA ST  
SHERMAN TX 75090-9103

MRS AMANDA CRAWFORD  
1983 BALLARD RD  
VAN ALSTYNE TX 75495-3071

MR JAMES CREWS  
385 MAIN ST  
DORCHESTER TX 75459-2475

MS MELISSA GAIL CRONEY  
327 PRESTON MEADOWS RD  
SHERMAN TX 75092-6955

TREY CROSTHWAITE  
639 WESTWOOD DR  
SHERMAN TX 75092-5666

BRIAN CULP  
657 HIDDEN LAKES BLVD  
GUNTER TX 75058-3242

LINDSAY CUMMINGS  
1721 TAPADERO LN  
CELINA TX 75009-6366

KAREN CUMMINGS  
117 LAUGHLIN RD  
SHERMAN TX 75092-6943

MR DONALD RAY CUMMINGS  
117 LAUGHLIN RD  
SHERMAN TX 75092-6943

MRS KAREN L CUMMINGS  
4205 HARVEST HILL CT  
CARROLLTON TX 75010-4116

ETHAN CUNNINGHAM  
680 BELMONT LN  
VAN ALSTYNE TX 75495-7013

KRISTEN CUNNINGHAM  
2230 COLD CREEK DR  
DENISON TX 75020-0867

MRS TRACY R CURRY  
1480 OLD GUNTER HWY  
SHERMAN TX 75092-6931

MARIE CURTIS  
901 N DENNY ST  
HOWE TX 75459-3707

JEFF DAILEY  
924 CALDER ST  
HOWE TX 75459-4651

ATUL DAVE  
2814 MIDDLETON DR  
MELISSA TX 75454-9776

STEPHANIE DAVIDSON  
2612 SILVERADO TRL  
SHERMAN TX 75092-4520

MR WES DAVIDSON  
GLOBITECH INC  
200 W FM 1417  
SHERMAN TX 75092-8002

ANGELA DAVIDSON  
1720 BLEDSOE RD  
GUNTER TX 75058-3197

CYNTHIA L DAVIS  
407 W MESQUITE ST  
GUNTER TX 75058-2065

CHANEL ANN DAVIS  
6123 STATE HIGHWAY 289  
DORCHESTER TX 75459-2081

ALICIA DAVIS  
6301 FARMINGTON RD  
HOWE TX 75459-2815

KARLA GRAHAM DAVIS  
266 TEE TAW CIR  
SHERMAN TX 75092-6999

JORDAN TAYLOR DAVIS  
111 W DAVIS ST  
HOWE TX 75459-4709

JULIE DAVIS  
1613 MCDUGALL CRK  
VAN ALSTYNE TX 75495-8109

PRESTON DAVIS  
709 E CENTENNIAL ST  
SHERMAN TX 75090-8417

MARK DAVIS  
266 TEE TAW CIR  
SHERMAN TX 75092-6999

DEE & H C DAVIS  
37 CHOCTAW EST CIR  
SHERMAN TX 75092-6975

CHANEL & JUSTYN DAVIS  
6123 HIGHWAY 289  
DORCHESTER TX 75459-2081

BRUCE W DAWSEY COUNTY JUDGE  
GRAYSON COUNTY  
STE 15  
100 W HOUSTON ST  
SHERMAN TX 75090-6019

SHAWNA DAWSON  
1231 TERRY LN  
SHERMAN TX 75092-5812

MR THOMAS G DEBNER  
622 MIDWAY ACRES DR  
HOWE TX 75459-2490

HEIDI DEBNER  
622 MIDWAY ACRES DR  
HOWE TX 75459-2490

BRIAN DELANO  
1308 SHEPHERD RD  
SHERMAN TX 75090-3433

REBECCA DEMEL  
1612 SAN CARLOS DR  
VAN ALSTYNE TX 75495-2683

MARIANNE DEMOSS  
1357 VERNON ST  
BELLS TX 75414-2450

JEREMY Q DEVORE  
CITY OF ALLEN  
6386 MACKEY RD  
DORCHESTER TX 75459-2504

MRS BETHANY DEVORE  
6386 MACKEY RD  
DORCHESTER TX 75459-2504

MARY GAIL DEVORE  
11015 FM 902  
DORCHESTER TX 75459-2413

JEREMY DEVORE  
6386 MACKEY RD  
DORCHESTER TX 75459-2504

JEREMY W DEVORE  
6386 MACKEY RD  
DORCHESTER TX 75459-2504

MARY DEVORE  
11451 FM 902  
DORCHESTER TX 75459-2415

JALYN DEVORE  
6386 MACKEY RD  
DORCHESTER TX 75459-2504

DEIRDRE DIAMOND  
2105 BLEDSOE RD  
GUNTER TX 75058-3015

DEIRDRE DIAMOND  
7712 POWDER HORN LN  
MCKINNEY TX 75070-6001

DEIRDRE DIAMOND  
7100 WIND ROW DR  
MCKINNEY TX 75070-8625

KEVIN DIAZ REYES  
320 MONTROSE DR  
VAN ALSTYNE TX 75495-8271

JOANNE DICKEY  
PO BOX 456  
HOWE TX 75459-0456

ANTHONY LLOYD DIMARCO  
DIMARCO AVIATION SERVICES INC  
2908 CANYON CREEK DR  
SHERMAN TX 75092-4474

MRS MELISSA DOAN  
42 WAGON WHEEL TRL  
SHERMAN TX 75092-6981

NANCY DOBBS  
121 ROCKPORT RD  
SHERMAN TX 75092-6968

MRS KIMBERLY STEWART DODSON  
1214 BOERNE DR  
CEDAR PARK TX 78613-5945

MRS MARY LYNN DONOHUE  
211 E COLLEGE ST  
GUNTER TX 75058-9725

JAMES DONOHUE  
211 E COLLEGE ST  
GUNTER TX 75058-9725

KATHLEEN DOPHIED  
125 JARON DR  
POTTSBORO TX 75076-7052

CINDI DOUGLAS  
PO BOX 2018  
VAN ALSTYNE TX 75495-2018

BOB DOUGLAS  
373 S WACO ST  
VAN ALSTYNE TX 75495-2816

TIFFANY DRAKE  
PO BOX 3508  
SHERMAN TX 75091-3508

ROBERT E DRYDEN  
4627 CHEROKEE TRL  
DALLAS TX 75209-1915

JUDY SEARCY DRYDEN  
JJ TRUST  
6 RUE DU LAC ST  
DALLAS TX 75230-2834

JUDITH S DRYDEN  
JJ TRUST  
PO BOX 2189  
ADDISON TX 75001-2189

MR SEARCY DRYDEN  
APT 6C  
1060 5TH AVE  
NEW YORK NY 10128-0104

MRS LESLIE M DULACK  
7015 FARMINGTON RD  
SHERMAN TX 75092-7032

MICHAEL DULACK  
FIDELITY  
7015 FARMINGTON RD  
SHERMAN TX 75092-7032



LARRY JOE DUNCAN  
703 N DENNY ST  
HOWE TX 75459-3581

CHRISTINA N DUNLAP  
MFD LIVESTOCK  
2882 FM 901  
WHITESBORO TX 76273-7441

BOYD DUNN  
11831 FM 902  
DORCHESTER TX 75459-2421

BOYD & SHIRLEY DUNN  
6053 STATE HIGHWAY 289  
DORCHESTER TX 75459-2079

SHERRY DURAN  
197 MAIN ST  
DORCHESTER TX 75459-2471

JULIER DUREN  
441 PRESTON MEADOWS RD  
SHERMAN TX 75092-6954

CINDY DURRANT  
10200 COOLIDGE DR  
MCKINNEY TX 75072-8803

MICHAEL JOSEPH ELLIOTT  
7V RANCH MICHAEL ELLIOTT  
20975 FM 902  
COLLINSVILLE TX 76233-3739

MARK L ENGLAND  
GLOBALWAFERS AMERICA GLOBITECH  
200 W FM 1417  
SHERMAN TX 75092-8002

WILLIAM ENGLE  
2020 PARK RDG  
DENISON TX 75020-7361

MRS ANGELICA ESCALERA  
619 STEWART RD  
SHERMAN TX 75092-6505

CENDY Y ESCALERA  
403 BEAVERS DR  
SHERMAN TX 75092-6395

BLANCA NAYELI ESCALERA-SOLIS  
619 STEWART RD  
SHERMAN TX 75092-6505

RACHEL EVANS  
243 BRANDON WAY  
POTTSBORO TX 75076-3635

WILLIAM EVANS  
1717 TAYLOR RD  
HOWE TX 75459-2500

LINDA EVANS  
1717 TAYLOR RD  
HOWE TX 75459-2500

BARRETT FANNIN  
FANNIN TREE FARM  
2255 OLD SCOGGINS RD  
HOWE TX 75459-1786

MICHAEL FANNIN  
2255 OLD SCOGGINS RD  
HOWE TX 75459-1786

JESSE FARRER  
456 STARK LN  
SHERMAN TX 75090-3405

MR PHILLIP WAYNE FARRIS  
20 STARK LN  
SHERMAN TX 75090-3401

CECELIA FELD  
7310 HILLWOOD LN  
DALLAS TX 75248-5240

STANLEY FELD  
951 N WASHBURN RD  
BELLS TX 75414-3505

COURTNEY FIERRO  
365 ROCKPORT RD  
SHERMAN TX 75092-6965

LAURA FINCHER  
1549 TIMBERCREEK DR  
HOWE TX 75459-2887

LISA MARIE FLAGGERT  
GRACE FARMS MINITURE THERAPY  
130 GREEN RD  
SHERMAN TX 75092-7962

JAMES N FLANERY  
1001 N JOHN DOUGLAS RD  
VAN ALSTYNE TX 75495-5144

ADAM FLEMING  
173 SPAIN RD  
VAN ALSTYNE TX 75495-2705

BOBBY FLETCHER  
1890 PLEASANT HOME RD  
SHERMAN TX 75092-7906

LINDSEY FLORES  
PO BOX 14  
VAN ALSTYNE TX 75495-0014

WILLIAM FOSTER  
13044 FM 902  
DORCHESTER TX 75459-2014

HAROLD C FOSTER  
495 STARK LN  
SHERMAN TX 75090-3406

SALLY FOSTER  
13044 FM 902  
DORCHESTER TX 75459-2014

ROBERT FRANZE  
243 PEGGY LN  
GUNTER TX 75058-3158

BETH FULLER  
1371 VERNON ST  
BELLS TX 75414-2450

MR FRANK EDWARD GADEK  
DE  
5501 BELLO VISTA DR  
SHERMAN TX 75090-9263

ANDREA GANOW  
1519 MARILEE CT  
HOWE TX 75459-2822

LORI GARDNER  
721 LOGANS WAY DR  
PROSPER TX 75078-2529

CHRIS GARDNER  
721 LOGANS WAY DR  
PROSPER TX 75078-2529

JOHN GATYLORD & LINDA GAYLORD  
6507 JOYCE LN  
SHERMAN TX 75092-9718

MRS RENNY GEHMAN  
36 HIDDEN LAKES BLVD  
GUNTER TX 75058-3232

TRACY GILBERT  
612 LEGEND LN  
SHERMAN TX 75092-5420

CONNOR GILLISPIE  
1801 CLEGG ST  
HOWE TX 75459-2916

REX GLENDENNING  
PRESTON BEND LP  
STE 100  
12400 PRESTON RD  
FRISCO TX 75033-6400

PAULA GLENN  
1135 LEO ANDREWS RD  
WHITESBORO TX 76273-7472

DONALD E GODWIN  
GODWIN INVESTMENTS LTD  
STE 1100  
500 N AKARD ST  
DALLAS TX 75201-3302

PATRICIA C GONZALEZ  
1G CAPITAL LLC  
4441 EDMONDSON AVE  
DALLAS TX 75205-2603

ROBERTO GONZALEZ  
VIEJO LAND AND ASSETS  
1515 E LANE ST  
LAREDO TX 78040-7245

ROSA GOODENOW  
2974 FM 901  
WHITESBORO TX 76273-5314

LORA GORDON  
924 N 3985 RD  
BOSWELL OK 74727-9366

LORA GORDON  
607 SPERRY RD  
DORCHESTER TX 75459-2117

MARGIE GRAF  
2109 AJAY  
SHERMAN TX 75092-4632

ANABELLE GRAHAM  
204 S EUBANKS ST  
TOM BEAN TX 75491-3583

DONNA GRAHAM  
56 RED RD  
HOWE TX 75459-3543

MAYAN GRANTLAND  
509 W COLLINS ST  
DENISON TX 75020-7655

MRS AMBER GRAVLEY  
389 STEWART RD  
SHERMAN TX 75092-6503

JEFFREY NEAL GRAY  
264 MIDWAY ACRES DR  
HOWE TX 75459-2484

MISTY GRAY  
39 R L FRANKS RD  
DENISON TX 75021-7145

LAURA GREEN  
93 RAMS LN  
SHERMAN TX 75092-6989

LINDA J GREENFIELD  
99 HONEYSUCKLE LN  
SHERMAN TX 75092-7094

KIT GRICE  
658 CHOCTAW EST CIR  
SHERMAN TX 75092-7928

ANITA GRICE  
658 CHOCTAW EST CIR  
SHERMAN TX 75092-7928

KENNETH GRIFFIN  
GRIFFIN FARMS  
3926 MACKEY RD  
HOWE TX 75459-2450

TRICIA GRIGG  
1628 N BINKLEY ST  
SHERMAN TX 75092-3521

RACHEL GROOMS  
1668 MARY FITCH RD  
SHERMAN TX 75090-5210

AUSTIN GROOMS  
1668 MARY FITCH RD  
SHERMAN TX 75090-5210

BRANDON GROOMS  
1668 MARY FITCH RD  
SHERMAN TX 75090-5210

CHLOE GROOMS  
1668 MARY FITCH RD  
SHERMAN TX 75090-5210

JOSHUA GROOMS  
1668 MARY FITCH RD  
SHERMAN TX 75090-5210

MR RICHARD ORAN GROSS  
306 TEE TAW CIR  
SHERMAN TX 75092-7900

MATT GUDGEL  
13006 FM 902  
DORCHESTER TX 75459-2014

HILLARY GURNEA  
386 HIGH COUNTRY RD  
SHERMAN TX 75092-6852

JENNIFER HAEG  
1452 BREWER LN  
CELINA TX 75009-3830

MARK & SHELLI HALES  
1344 CYPRESS POINT DR  
GUNTER TX 75058-3217

TERESA M HALL  
HALL'S HIVES  
PO BOX 35  
SOUTHMAYD TX 76268-0035

GINGER HAM  
1330 FORD RD  
SHERMAN TX 75092-7012

BILLY & CATHEY HAMILTON  
104 GOLDEN RD  
SHERMAN TX 75090-7514

DAVE HAMMOND  
2560 MISTY MEADOW DR  
PROSPER TX 75078-9746

DAWN HANSEN  
805 MARY LEE LN  
COLLINSVILLE TX 76233-1004

MATT HARDENBURG COMMISSIONER  
GRAYSON COUNTY  
STE 116A  
200 S CROCKETT ST  
SHERMAN TX 75090-7170

MATT HARDENBURG COMMISSIONER  
GRAYSON COUNTY  
STE 15  
100 W HOUSTON ST  
SHERMAN TX 75090-6019

MATT HARDENBURG  
PO BOX 585  
POTTSBORO TX 75076-0585

EMILY ANN HARDWICK  
2607 S WESTRIDGE TRL  
SHERMAN TX 75092-4766

CAROL ANN HARDY  
1910 JAMAICA LN  
SHERMAN TX 75092-2311

CHRIS HARPER & A WHITE  
407 S CHANDLER AVE  
DENISON TX 75020-4301

LETITIA HARRIS  
3732 PARADISE WAY  
SHERMAN TX 75090-5132

JOHN HARRISON  
103 CHRISSA DR  
POTTSBORO TX 75076-7062

JIM & KATHERINE HARVEY  
PO BOX 625  
HOWE TX 75459-0625

BRICE HARVEY  
PO BOX 622  
HOWE TX 75459-0622

MR JIM L HARVEY  
PO BOX 625  
HOWE TX 75459-0625

ROD HAWKINS  
140 HAWKS LANDING ST  
HOWE TX 75459-4743

STEPHANIE HAWKINS  
140 HAWKS LANDING ST  
HOWE TX 75459-4743

SUNNI HAYES  
497 RIDDELS RD  
SHERMAN TX 75092-7936

ORVILLE HAYNE  
161 MAIN ST  
DORCHESTER TX 75459-2471

CHRISTINE HECK  
1196 KESWICK DR  
VAN ALSTYNE TX 75495-3359

MRS PATRICIA HEDRICK  
1426 MACKEY RD  
HOWE TX 75459-2440

MOSES HEJNY  
PO BOX 3298  
SHERMAN TX 75091-3298

MRS & MRS LISA HEJNY  
813 SPERRY RD  
DORCHESTER TX 75459-2061

MRS LISA HEJNY  
PO BOX 3298  
SHERMAN TX 75091-3298

BRYAN HEMMAN  
2100 DEER RUN  
GUNTER TX 75058-4222

SARAH HENRY  
558 CEDAR HILLS DR  
DENISON TX 75021-4016

JOANN HENSLEY  
224 OLD GUNTER HWY  
SHERMAN TX 75092-7944

DONNA HEPNER  
4304 MACKEY RD  
HOWE TX 75459-2452

CLYDE HEPNER  
4304 MACKEY RD  
HOWE TX 75459-2452

MS ALYSSA HERNANADEZ  
324 W DUKE ST  
HOWE TX 75459-4566

AMY HERTEL  
APT 3613  
5001 PAR DR  
DENTON TX 76208-6739

KATERINA HESS  
3405 PORTSMOUTH PL  
SHERMAN TX 75092-6261

JERRY DEAN HESTAND  
BOBCAT UNIVERSE  
PO BOX 883  
HOWE TX 75459-0883

DEBBIE HESTER  
1350 COUNTY ROAD 166  
WHITESBORO TX 76273-3983

TARA HICKERSON  
124 LAUGHLIN RD  
SHERMAN TX 75092-6952

BRANDON HICKERSON  
124 LAUGHLIN RD  
SHERMAN TX 75092-6952

DWAYNE HICKS  
9949 FM 902  
DORCHESTER TX 75459-2409

MICHAEL S HIGNIGHT  
600 MORMAN GROVE RD  
SHERMAN TX 75092-7072

CAROL HILL  
1422 HANGING ROCK TRCE  
GUNTER TX 75058-4270

MRS MELISSA HILL  
616 PREAKNESS PLACE RD  
VAN ALSTYNE TX 75495-2612

TRAVIS HILL  
216 E BROCKETT ST  
SHERMAN TX 75090-4930

MELINDA HILL  
41 WAGON WHEEL TRL  
SHERMAN TX 75092-6982

AMY HOFFMAN-SHEHAN  
1503 S TRAVIS ST  
SHERMAN TX 75090-8822

AMY HOLLY  
1003 S JOHNSON ST  
BOISE ID 83705-2236

AMY HOLLY  
2400 W SMITH AVE  
BOISE ID 83702-0328

SUZANNE HOOKS  
1501 WOLF RIDGE RUN  
GUNTER TX 75058-4216

DON HORN  
PO BOX 509  
GUNTER TX 75058-0509

CHARITY HORNE  
1227 SINGLETREE RD  
DENISON TX 75021-7675

SCOTT HORNER  
811 FM 2729  
WHITEWRIGHT TX 75491-6147

ROBIN A HORNER  
811 FM 2729  
WHITEWRIGHT TX 75491-6147

HELEN HORTON  
5022 MESQUITE RIDGE TRL  
SHERMAN TX 75092-8348

SHERRY HOWARD  
204 DALE ST  
WHITEWRIGHT TX 75491-6121

GABE HOWELL  
723 CYPRESS POINT DR  
GUNTER TX 75058-3246

JOYCE A HUFF  
1966 OLD SCOGGINS RD  
DORCHESTER TX 75459-1785

JEN HUFF  
1920 OLD SCOGGINS RD  
DORCHESTER TX 75459-1785

ALICE HUGHES  
6733 CALLEJO RD  
GARLAND TX 75044-2803

MEGHAN HUGHES  
PO BOX 652  
TOM BEAN TX 75489-0652

MANDY HUMMEL  
533 HICKORY RIDGE DR  
VAN ALSTYNE TX 75495-3569

DR. LAURA T HUNT  
MIDLOTHIAN BREATHE  
2941 AMERICAN SPARROW DR  
MIDLOTHIAN TX 76065-1787

JUSTIN HUNT  
1756 HARRELL RD  
HOWE TX 75459-3502

LINDA K HUNTER  
1273 WALL STREET RD  
GUNTER TX 75058-2041

COLIN DREW HUNTER  
1273 WALL STREET RD  
GUNTER TX 75058-2041

LORI HUNTSMAN  
954 WD HILL RD  
SHERMAN TX 75092-7904

DEBBIE HURD  
2110 JONI CIR  
SHERMAN TX 75092-3034

ASHLEY HUSBANDS  
2300 W TAYLOR ST  
SHERMAN TX 75092-5064

BRODY HUST  
1009 HIGHWAY 377 N  
WHITESBORO TX 76273-3005

BILLIE CHARELS INGRAM II  
CITY OF HOWE  
PO BOX 518  
HOWE TX 75459-0518

HEATHER JACQUES  
1600 BEARPATH WAY  
GUNTER TX 75058-4209

MIKE JACQUES  
1600 BEARPATH WAY  
GUNTER TX 75058-4209

PHYLLIS D JAMES COMMISSIONER PRECINT  
GRAYSON COUNTY  
FLR 3  
100 W HOUSTON ST  
SHERMAN TX 75090-6019

MR MICHAEL JEFFERSON  
352 WD HILL RD  
SHERMAN TX 75092-7953

RACHEL JENKINS  
PO BOX 29  
COLLINSVILLE TX 76233-0029

TRISH JENNINGS  
1320 MALLARD DR  
SHERMAN TX 75092-4221

CHRIS JENNINGS  
1517 TIMBERCREEK DR  
HOWE TX 75459-2887

SUZANNA DRYDEN JENSEN  
DRYDEN DORCHESTER LLC  
PO BOX 2189  
ADDISON TX 75001-2189

SUZANNA DRYDEN JENSEN  
DRYDEN DORCHESTER LLC  
5412 SPRINGMEADOW DR  
DALLAS TX 75229-4333

BRANDON JOHNSON  
999 CYPRESS POINT DR  
GUNTER TX 75058-3235

LINDA KAY JOHNSON  
2442 STATE HIGHWAY 289  
SHERMAN TX 75092-6511

NATHAN K JOHNSON  
1677 TATE CIR  
SHERMAN TX 75090-3497

LIBERTY JOHNSON  
152 HARBOR RD  
DENISON TX 75020-2646

CARRIE JONES  
1535 PIONEER VLY  
HOWE TX 75459-2826

ELIZABETH JONES  
HWY 289 MORMON GROVE RD  
DORCHESTER TX 75459

ELIZABETH JONES  
PO BOX 331190  
CORPUS CHRISTI TX 78463-1190

LORI JONES  
SOCIETY OF PETROLEUM ENGINEERS INC  
223 NEWPORT DR  
VAN ALSTYNE TX 75495-2793

JAKE JONES  
PO BOX 681  
TOM BEAN TX 75489-0681

KATHY JONES  
PO BOX 26  
TOM BEAN TX 75489-0026

NICK JONES  
PO BOX 26  
TOM BEAN TX 75489-0026

DR. RAY M JOSEPH  
KERATEX LP  
STE 100  
7920 PRESTON RD  
PLANO TX 75024-2343

MRS DEBBIE ELAINE JUDKINS  
PO BOX 1168  
HOWE TX 75459-1168

CARL KALBFLEISCH  
180 MELROSE CIR  
DENISON TX 75020-2696

MANDE KALBFLEISCH  
180 MELROSE CIR  
DENISON TX 75020-2696

CYNTHIA J KALERI  
US EPA  
STE 500  
1201 ELM ST  
DALLAS TX 75270-2102

MARY KARAM  
2117 PARK VLG  
DENISON TX 75020-7107

KIMBERLY G KELLEY  
BICKERSTAFF HEATH DELGADO ACOSTA LLP  
STE C400  
1601 S MOPAC EXPY  
AUSTIN TX 78746-7009

KENYON KEMP  
PO BOX 678  
COLLINSVILLE TX 76233-0678

DINA KENEMORE  
736 CHOCTAW EST CIR  
SHERMAN TX 75092-7930

BRITTANY KENNEDY  
204 CHISOLM TRL  
POTTSBORO TX 75076-3163

JAMES KIMBREL  
282 ROCKPORT RD  
SHERMAN TX 75092-6966

LAURA L KING  
1671 TAYLOR RD  
HOWE TX 75459-2517

CODY M KING  
1671 TAYLOR RD  
HOWE TX 75459-2517

KENNETH J KING  
49 HEFLEY RD  
DORCHESTER TX 75459-2436

MRS GERI V KING  
49 HEFLEY RD  
DORCHESTER TX 75459-2436

GERI & KEN KING  
49 HEFLEY RD  
DORCHESTER TX 75459-2436

BRODY KING  
1671 TAYLOR RD  
HOWE TX 75459-2517

HAYDEN KING  
1671 TAYLOR RD  
HOWE TX 75459-2517

PAM KIRBY  
410 STARK LN  
SHERMAN TX 75090-3405

BRENT KIRBY  
410 STARK LN  
SHERMAN TX 75090-3405

LAURA KIRILLOFF  
1615 COUNTY ROAD 1106  
ANNA TX 75409-5868

DEBBIE KIRKPATRICK  
2217 CHIPPEWA HLS  
GUNTER TX 75058-4221

DR. KEITH KISSELLE  
AUSTIN COLLEGE  
STE 61610  
1302 N CLEVELAND AVE  
SHERMAN TX 75090-4154

PEGGY KLAS  
1457 DAGNAN RD  
HOWE TX 75459-1795

DETRA KLAS  
3201 SOUTHMAYD RD  
WHITESBORO TX 76273-5567

JIMMY F KLAS  
1457 DAGNAN RD  
HOWE TX 75459-1795

DAVID KLINE  
207 PRESCOTT RD  
HOWE TX 75459-2037

VANETTA M KLOK  
5220 PENTRIDGE DR  
SHERMAN TX 75092-7085

ELIZABETH KNAPP  
220 MEADOW VIEW LN  
ANNA TX 75409-5284

ANTHONY J KORDOSKY  
1281 W FARMINGTON RD  
VAN ALSTYNE TX 75495-2274

CINDY KVAAL  
500 WD HILL RD  
SHERMAN TX 75092-7964

RICK KVAAL  
500 WD HILL RD  
SHERMAN TX 75092-7964

CINDY & RICK KVAAL  
500 WD HILL RD  
SHERMAN TX 75092-7964

IRMS KYLE  
4827 HELEN DR  
DENISON TX 75020-9459

GREG L LAIRD  
203 S FRENCH AVE  
DENISON TX 75020-3520

LAUREN LAMBERT  
PO BOX 138  
COLLINSVILLE TX 76233-0138

AMANDA LAMBERT  
1748 LADD RD  
SHERMAN TX 75090-5401

AUSTIN LAMBERT  
1748 LADD RD  
SHERMAN TX 75090-5401

ROBERT LANCE  
109 N JORDAN ST  
WHITESBORO TX 76273-1519

BENJAMIN T LANDGRAF  
915 VAULTED OAK ST  
HOUSTON TX 77008-1448

CHRIS LANDINO  
1732 WYATT RD  
HOWE TX 75459-2096

WILLIAM LANDRUM  
304 PRIMROSE LN  
SHERMAN TX 75092-6921

MRS TERRI LANGFORD  
645 RIDDELS RD  
SHERMAN TX 75092-7935

JULIE LANICEK  
3615 BETHEL CANNON RD  
VAN ALSTYNE TX 75495-3577

JASON R LANKFORD  
52 WHITE MOUND RD  
SHERMAN TX 75090-5662

JASON LANKFORD  
11831 FM 902  
DORCHESTER TX 75459-2421

JASON LARKFORD  
52 WHITE MOUND RD  
SHERMAN TX 75090-5662

ESTEE LARSON  
1203 MALLARD DR  
SHERMAN TX 75092-4220

PATRICK LATONA  
831 STATE ROAD 70E  
CALERA OK 74730-5531

LOANN LATONA  
831 STATE ROAD 70E  
CALERA OK 74730-5531

VAL LAUERHAHS  
149 MEADOWVIEW CIR  
VAN ALSTYNE TX 75495-2291

RHONDA LAWSON  
PO BOX 715  
COLLINSVILLE TX 76233-0715

CRYSTAL L LAWSON  
538 STARK LN  
SHERMAN TX 75090-3407

BRENT LAWSON  
PO BOX 1903  
VAN ALSTYNE TX 75495-1903

WAYNE LEE  
309 LOPEZ DR  
SHERMAN TX 75090-3485

SEAN LEFTON  
APT 112  
6688 JOHN HICKMAN PKWY  
FRISCO TX 75034-9598

PATSY LEMASTER  
2101 FOX BEND TRCE  
GUNTER TX 75058-4204

JAMES LEWELLEN  
1558 WATSON RD  
WHITESBORO TX 76273-5544

JAMES & TINA LI  
2200 NW GREEN OAKS BLVD  
ARLINGTON TX 76012-5100

GEORGE LIGHT JR  
20462 FM 902  
COLLINSVILLE TX 76233-3700

KYLEE LIKARISH  
5621 RIDGEPASS LN  
MCKINNEY TX 75071-6221

ELIZABETH LILLY  
490 INDEPENDENCE SPGS  
SHERMAN TX 75090-3346

MR VICTOR LISSIAK III  
2164 FORD ROAD  
SHERMAN TX 75092

MRS MARY LITTLE  
5320 W MEADOWRIDGE RD  
SHERMAN TX 75092-4758

PAUL DANIEL LOPEZ  
2001 FOREST MEADOW DR  
PRINCETON TX 75407-2655

MR CHRISTOPHER A LOPEZ  
250 TEE TAW CIR  
SHERMAN TX 75092-6999

TRUDY & TRUDY LUCAS  
LUCAS RANCH  
7322 STATE HIGHWAY 289  
HOWE TX 75459-2118

JIM & TRUDY LUCAS  
7322 HIGHWAY 289  
DORCHESTER TX 75459-2118

KRISTA LUCAS  
7322 STATE HIGHWAY 289  
HOWE TX 75459-2118

JIM LUCAS  
7322 STATE HIGHWAY 289  
HOWE TX 75459-2118

MR ERIC LUNDE  
15834 STATE HIGHWAY 56  
SHERMAN TX 75092-7942

THERESA LUNDE  
15834 STATE HIGHWAY 56  
SHERMAN TX 75092-7942

SHELLEY LUTHER  
587 WHITE MOUND RD  
SHERMAN TX 75090-5633

RONALD CLAY LYNCH  
255 CHOCTAW EST CIR  
SHERMAN TX 75092-7925

LISA MABERRY  
17234 FM 678  
WHITESBORO TX 76273-6119

DAKOTAH MAHAN  
PO BOX 726  
TOM BEAN TX 75489-0726

MR BRIAN MAI  
FURIZON LIMITED  
PO BOX 3328  
SHERMAN TX 75091-3328

SARAH MALLORY  
1323 COUNTY ROAD 176  
WHITESBORO TX 76273-5639

MR RICKEY JAY MALTA II  
APT 146  
116 N WESTERN HILLS DR  
HOWE TX 75459-2875



MRS CASEY MANDI  
1434 SCHNEIDER RD  
HOWE TX 75459-3560

ROSE M MARR  
2031 MEADOWLAKE DR  
SHERMAN TX 75092-8397

JOSH MARR  
108 PROVIDENCE DR  
VAN ALSTYNE TX 75495-2799

MICHAEL GENE MARSH  
109 TEE TAW CIR  
SHERMAN TX 75092-6997

RONALD W MARSHALL  
706 W LAMBERTH RD  
SHERMAN TX 75092-2924

MONICA MARTIN  
3000 PRESTON CLUB DR  
SHERMAN TX 75092-8369

BRITTANY MARTIN  
101 KENNEDY RD  
SHERMAN TX 75092-6949

MICKIE MARTIN  
MARTIN'S HEATING AC & DUCT CLEANING  
543 HOG SKIN RD  
SHERMAN TX 75090-3714

STEVE MARUM  
2619 RIVERCREST DR  
SHERMAN TX 75092-2219

GEORGE EDWARD MASON  
2117 PARK VLG  
DENISON TX 75020-7107

CATHERINE MATUELLA  
615 NOLAN DR  
SHERMAN TX 75092-7210

MRS PATSY MAULDIN  
310 TEE TAW CIR  
SHERMAN TX 75092-7900

BRUCE MAXWELL  
100 THOMPSON DR  
VAN ALSTYNE TX 75495-2788

MR DUSTY WAYNE MAYER  
776 W JEFFERSON ST  
VAN ALSTYNE TX 75495-3424

WILLIAM MAYER  
1516 SAN CARLOS DR  
VAN ALSTYNE TX 75495-2687

MRS TRACI MCCARTHY  
3320 CARRIAGE CIR  
SHERMAN TX 75092-4402

MRS KATHLEEN MCCLURE  
180 CYPRESS POINT DR  
GUNTER TX 75058-3256

CLAUDIA L MCCLURE  
2659 COUNTY ROAD 1106  
ANNA TX 75409-5839

LES MCCONNELL  
5202 WILDER TRL  
SHERMAN TX 75092-6411

GARRETT MCCOWN  
1716 N TRAVIS ST  
SHERMAN TX 75092-3764

GARRETT MCCOWN  
161 KENNEDY RD  
SHERMAN TX 75092-6949

MRS JANNA C MCCOWN  
2866 BENNETT RD  
HOWE TX 75459-3432

VIVIAN ROBIN MCCOY  
ROBIN MCCOY  
746 OLD HIGHWAY 6  
HOWE TX 75459-4633

KARLA MCDONALD MAYOR  
CITY OF HOWE  
513 CASSANDRA ST  
HOWE TX 75459-3689

LARRY MCDONALD  
513 CASSANDRA ST  
HOWE TX 75459-3689

TOYA MCEWEN  
439 PRESTON MEADOWS RD  
SHERMAN TX 75092-6954

MR ALAN LEE MCKELVA  
111 FALLS CREEK LN  
GUNTER TX 75058-2559

DIANA MCMAHAN  
10455 COUNTY ROAD 497  
PRINCETON TX 75407-2363

LAUREN MCNUTT  
1314 BATEMAN LN  
CELINA TX 75009-3819

PATRICK NEAL MCNUTT  
1314 BATEMAN LN  
CELINA TX 75009-3819

LAURIE MEALY  
1109 N LESLIE AVE  
SHERMAN TX 75092-5132

KEVIN MEISSNER  
1364 HACKBERRY RD  
VAN ALSTYNE TX 75495-2309

DUSTY MELTON  
1037 SMITH RD  
HOWE TX 75459-2851

DAVOLYN MELTON  
1905 CHALK RD  
ANNA TX 75409-5462

ALICE MERVICKER  
4440 DAGNAN RD  
HOWE TX 75459-1714

AMY MEYER  
TOM W ALLEN III AND AMY ALLEN MEYER  
6501 KNOLLWOOD DR  
MCKINNEY TX 75072-2362

JOSH MILLER  
8388 OTTOWA RDG  
FRISCO TX 75034-1572

STEVE MILLER  
808 WIBLE RD  
SHERMAN TX 75092-6525

CAITLYN MILLER  
1601 N RICKETTS ST  
SHERMAN TX 75092-3621

MRS DAVIDA MIORIN  
116 WHISPERING WINDS DR  
GUNTER TX 75058-2556

CINDY MITCHELL  
895 OLD AIRPORT RD  
DENISON TX 75021-5800

MARK MITCHELL  
895 OLD AIRPORT RD  
DENISON TX 75021-5800

MARK A MITCHELL  
184 DOTY LN  
DENISON TX 75021-7021

LYNN M MITCHUSON  
TRIPLE M FARMS  
1716 ROBIN DR  
SHERMAN TX 75092-5533

MICHAEL J MITCHUSON  
20336 STATE HIGHWAY 56  
WHITESBORO TX 76273-7960

MEHRDAD MOAYEDI  
MM COTTONWOOD 640 LLC  
STE 300  
1800 VALLEY VIEW LN  
FARMERS BRANCH TX 75234-8922

ALAN & TERESA MONK  
999 WYATT RD  
HOWE TX 75459-2122

JOYCE L MOORE  
1302 LOUROCK ST  
GARLAND TX 75040-4548

MRS MAKAYLA MOORE  
208 KING AVE  
HOWE TX 75459-4558

GROVER FRANKLIN MOORE  
1302 LOUROCK ST  
GARLAND TX 75040-4548

DAMON L MOORE HALL  
2311 NORWOOD RD  
SHERMAN TX 75092-4430

ANGELA MOREAU  
306 ROBERTS ST  
HOWE TX 75459-4508

MARY MORGAN  
2884 KNOB HILL RD  
VAN ALSTYNE TX 75495-5195

ADAM CERNERO & BRAD MORGAN  
SHERMAN ISD  
2701 N LOY LAKE RD  
SHERMAN TX 75090-1701

JASON MORIN  
100 BURGHLEY CT  
BARTONVILLE TX 76226-6958

MRS SHANDI MORRIS  
1088 PRESTON MEADOWS RD  
SHERMAN TX 75092-6930

ZADRIAN MORRIS  
1088 PRESTON MEADOWS RD  
SHERMAN TX 75092-6930

MATTHEW MORRIS  
2404 PIONEER POND RD  
MCKINNEY TX 75071-2380

ANDRONICA MORRIS  
1088 PRESTON MEADOWS RD  
SHERMAN TX 75092-6930

AMARISE MORRIS  
1088 PRESTON MEADOWS RD  
SHERMAN TX 75092-6930

TERRY MORRISON  
481 GEORGE RD  
HOWE TX 75459-3538

MARTHANN MORROW  
PO BOX 441  
POTTSBORO TX 75076-0441

ASHLEY MORROW  
107 FABER RD  
DORCHESTER TX 75459-2007

SIERRA MUELLER  
1517 ASBURY DR  
VAN ALSTYNE TX 75495-2698

MATTHEW MUNIZ  
1212 S GRIBBLE ST  
SHERMAN TX 75090-8214

CINDY R MUNSON  
818 W WASHINGTON ST  
SHERMAN TX 75092-5725

KAREN MURPHY  
1321 VINEYARD RD  
GUNTER TX 75058-3111

AMIN MUSANI  
2400 TURTLE CREEK DR  
SHERMAN TX 75092-3028

AMIN & SHIRLEY MUSANI  
2400 TURTLE CREEK DR  
SHERMAN TX 75092-3028

SHIRLEY MUSANI  
2400 TURTLE CREEK DR  
SHERMAN TX 75092-3028

RICK MYER  
89 HARMON CIR  
HOWE TX 75459-2430

RICK MYER  
33 HARMON CIR  
HOWE TX 75459-2430

LUCY MYER  
APT 8306  
870 BLASSINGAME AVE  
VAN ALSTYNE TX 75495-2844

LYNDA MYER  
148 LAUGHLIN RD  
SHERMAN TX 75092-6952

RICK MYER  
1709 CREEKSIDE AVE  
SHERMAN TX 75092-6005

STEVEN MYGRANT  
2520 W HOUSTON ST  
SHERMAN TX 75092-7636

SARAH MYRICK  
1820 CLEGG ST  
HOWE TX 75459-2915

RAMESH NADELLA  
1125 BRIDGEWAY LN  
ALLEN TX 75013-5624

RHONDA NAIL  
112 HIGHLAND TERRACE CIR  
DENISON TX 75020-2676

JASON LEE NARAMOR  
1620 N HOARD AVE  
SHERMAN TX 75090-4019

MITAJ NATHWANI  
COTHRAN MALIBU LP  
19422 SIERRA LINDA RD  
IRVINE CA 92603-3938

COURTNEY NATIONS & KELLEN ROBERTSON  
1620 YARBOROUGH DR  
SHERMAN TX 75092-5545

SHANON NEAL  
406 BRYN MAWR LN  
VAN ALSTYNE TX 75495-7083

PAULA NEELY  
391 MIDWAY ACRES DR  
HOWE TX 75459-2487

KEN NEELY  
391 MIDWAY ACRES DR  
HOWE TX 75459-2487

MRS SHARON NELSON  
886 LYNCH CROSSING BLVD  
WHITESBORO TX 76273-7106

JACOB NELSON  
259 TEE TAW CIR  
SHERMAN TX 75092-7923

TIFFANY BROYLES & SARAH NEWTON  
PO BOX 160  
TOM BEAN TX 75489-0160

TIFFANY BROYLES & SARAH NEWTON  
409 MEADOWS ESTATE ST  
WHITEWRIGHT TX 75491-6106

TIFFANY BROYLES & SARAH NEWTOWN  
PO BOX 160  
TOM BEAN TX 75489-0160

TIFFANY BROYLES & SARAH NEWTOWN  
5013 ASPEN WAY  
SHERMAN TX 75092-7078

MS ANDEE LEA ANDERSON NICHOLS  
294 MAIN ST  
DORCHESTER TX 75459-2472

DANNY THOMAS NICHOLS  
588 FM 2456  
LADONIA TX 75449-5403

DANNY THOMAS NICHOLS  
294 MAIN ST  
DORCHESTER TX 75459-2472

CHRIS NICLOFF  
3774 RANGE CREEK RD  
HOWE TX 75459-2050

MARIE NIXON  
361 BLUEBONNET LN  
SHERMAN TX 75092-7919

PAUL NIXON  
361 BLUEBONNET LN  
SHERMAN TX 75092-7919

ROSE MARIE NIXON  
361 BLUEBONNET LN  
SHERMAN TX 75092-7919

MARGIE NOEL  
293 NOEL RD  
HOWE TX 75459-2495

MARYE JEAN NORMAN  
NORMAN FARMS  
4563 MACKEY RD  
HOWE TX 75459-2455

DAVID NORMAN  
4871 MACKEY RD  
HOWE TX 75459-2455

BRIAN E NORRIS  
47 TEE TAW CIR  
SHERMAN TX 75092-9511

TERA NORRIS  
47 TEE TAW CIR  
SHERMAN TX 75092-9511

BRANDON NORRIS  
47 TEE TAW CIR  
SHERMAN TX 75092-9511

JENNIFER NORRIS  
646 DENTON DR  
SHERMAN TX 75092-5625

MARGARET NORRIS  
11451 FM 902  
DORCHESTER TX 75459-2415

ERICA NORTHRUP  
116 PREAKNESS PLACE RD  
VAN ALSTYNE TX 75495-2606

MR DUNCAN C NORTON  
LLOYD GOSSELINK ROCHELLE & TOWNSEND  
STE 1900  
816 CONGRESS AVE  
AUSTIN TX 78701-2442

ANDREW WALLACE OLMSTEAD  
ANDREW OLMSTEAD  
PO BOX 1298  
SHERMAN TX 75091-1298

BRENT OMDAHL  
GLOBALWAFERS AMERICA  
3200 NORTHGATE DR  
SHERMAN TX 75092

BRENT OMDAHL  
949 BILLUPS DR  
VAN ALSTYNE TX 75495-2875

MR BRENT E OMDAHL  
GLOBALWAFERS AMERICA AND GLOBITECH,  
2209 N SPLIT ROCK PL  
200 FM 1417  
SHERMAN TX 75092

ANGELA ONLEY  
204 PROVIDENCE DR  
VAN ALSTYNE TX 75495-2861

MELINDA ORTLEY  
3183 HARRELL RD  
HOWE TX 75459-3519

BONITA L OVERBEY  
57 GREEN RD  
SHERMAN TX 75092-7945

TIM OVERBEY  
11831 FM 902  
DORCHESTER TX 75459-2421

BOBBY N OVERBEY SR  
11831 FM 902  
DORCHESTER TX 75459-2421

BOBBY N OVERBEY SR  
57 GREEN RD  
SHERMAN TX 75092-7945

TIM OVERBEY  
223 GREEN RD  
SHERMAN TX 75092-7955

LESIA OVERBEY  
223 GREEN RD  
SHERMAN TX 75092-7955

BOBBY OVERBEY SR.  
57 GREEN RD  
SHERMAN TX 75092-7945

JEFF OVERSTREET  
995 SPERRY RD  
HOWE TX 75459-2100

JEFFREY TYLER OVERSTREET  
2391 E STATE HIGHWAY 121  
LEWISVILLE TX 75056-5004

MRS PAULA OVERSTREET  
995 SPERRY RD  
HOWE TX 75459-2100

TYLER OVERSTREET  
2391 E STATE HIGHWAY 121  
LEWISVILLE TX 75056-5004

SHELBY & TYLER OVERSTREET  
373 MAIN ST  
DORCHESTER TX 75459-2475

DEAUN OVERSTREET  
995 SPERRY RD  
HOWE TX 75459-2100

NIKOLAUS OWEN  
1901 W SHEPHERD DR  
SHERMAN TX 75092-7047

MRS MARTHA PABEN  
1821 BLEDSOE RD  
GUNTER TX 75058-3216

AUBREY & KAREN PAGE  
5207 W MEADOWRIDGE RD  
SHERMAN TX 75092-4757

BRIAN PARKS  
1420 W SHEPHERD DR  
SHERMAN TX 75092-7036

JAMES PARRISH  
180 TEE TAW CIR  
SHERMAN TX 75092-6998

ANGIE PARRISH  
180 TEE TAW CIR  
SHERMAN TX 75092-6998

TRENT PATTERSON  
821 SHALLOW CREEK WAY  
MCKINNEY TX 75071-1774

ANGELA PATTON  
610 VERNA LN  
DENISON TX 75020-4132

MELISA PATZER  
123 HENDERSON DR  
WHITESBORO TX 76273-4358

MRS HOLLAND PAULA  
101 BLUEBONNET LN  
SHERMAN TX 75092-6918

DEBRA PAYNE  
329 E SHERMAN ST  
DENISON TX 75021

JOSE FERNANDO PENA  
411 W TAYLOR ST  
SHERMAN TX 75092-2749

SHERRY PERRIN  
1121 OLD GUNTER HWY  
SHERMAN TX 75092-7950

TREBOR PERRY  
194 RIDGEVIEW DR  
SHERMAN TX 75090-5125

JAMES PETERSON  
2026 FLORA LN  
DENISON TX 75020-3600

MR & MRS MATTHEW PETZ  
59 BLUEBONNET LN  
SHERMAN TX 75092-7041

PAT PIASCHYK  
1208 SHARP RD  
GUNTER TX 75058-4168

JAVI PINTO  
5315 HIDDEN TRAILS DR  
ARLINGTON TX 76017-2171

DAVID PLYLER MAYOR  
CITY OF SHERMAN  
220 W MULBERRY ST  
SHERMAN TX 75090-5832

ZACH POLING  
FIRST BAPTIST CHURCH DORCHESTER  
11831 FM 902  
DORCHESTER TX 75459-2421

ZACH POLING  
11817 FM 902  
DORCHESTER TX 75459-2421

HEATHER PORTSCHE  
FIRST CLASS NORTH TEXAS  
11831 FM 902  
DORCHESTER TX 75459-2421

EMILY POWELL  
775 PITCHFORK RD  
HOWE TX 75459-4627

MRS TAYLOR P POWELL  
1511 SAN CARLOS DR  
VAN ALSTYNE TX 75495-2688

SUSAN POWELL  
211 WILLIAMSBURG DR  
VAN ALSTYNE TX 75495-2791

SHELLY PREWITT  
1525 WATSON RD  
WHITESBORO TX 76273-5542

LINDSAY PRICE  
117 LAUGHLIN RD  
SHERMAN TX 75092-6943

JOSHUA D PRICE  
117 LAUGHLIN RD  
SHERMAN TX 75092-6943

RICKY PRICE  
302 W DUKE ST  
HOWE TX 75459-4566

JOSH & LINDSAY PRICE  
117 LAUGHLIN RD  
SHERMAN TX 75092

DELFINA PRISOCK  
656 PRESTON MEADOWS RD  
SHERMAN TX 75092-6937

KATHY PUCKETT  
1223 PITCHFORK RD  
HOWE TX 75459-4492

CHELSEY PULCHEON  
500 BLOOMFIELD RD  
VALLEY VIEW TX 76272-7814

MR RAY H PURDOM  
PO BOX 2931  
SHERMAN TX 75091-2931

MR RAY H PURDOM JR  
RETIRED FROM TEXAS INSTRUMENTS  
PO BOX 2931  
SHERMAN TX 75091-2931

MR RAY H PURDOM JR  
PO BOX 2931  
SHERMAN TX 75091-2931

CRAIG RABE  
330 RIVER PARK RD  
CELINA TX 75009-4316

TERRY RAINBOW  
1301 PRESTON DR  
SHERMAN TX 75092-5136

LAINIE RAMSAY  
141 CHISOLM TRL  
POTTSBORO TX 75076-3165

JUSTIN & KATHY RANER  
6815 MACKEY RD  
DORCHESTER TX 75459-2404

ALAN REDD  
3570 COUNTY ROAD 122  
GAINESVILLE TX 76240-1158

PATSY A REEVES  
40 PAYNE DR  
SHERMAN TX 75092-6987

LAURA REEVES  
PO BOX 451  
ANNA TX 75409-0451

RICHARD REEVES  
40 PAYNE DR  
SHERMAN TX 75092-6987

J RENFRO  
1804 BELLE CIR  
DENISON TX 75020-9700

SCOTT RENFRO  
PO BOX 34  
HOWE TX 75459-0034

RICHARD RENTERIA  
4708 PINNACLE PL  
DENISON TX 75021-3177

CYNTHIA REYES  
161 KENNEDY RD  
SHERMAN TX 75092-6949

TARA RICE  
478 HIGH COUNTRY RD  
SHERMAN TX 75092-6853

RENATA RICHARDSON  
45 HANNA COVE DR  
DENISON TX 75020-4795

CHARITY RILEY  
1144 SCHNEIDER RD  
HOWE TX 75459-3558

CINDY & NAIF J RISK  
445 RIDDELS RD  
SHERMAN TX 75092-7936

SARAH RITCHEY  
708 MARY LEE LN  
COLLINSVILLE TX 76233-1402

MRS JOY ROBERTS  
3164 HARRELL RD  
HOWE TX 75459-3518

MARY ROBERTS  
2532 SHERWOOD DR  
SHERMAN TX 75092-2243

COURTNEY NATIONS & KELLEN ROBERTSON  
1620 YARBOROUGH DR  
SHERMAN TX 75092-5545

KYLYNN ROBINSON  
1309 COUNTY ROAD 109  
WHITESBORO TX 76273-4715

JUDY CAROL ROBISON  
303 PRIMROSE LN  
SHERMAN TX 75092-6922

DOUGLAS RAY ROBISON  
303 PRIMROSE LN  
SHERMAN TX 75092-6922

LUANNE ROBISON  
271 PRIMROSE LN  
SHERMAN TX 75092-6920

MARK DOUGLAS ROBISON  
KNX UTILITY SERVICES LLC  
271 PRIMROSE LN  
SHERMAN TX 75092-6920

BRAD ROBNETT  
NO 757  
466 MACKEY RD  
GUNTER TX 75058-2516

MRS MONA ROBNETT  
NO 757  
466 MACKEY RD  
GUNTER TX 75058-2516

ELIZABETH ROCAMONTES  
117 SHADY WOODS LN  
DENISON TX 75021-4255

PAUL RODARMIER  
PO BOX 670  
TIOGA TX 76271-0670

ELIZABETH RODRIGUEZ  
115 E OAK ST  
GUNTER TX 75058-2531

JENNIFER ROLLINS  
7811 FM 902  
SHERMAN TX 75092-7096

MEL RONDUEEN  
14130 SHILOH SPRINGS DR  
FRISCO TX 75035-5569

SHARLA ROSS  
156 NEWMAN RD  
SHERMAN TX 75090-3436

ERICA ROSS  
3600 VISION RIDGE TRL  
DENISON TX 75020-0056

BILL & EVELYN ROSS  
153 WILLIAMS TRL  
HOWE TX 75459-3569

KERRI ROWE  
7725 AUBREY LN  
NORTH RICHLAND HILLS TX 76182-9235

KARA ROYSTON  
1532 TIMBERCREEK DR  
HOWE TX 75459-2886

BRAD RUCKER  
660 JUDD RD  
VAN ALSTYNE TX 75495-5185

KAYLI RUSHING  
313 PRESTON MEADOWS RD  
SHERMAN TX 75092-6955

BETTYE RUSSELL  
219 W WILSON AVE  
SHERMAN TX 75090-9007

BRIAN RUSSELL  
7308 GREENHAVEN DR  
AUSTIN TX 78757-2151

WILLIAM F RUSSELL  
9016 MAGUIRES BRIDGE DR  
DALLAS TX 75231-4017

RUSSELL RUTHERFORD  
708 S CHEROKEE DR  
TIOGA TX 76271-2532

RUSSELL RUTHERFORD  
95 CRESTVIEW LN  
DORCHESTER TX 75459-2003

VALARIE RUTHERFORD  
708 S CHEROKEE DR  
TIOGA TX 76271-2532

SHANNON RYAN  
4909 BELLO VISTA CT  
SHERMAN TX 75090-4706

CHRISTINA R RYKENS  
2907 INDEPENDENCE DR  
MELISSA TX 75454-2459

CARRIE SAINDON  
104 MALLARD CT  
GUNTER TX 75058-3270

SARA SALINAS  
HOWE MIDDLE SCHOOL  
300 BEATRICE ST  
HOWE TX 75459-4554

ROBERT SANCHEZ  
511 W COLLINS ST  
DENISON TX 75020-7655

ANOO SATHAPPUN  
VIVID PARTNERS LLC  
244 W MCFARLAND ST  
BELLS TX 75414-3517

MR JIM EDWARD SCHERMBECK  
DOWNWINDERS AT RISK EDUCATION FUND  
STE 202  
1808 S GOOD LATIMER EXPY  
DALLAS TX 75226-2202

JAROD SCHMITT  
405 S COLORADO ST  
CELINA TX 75009-6445

DOROTHY SCHMOKER  
2516 ROLLING HILLS DR  
SHERMAN TX 75092-4784

JOHN SCHMOKER  
2516 ROLLING HILLS DR  
SHERMAN TX 75092-4784

BRADLEY J SCHNITKER  
1483 TAYLOR RD  
HOWE TX 75459-2511

MARCI SCHNITKER  
1483 TAYLOR RD  
HOWE TX 75459-2511

GARY SCHNITKER  
50 WEBER DR  
HOWE TX 75459-2125

JOANN SCHNITKER  
179 WEBER DR  
HOWE TX 75459-2093

BOB SCHNITKER  
179 WEBER DR  
HOWE TX 75459-2093

DR. PETER C SCHULZE  
416 RIDGEVIEW RD  
SHERMAN TX 75092-7737

MS MARY J SCOTT  
448 MORMAN GROVE RD  
SHERMAN TX 75092-6911

BETTY SCOTT  
703 SPERRY RD  
HOWE TX 75459-2059

MARY JEANNETTE SCOTT  
307 W YOUNG ST  
HOWE TX 75459-4664

DEREK SEAL  
MCGINNIS LOCHRIDGE  
1111 W 6TH ST APT 400  
AUSTIN TX 78703-5345

ROBIN SEARS  
200 CAYUGA TRL  
LAKE KIOWA TX 76240-9544

MRS RACHEAL SEDMACK  
PO BOX 1472  
HOWE TX 75459-1472

MRS DOREEN SHACKLEE  
875 CHAPPERAL RD  
WHITESBORO TX 76273-7126

KENT SHARP  
STE 102  
307 W WASHINGTON ST  
SHERMAN TX 75090-5883

NANCY JAN SHAW  
1603 HACKBERRY RD  
VAN ALSTYNE TX 75495-3398

TRUE SHAW  
APT B  
608 E ROSEDALE ST  
SHERMAN TX 75090-8058

ROSA SHELTON  
12944 FM 902  
HOWE TX 75459-2012

DAVID SHEPARD  
206 CENTER ST  
WHITESBORO TX 76273-1704

GARY SHIELDS  
PO BOX 158  
HOWE TX 75459-0158

KRISTI SHILLING  
101 WILLOW RIDGE CIR  
SHERMAN TX 75092-6385

JOHN SHILLING  
101 WILLOW RIDGE CIR  
SHERMAN TX 75092-6385

LARRY SHOEMAKER  
266 BOBBY SAM CT  
COLLINSVILLE TX 76233-3591



DAVID G SILEVEN  
164 OWEN LN  
VAN ALSTYNE TX 75495-4323

SHIRLEY SILEVEN  
164 OWEN LN  
VAN ALSTYNE TX 75495-4323

LINDA SIMS  
428 PRESTON GLN  
GUNTER TX 75058-9511

DAVID SIMS  
136 CHRISSA DR  
POTTSBORO TX 75076-7061

KENDA SINCLAIR  
APT 22  
500 4TH ST  
WHITESBORO TX 76273-1000

DONNA FARRER SKINNER  
1802 W CEDAR ST  
DURANT OK 74701-3638

SHARON SLAUGHTER  
PO BOX 3204  
SHERMAN TX 75091-3204

DAVID SMIHT  
QUALITY GRAIN LLC  
11652 FM 902  
DORCHESTER TX 75459-2416

DARLENE L SMITH  
TC  
805 PAXTON RD  
GUNTER TX 75058-3125

THE HONORABLE REGGIE SMITH STATE  
TEXAS HOUSE OF REPRESENTATIVES  
STE 3  
300 N TRAVIS ST  
SHERMAN TX 75090-5925

DAVID SMITH MAYOR  
CITY OF DORCHESTER  
PO BOX 151  
HOWE TX 75459-0151

DAVID SMITH MAYOR  
CITY OF DORCHESTER  
11652 FM 902  
DORCHESTER TX 75459-2416

DAVID SMITH  
CITY OF DORCHESTER  
373 MAIN ST  
DORCHESTER TX 75459-2475

ANGELA SMITH  
2495 COUNTY ROAD 114  
WHITESBORO TX 76273-6961

DAVID SMITH  
1712 SLATE CT  
VAN ALSTYNE TX 75495-3588

WENDY SMITH  
1000884534  
PO BOX 151  
DORCHESTER TX 75459-0151

DEREK SMITH  
D&S LASER DESIGNS LLC  
13011 FM 902  
DORCHESTER TX 75459-2015

WENDY SMITH  
PO BOX 151  
HOWE TX 75459-0151

KYLE SMITH  
105 LORAIN ST  
POTTSBORO TX 75076-3603

LEANN SMITH  
6588 OAK HILL LN  
CELINA TX 75009-3992

DUSTIN SMITH  
6588 OAK HILL LN  
CELINA TX 75009-3992

DAVID SMITH  
PO BOX 151  
HOWE TX 75459-0151

MR MICHAEL WAYNE SPEED  
700 W BROCKETT ST  
SHERMAN TX 75092-5763

MR JEFF RANDALL SPENCER  
CLAY PRECISION  
1102 FM 1417 NE  
SHERMAN TX 75090-2704

JULIA SPENCER  
2107 JONI CIR  
SHERMAN TX 75092-3034

CYNTHIA ANNK SPENCER  
101 LAKE RD  
SPRINGDALE AR 72764-2539

FRANCES SPRABARY  
94 MIDWAY ACRES DR  
HOWE TX 75459-2481

THE HONORABLE DREW SPRINGER JR  
THE SENATE OF TEXAS DISTRICT 30  
406 E CALIFORNIA ST  
GAINESVILLE TX 76240-4102

MICHAEL SPRINGFIELD  
132 JARON DR  
POTTSBORO TX 75076-7051

MRS SARA SPRINKLE  
405 VILLANOVA DR  
VAN ALSTYNE TX 75495-2696

KRISTY STACHMUS  
5003 CAMP VERDE CIR  
SHERMAN TX 75092-4133

PENNY STAHL  
2506 FORD RD  
DORCHESTER TX 75459-2426

ROXANNE STANDERFER  
1975 MACKEY RD  
HOWE TX 75459-2447

DENNIS STENGEL  
2986 N STATE HIGHWAY 289  
SHERMAN TX 75092-6556

JAMES STEWART  
269 MAIN ST  
DORCHESTER TX 75459-2473

MRS ALICE FAYE STEWART  
269 MAIN ST  
DORCHESTER TX 75459-2473

ROBERT & SHIRLEY STEWART  
1171 ROCKPORT RD  
SHERMAN TX 75092-6907

ROBERT STEWART  
1171 ROCKPORT RD  
SHERMAN TX 75092-6907

LEAH STEWART  
1026 PATRICIA DR  
SHERMAN TX 75090-8342

PATRICIA ANN STEWART  
1214 BOERNE DR  
CEDAR PARK TX 78613-5945

ALICE & JAMES STEWART  
269 MAIN ST  
DORCHESTER TX 75459-2473

SHANA STONEBARGER  
2031 FM 406  
DENISON TX 75020-2615

STEPHANIE STRAWN  
6334 OB GRONER RD  
SHERMAN TX 75092-7966

CHANDLER RYAN STRAWN  
6334 OB GRONER RD  
SHERMAN TX 75092-7966

TAYLOR STRAWN  
2232 FM 697  
SHERMAN TX 75090-3727

CHANDLER STRAWN  
1732 WYATT RD  
DORCHESTER TX 75459-2096

MRS LINDA SUE STRAWN RUSSELL  
9016 MAGUIRES BRIDGE DR  
DALLAS TX 75231-4017

TONY STRICKLAND  
13768 BIG INDIAN RD  
CALLISBURG TX 76240-7265

JAMES MICHAEL STRINGFIELD  
132 JARON DR  
POTTSBORO TX 75076-7051

DANA STRONG  
PO BOX 829  
GUNTER TX 75058-0829

CRYSTAL STUEVE  
1205 REDBUD ST  
HOWE TX 75459-3579

SATHAPPUN SUBBIAH  
VIVID PARTNERS LLC  
5573 FM 1461  
MCKINNEY TX 75071-3044

SATHAPPUN SUBBIAH  
VIVID PARTNERS LLC  
244 W MCFARLAND ST  
BELLS TX 75414-3517

AUSTIN SUMRALL  
405 S PECAN ST  
BELLS TX 75414-3003

JAMES SUTHERLAND  
161 BLUEBONNET LN  
SHERMAN TX 75092-6918

MARY SUTHERLAND  
161 BLUEBONNET LN  
SHERMAN TX 75092-6918

KENNETH & SUE SVEHLAK  
309 CENTRAL HIGH RD  
ENNIS TX 75119-0899

MEGHAN SWINDLE  
1294 COX LN  
WICHITA FALLS TX 76305-7216

TRACEY TALBOTT  
172 BLUEBONNET LN  
SHERMAN TX 75092-6926

KEVIN TALBOTT  
172 BLUEBONNET LN  
SHERMAN TX 75092-6926

GRIFFIN TAMMY  
451 FARMINGTON RD  
SHERMAN TX 75092-7006

BETTY JEAN TAYLOR  
177 TAYLOR RD  
DORCHESTER TX 75459-2501

MR THOMAS LELAND TAYLOR III  
11451 FM 902  
DORCHESTER TX 75459-2415

MR THOMAS L TAYLOR III  
TAYLOR FARM AT DORCHESTER  
HOUSE  
21945 FM 901  
GORDONVILLE TX 76245-4600

MARGARET TAYLOR  
TRLR 407  
1800 PRESTON ON THE LAKE BLVD  
LITTLE ELM TX 75068-5643

JASON A TAYLOR  
91 MEADOW LAKE DR  
POTTSBORO TX 75076-3943

JAMES TAYLOR  
149 TAYLOR RD  
HOWE TX 75459-2501

LARI ALEXIS TAYLOR-BAKER  
2210 HIGHLAND PARK DR  
DENISON TX 75020-7319

SHAWN C TEAMANN  
3000 OVERLAND TRL  
SHERMAN TX 75092-4522

CRISTI TENANT  
565 STEWART RD  
SHERMAN TX 75092-6504

LT COL KAAREN J TEUBER  
PO BOX 696  
VAN ALSTYNE TX 75495-0696

ALYSSA THOMAS  
477 LOPEZ DR  
SHERMAN TX 75090-3482

CHRIS THOMAS  
2530 FLORA LN  
DENISON TX 75020-3616

CARY THOMAS  
208 NEWPORT DR  
VAN ALSTYNE TX 75495-2792

SALLY & TONY THOMASON  
118 HILLTOP LN  
POTTSBORO TX 75076-4852

MRS DANA THORNHILL  
204 TATE CIR  
SHERMAN TX 75090-3562

JOYCE THURMAN  
224 MIDWAY ACRES DR  
HOWE TX 75459-2484

LISA TIBBETS  
PO BOX 624  
HOWE TX 75459-0624

BOB TOWERS  
605 W BELDEN ST  
SHERMAN TX 75092-3603

JULIE TRAVIS  
1740 WARD NEAL RD  
BELLS TX 75414-3304

YOLANDA TREVINO  
130 BLUEBONNET LN  
SHERMAN TX 75092-6926

TONYA TROXTELL  
TCF SHOW CATTLE  
842 SMITH RD  
HOWE TX 75459-2846

JOHN L UHRIG  
1011 W SHEPPARD DR  
SHERMAN TX 75092-7044

GRIFFIN UNDERWOOD  
PO BOX 622  
HOWE TX 75459-0622

GRIFFIN UNDERWOOD  
2031 FORD RD  
HOWE TX 75459-2425

KRISTI UTLEY  
1716 MACKEY RD  
HOWE TX 75459-2444

GAIL W UTTER  
2610 SHENANDOAH CIR  
SHERMAN TX 75092-7650

DIANA TAYLOR R VANBUSKIRK  
HOME HOSPICE GRAYSON COUNTY  
1106 N GRANT DR  
SHERMAN TX 75092-5330

DR. RONALD VANBUSKIRK  
1106 N GRANT DR  
SHERMAN TX 75092-5330

MICKINZE VANHERPEN  
2518 W WALKER ST  
DENISON TX 75020-1436

CYNTHIA VANNOY  
2853 CATHEY DR  
DENISON TX 75020-4537

DENISE VAWTER  
916 RICKETTS ST  
HOWE TX 75459-4529

BRITTANY VERHOEK  
6000 ELDORADO PKWY  
FRISCO TX 75033-3573

BILL VESSELS  
PO BOX 28  
SHERMAN TX 75091-0028

MRS MARILYN SUE VEST  
2514 STATE HIGHWAY 289  
SHERMAN TX 75092-6510

DESTINY VINCEK  
3823 FAWN MEADOW TRL  
DENISON TX 75020-0061

LARRY W VINCENT  
1471 TAYLOR RD  
HOWE TX 75459-2511

BECKY VINCENT  
1495 TAYLOR RD  
HOWE TX 75459-2511

LARRY VINCENT  
11831 FM 902  
DORCHESTER TX 75459-2421

JIMMY VINCENT  
11831 FM 902  
DORCHESTER TX 75459-2421

BEN & NANCY VINCENT  
625 VERNA LN  
DENISON TX 75020-4131

JIMMY VINCENT  
1495 TAYLOR RD  
HOWE TX 75459-2511

BILLY VINCENT  
256 CHOCTAW EST CIR  
SHERMAN TX 75092-6972

MARK VODRY  
469 MELTON RD  
SHERMAN TX 75092-6507

KIMBERLY VODRY  
469 MELTON RD  
SHERMAN TX 75092-6507

JENNY VONBEHREN  
1219 W FARMINGTON RD  
VAN ALSTYNE TX 75495-2274

JAYMISON BELLA VOTO  
1717 TAYLOR RD  
HOWE TX 75459-2500

JAY DEE VOTO  
1717 TAYLOR RD  
HOWE TX 75459-2500

LYNSEY VOTO  
1717 TAYLOR RD  
HOWE TX 75459-2500

CAMPBELL VOTO  
1717 TAYLOR RD  
HOWE TX 75459-2500

JAY VOTO  
1717 TAYLOR RD  
HOWE TX 75459-2500

ALVIN & SHARON VRLA  
4997 DAGNAN RD  
HOWE TX 75459-2005

DARREN W  
PO BOX 325  
HOWE TX 75459-0325

LEONARD G WALDRUM  
1502 PLEASANT HOME RD  
SHERMAN TX 75092-7908

MR LEONARD G WALDRUM JR  
1502 PLEASANT HOME RD  
SHERMAN TX 75092-7908

GLENN & SHIRLEY WALDRUM  
1502 PLEASANT HOME RD  
SHERMAN TX 75092-7908

PHILLIP WALKER JR  
618 S WACO ST  
VAN ALSTYNE TX 75495-7102

PAULA WALKER  
116 W CHURCH ST  
ROYSE CITY TX 75189-2302

MONTE WALKER  
505 CASSANDRA ST  
HOWE TX 75459-3689

JACK A WALL  
3926 WINDSOR AVE  
DALLAS TX 75205-1745

BORMING WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

BIHFANG WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

BRIAN WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

BRIAN WANG  
1516 GRACE LN  
WYLIE TX 75098-1873

JIEFEI WANG  
PO BOX 3328  
SHERMAN TX 75091-3328

JEFF WANG  
PO BOX 3328  
SHERMAN TX 75091-3328

JOHN WARD  
931 HOG CREEK RD  
COLLINSVILLE TX 76233-1520

MINGYAN WARD  
931 HOG CREEK RD  
COLLINSVILLE TX 76233-1520

CAMERYN P WARREN  
523 E HUGHES ST  
COLLINSVILLE TX 76233-5476

MR KEVIN WASP  
1408 CRESCENT VIEW DR  
ANNA TX 75409-0297

JACQUELINE WASSOM  
1806 S TRAVIS AVE  
DENISON TX 75021-6517

MANUAL WATSON  
200 JARESH LN  
HOWE TX 75459-2120

WYATT WATSON  
3200 NORTHGATE DR  
SHERMAN TX 75092

SHELBIE WATTS  
2391 E STATE HIGHWAY 121  
LEWISVILLE TX 75056-5004

LANISHA WEAVER  
10367 FM 121  
VAN ALSTYNE TX 75495-3404

JARED WEAVER  
407 MUSTANG TRL  
CELINA TX 75009-4586

MR WILLIAM WEBSTER  
45 PISTACHIO LN  
SHERMAN TX 75092-8723

JOHN WEDA  
1000 CORTEZ ST  
DENISON TX 75020-3824

CYNTHIA L WEEMS  
60 TEE TAW CIR  
SHERMAN TX 75092-9510

RUDY WEEMS  
60 TEE TAW CIR  
SHERMAN TX 75092-9510

CASEY WEINMANN  
852 SMITH RD  
HOWE TX 75459-2846

ROBERT WELCH  
11831 FM 902  
DORCHESTER TX 75459-2421

JOHN WELLS  
1241 VINEYARD RD  
GUNTER TX 75058-3142

GERALD WELLS  
74 MOUNTAIN VIEW CIR  
SHERMAN TX 75090-5180

MONIQUE WHALEY  
1429 CLAYTON LN  
CELINA TX 75009-3828

STEVE WHALEY  
1429 CLAYTON LN  
CELINA TX 75009-3828

AMY WHEELER  
2813 FAWNWOOD CT  
SHERMAN TX 75092-4634

SHAYLA WHEELER  
144 SAGE BRUSH LN  
DENISON TX 75021-4250

JOSEPH WHITE  
PO BOX 967  
VAN ALSTYNE TX 75495-0967

KEN WHITE  
302 CHURCH ST  
COLLINSVILLE TX 76233-5452

CHRIS HARPER & A WHITE  
407 S CHANDLER AVE  
DENISON TX 75020-4301

JENNIFER WHITE  
297 STARK LN  
SHERMAN TX 75090-3403

RONNIE WHITELEY  
278 PRECINCT RD  
HOWE TX 75459-2104

EDWARD WHITFIELD  
209 WALNUT ST  
HOWE TX 75459-4541

MRS MONICA L WHITFIELD  
209 WALNUT ST  
HOWE TX 75459-4541

JEFF WHITMIRE COMMISSIONER PRECINCT  
GRAYSON COUNTY  
STE 15  
100 W HOUSTON ST  
SHERMAN TX 75090-6019

CHRISTINE WHITMORE  
2834 ELLIOTT RD  
SHERMAN TX 75092-8394

JIM WHITTEN  
WHITTEN COMMERCIAL REALTY LLC  
1303 BIRDS FORT TRL  
ARLINGTON TX 76005-1251

CAROLYN WILDMAN  
6225 STATE HIGHWAY 289  
DORCHESTER TX 75459-2083

TERESA WILDMAN  
5W RANCH  
13852 FM 902  
DORCHESTER TX 75459-2115

GABRIEL WILLIAMS  
302 SEASONS W  
SHERMAN TX 75092-9716

APRIL WILLIAMS  
301 SEASONS W  
SHERMAN TX 75092-9714

RUTH E N COX WILLIAMSON  
2341 CANYON CREEK DR  
SHERMAN TX 75092-2301

JENNIFER WILLIAMSON  
1319 TOBIN ST  
HOWE TX 75459-2949

JEFFREY WILMOTH  
715 THATCHER ST  
DENISON TX 75020-7948

AIMEE WILSON  
US EPA  
STE 500  
1201 ELM ST  
DALLAS TX 75270-2102

KEVIN WILSON  
HOWE INDEPENDENT SCHOOL DISTRICT  
105 W TUTT ST  
HOWE TX 75459-4702

KEVIN WILSON  
555 OLD HIGHWAY 6  
HOWE TX 75459-4466

ANGELA WILSON  
176 SNAP RD  
SHERMAN TX 75090-5551

DUSTIN RAY WILSON  
1501 RIDGEWAY DR  
SHERMAN TX 75092-3211

KEVIN WILSON  
105 W TUTT ST  
HOWE TX 75459-4702

JENNITA WINGATE  
1040 ALEXIS DR  
POTTSBORO TX 75076-7080

MATTHEW WISE  
6118 STATE HIGHWAY 289  
HOWE TX 75459-2080

KRISTA LUCAS WYNN  
PO BOX 411  
WHITESBORO TX 76273-0411

KRISTA LUCAS WYNN  
7322 HWY 289  
DORCHESTER TX 75459-2118

MATT R YAMARINO  
APT 1723  
7200 DALLAS PKWY  
PLANO TX 75024-5008

JACE YARBROUGH  
9285 CULP BRANCH RD  
SANGER TX 76266-4910

RON & TERESA YATES  
4400 OLD SOUTHMAYD RD  
SHERMAN TX 75092-4938

CAROLINE YUAN  
99 INTERNATIONAL GROUP LLC  
637 BELDON RD  
HOWE TX 75459-2516

CAROLINE YUAN  
2200 NW GREEN OAKS BLVD  
ARLINGTON TX 76012-5100

ANGELA ZARALLO  
1117 MACGREGOR LN  
GUNTER TX 75058-4246

MRS REBECCA ZEY  
171 GREEN MEADOW CT  
GUNTER TX 75058-3184

DR. SAVANNA ZINN  
405 MARQUETTE DR  
VAN ALSTYNE TX 75495-7034

CYNTHIA ZINN  
207 OAK ESTATES RD  
POTTSBORO TX 75076-6387

TRACIE ZWEIFEL-GIBSON  
949 S DALLAS ST  
VAN ALSTYNE TX 75495-4438

7004 1350 0002 7528 8961

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<b>OFFICIAL USE</b>	
Postage \$ Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage	Postmark Here
Sent To Street, Apt. No. or PO Box No. City, State, ZIP	DEREK SEAL MCGINNIS LOCHRIDGE LLP 1111 WEST 6TH ST BLDG B STE 400 AUSTIN TX 78703
PS Form 3800, June 2002	

See Reverse for Instructions

DEREK SEAL BM DORCHESTER LLC 2025-0482-AIR 167047, PSDTX1602 125804		<b>COMPLETE THIS SECTION ON DELIVERY</b>	
1. Article Addressed to:  DEREK SEAL MCGINNIS LOCHRIDGE LLP 1111 WEST 6TH ST BLDG B STE 400 AUSTIN TX 78703		A. Signature X <i>Rose Carranza</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
		B. Received by (Printed Name) <i>Rose Carranza</i>	
2. Article Number (Transfer from service label) 7004 1350 0002 7528 8961		C. Date of Delivery <i>3/14/25</i>	
		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery		<input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery	
PS Form 3811, July 2020 PSN 7530-02-000-9053		Domestic Return Receipt	



7004 1350 0002 7528 8978

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Postmark  
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Total F

Sent To  
Street, A  
or PO Box  
City, State

JACOB BENDER  
 BM DORCHESTER LLC  
 1008 SOUTHVIEW CIR  
 CENTER TX 75935

PS Form 3800, June 2002

See Reverse for Instructions

JACOB BENDER  
 BM DORCHESTER LLC  
 2025-0482-AIR  
 167047, PSDTX1602  
 125804

1. Article Addressed to:

JACOB BENDER  
 BM DORCHESTER LLC  
 1008 SOUTHVIEW CIR  
 CENTER TX 75935

2. Article Number (Transfer from service label)

7004 1350 0002 7528 8978

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

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *M. Angel*

☐ Agent  
☐ Addressee

B. Received by (Printed Name)

*M. Angel*

C. Date of Delivery

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

3. Service Type

☐ Adult Signature  
☐ Adult Signature Restricted Delivery  
☒ Certified Mail®  
☐ Certified Mail Restricted Delivery  
☐ Collect on Delivery  
☐ Collect on Delivery Restricted Delivery  
☐ Insured Mail

☐ Priority Mail Express®  
☐ Registered Mail™  
☐ Registered Mail Restricted Delivery  
☐ Signature Confirmation™  
☐ Signature Confirmation Restricted Delivery

Restricted Delivery

Domestic Return Receipt

THE HONORABLE DREW SPRINGER  
TEXAS SENATE  
DISTRICT ROOM E1.712  
TEXAS STATE CAPITOL  
drew.springer@senate.texas.gov

THE HONORABLE REGGIE SMITH  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT ROOM E1.312  
TEXAS STATE CAPITOL  
reggie.smith@house.texas.gov

GRAYSON COUNTY HEALTH DEPARTME  
515 N WALNUT ST  
SHERMAN TX 75090-4952

GRAYSON COUNTY JUDGE  
COUNTY COURTHOUSE - JUSTICE  
100 W HOUSTON ST STE 15  
SHERMAN TX 75090-5958

RED RIVER AUTHORITY OF TEXAS  
PO BOX 240  
WICHITA FALLS TX 76307-0240

PUBLIC HEALTH REGION 2/3  
TEXAS DEPARTMENT OF STATE HEAL  
1301 S BOWEN RD STE 200  
ARLINGTON TX 76013-2262

TEXOMA COUNCIL OF GOVERNMENTS  
1117 GALLAGHER DR STE 100  
SHERMAN TX 75090-3107

US ARMY CORPS OF ENGINEERS  
TULSA DISTRICT - CESWT  
2488 E 81ST ST  
TULSA OK 74137-4290

FIELD SUPERVISOR  
US FISH & WILDLIFE SERVICE  
3233 CURTIS DR  
FORT WORTH TX 76116-5100

GLENN C CLINGENPEEL  
TRINITY RIVER AUTHORITY OF TEX  
5300 S COLLINS ST  
ARLINGTON TX 76018-1710

CAROLYN FRUTHALER MD DIR  
GRAYSON COUNTY HEALTH AUTHORIT  
515 N WALNUT ST  
SHERMAN TX 75090-4952

JOHN R PIPES  
COOKE COUNTY ENVIRO HEALTH  
COOKE CO COURTHOUSE  
100 S DIXON ST  
GAINESVILLE TX 76240-4717

DREW SATTERWHITE PE GENERA  
RED RIVER GROUNDWATER CONSERVA  
PO BOX 1214  
SHERMAN TX 75091-1214

MS JESSICA STAGGS SUPERVISO  
DALLAS WATER UTILITIES  
4334 SCOTTSDALE DR  
DALLAS TX 75227-4044

JERRY W CHAPMAN GENERAL MANAGER  
GREATER TEXOMA UTILITY AUTHORITY  
5100 AIRPORT DR  
DENISON TX 75020-8448

WAYMAN W CHILCUTT  
PO BOX 86  
WHITESBORO TX 76273-0086

DEIRDRE DIAMOND  
2105 BLEDSOE RD  
GUNTER TX 75058-3015

BILLY & CATHEY HAMILTON  
104 GOLDEN RD  
SHERMAN TX 75090-7514

KIMBERLY G KELLEY  
BICKERSTAFF HEATH DELGADO ACOSTA LLP  
STE C400  
1601 S MOPAC EXPY  
AUSTIN TX 78746-7009

County

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 14, 2024

MR JACOB BENDER  
CHIEF FINANCIAL OFFICER  
BM DORCHESTER LLC  
1008 SOUTHVIEW CIR  
CENTER TX 75935-4537

Re: Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047, PSDTX1602, and GHGPSDTX212  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bender:

The Texas Commission on Environmental Quality (TCEQ) has made a preliminary decision on the above-referenced application. In accordance with Title 30 Texas Administrative Code § 39.419(b), you are now required to publish Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision. You must provide a copy of this preliminary decision letter with the draft permit at the public place referenced in the public notice.

If you have any questions, please call Mr. Joel Stanford at (512) 239-0270, or write to the TCEQ, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

cc: Air Section Manager, Region 4 - Dallas/Fort Worth

Project Number: 335160

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 14, 2024

THE HONORABLE BRUCE DAWSEY  
COUNTY JUDGE  
COUNTY COURTHOUSE  
100 WEST HOUSTON  
SHERMAN TX 75090

Re: Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047, PSDTX1602, and GHGPSDTX212  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Judge Dawsey:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. BM Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

A handwritten signature in dark ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air  
Enclosure

Joni Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 14, 2024

THE HONORABLE DAVID SMITH  
MAYOR OF DORCHESTER  
373 MAIN STREET  
DORCHESTER TX 75459

Re: Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047, PSDTX1602, and GHGPSDTX212  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mayor Smith:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. BM Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air  
Enclosure

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 14, 2024

MR ERIC BRIDGES  
TEXOMA COUNCIL OF GOVERNMENTS  
1117 GALLAGHER DRIVE, SUITE 470  
SHERMAN TX 75090

Re: Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047, PSDTX1602, and GHGPSDTX212  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bridges:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. BM Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 14, 2024

MR JACOB BENDER  
CHIEF FINANCIAL OFFICER  
BM DORCHESTER LLC  
1008 SOUTHVIEW CIR  
CENTER TX 75935-4537

Re: Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047, PSDTX1602, and GHGPSDTX212  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bender:

The Texas Commission on Environmental Quality (TCEQ) has completed the technical review of your application and has prepared a preliminary decision and draft permit.

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

- Notices for Newspaper Publication (Examples A and B)
- Public Notice Checklist
- Instructions for Public Notice
- Affidavit of Publication for Air Permitting (Form TCEQ-20533) and Alternative Language Affidavit of Publication for Air Permitting (Form TCEQ-20534)
- Web link to download Public Notice Verification Form (refer to Public Notice Instructions)
- Notification List
- Draft Permit

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

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

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

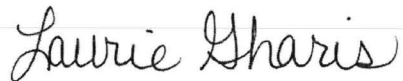


Mr. Jacob Bender  
Page 2  
June 14, 2024

Re: Permit: 167047, PSDTX1602, and GHGPSDTX212

If you have any questions regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300. If you have any other questions, please contact Mr. Joel Stanford at (512) 239-0270.

Sincerely,



Laurie Gharis  
Chief Clerk  
Office of the Chief Clerk  
Texas Commission on Environmental Quality

Enclosure

cc: Air Section Manager, Region 4 - Dallas/Fort Worth  
Air Permits Section Chief, New Source Review Section (6MM-AP), U.S. Environmental Protection  
Agency, Region 6, Dallas

Project Number:335160

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

### CONSOLIDATED NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN PERMIT AND NOTICE OF APPLICATION AND PRELIMINARY DECISION

#### PROPOSED AIR QUALITY PERMIT NUMBERS: 167047, PSDTX1602, and GHGPSDTX212

**APPLICATION AND PRELIMINARY DECISION.** BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047, Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, and Greenhouse Gas PSD Permit GHGPSDTX212 which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. **AVISO DE IDIOMA ALTERNATIVO.** El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/permitting/air/newsourcereview/airpermits-pendingpermit-apps>. This application was submitted to the TCEQ on November 8, 2021. The proposed facility will emit the following air contaminants in a significant amount: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide, sulfuric acid, and greenhouse gases. In addition, the facility will emit the following air contaminants: hazardous air pollutants and lead.

The degree of PSD increment predicted to be consumed by the proposed facility and other increment-consuming sources in the area is as follows:

#### Sulfur Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
3-hour	12	512
24-hour	4.5	91
Annual	0.3	20

#### PM<sub>10</sub>

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	29	30
Annual	3	17

#### Nitrogen Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
Annual	0.4	25

PM<sub>2.5</sub>

Maximum Averaging Time	Maximum Increment Consumed (µg/m <sup>3</sup> )	Allowable Increment (µg/m <sup>3</sup> )
24-hour	8.7	9
Annual	1.4	4

The executive director has determined that the emissions of air contaminants from the proposed facility which are subject to PSD review will not violate any state or federal air quality regulations and will not have any significant adverse impact on soils, vegetation, or visibility. All air contaminants have been evaluated, and "best available control technology" will be used for the control of these contaminants.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The permit application, executive director's preliminary decision, draft permit, and the executive director's preliminary determination summary and executive director's air quality analysis, will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and at the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Dallas/Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas.

**PUBLIC COMMENT.** You may submit public comments to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application.

**You may submit additional written public comments within 30 days of the date of newspaper publication of this notice in the manner set forth in the AGENCY CONTACTS AND INFORMATION paragraph below.**

After the deadline for public comment, the executive director will consider the comments and prepare a response to all public comment. **The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application.**

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court. **A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. A contested case hearing request must include the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement "I/we request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 30 days following this notice to the Office of the Chief Clerk, at the address provided in the information section below.**

A contested case hearing will only be granted based on disputed issues of fact or mixed questions of fact and law that are relevant and material to the Commission's decisions on the application. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. Issues that are not submitted in public comments may not be considered during a hearing.

**EXECUTIVE DIRECTOR ACTION.** If a timely contested case hearing request is not received or if all timely contested case hearing requests are withdrawn, the executive director may issue final approval of the application. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the CID. If any timely hearing requests are received and not withdrawn, the executive director will not issue final approval of the permit and will forward the application and requests to the Commissioners for their consideration at a scheduled commission meeting.

**INFORMATION AVAILABLE ONLINE.** These documents are accessible through the Commission's Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid); the executive director's preliminary decision which includes the draft permit, the executive director's preliminary determination summary, the air quality analysis, and, once available, the executive director's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. The public location mentioned above provides public access to the internet. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.  
<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

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

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

Further information may also be obtained from BM Dorchester LLC at the address stated above or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

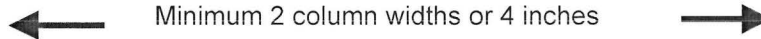
Combined Notice Issuance Date: June 14, 2024

## Example B

### Publication Elsewhere in the Newspaper:

TO ALL INTERESTED PERSONS AND PARTIES:

BM Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047, Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, and Greenhouse Gas PSD Permit GHGPSDTX212, which would authorize construction of a Portland Cement at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.



## EJEMPLO A

### COMISIÓN DE CALIDAD AMBIENTAL DE TEXAS



#### AVISO CONSOLIDADO DE RECEPCIÓN DE SOLICITUD E INTENCIÓN DE OBTENER PERMISO Y AVISO DE SOLICITUD Y DECISIÓN PRELIMINAR

NÚMEROS PROPUESTOS DE PERMISOS DE CALIDAD DEL AIRE: 167047, PSDTX1602 y GHGPSDTX212

**SOLICITUD Y DECISIÓN PRELIMINAR.** BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) la emisión del Permiso de Calidad del Aire Propuesto 167047, el Permiso de Calidad del Aire de Prevención de Deterioro Significativo (PSD) PSDTX1602 y el Permiso PSD de Gases de Efecto Invernadero GHGPSDTX212, que autorizaría la construcción de una Planta de Cemento Portland en la siguiente dirección: desde la intersección de la Carretera 289 y la Carretera 902 al este de Dorchester, diríjase al este por la Carretera 902 por aproximadamente 0.80 millas; el sitio estará ubicado directamente al norte de la Carretera 902 después de la intersección con Taylor Road, Dorchester, Condado de Grayson, Texas 75459. Esta solicitud se procesó de manera acelerada, según lo permitido por las reglas de la comisión en el Capítulo 101, Subcapítulo J del Código Administrativo de Texas 30. Esta solicitud fue presentada a la TCEQ el 8 de noviembre de 2021. La instalación propuesta emitirá los siguientes contaminantes del aire en una cantidad significativa: monóxido de carbono, óxidos de nitrógeno, compuestos orgánicos, material particulado incluyendo material particulado con diámetros de 10 micrones o menos y 2.5 micrones o menos, dióxido de azufre, ácido sulfúrico y gases de efecto invernadero. Además, la instalación emitirá los siguientes contaminantes del aire: contaminantes peligrosos del aire y plomo.

El grado de incremento de PSD que se predice será consumido por la instalación propuesta y otras fuentes que consumen incremento en el área es el siguiente:

#### Ácido Sulfúrico

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
3-horas	12	512
24-horas	4.5	91
Anual	0.3	20

#### PM<sub>10</sub>

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
24-horas	29	30
Anual	3	17

## Dióxido de Nitrógeno

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
Anual	0.4	25

## PM<sub>2.5</sub>

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
24-horas	8.7	9
Anual	1.4	4

El director ejecutivo ha determinado que las emisiones de contaminantes del aire de la instalación propuesta, que están sujetas a la revisión PSD, no violarán ninguna regulación estatal o federal de calidad del aire y no tendrán un impacto adverso significativo en los suelos, la vegetación o la visibilidad. Se han evaluado todos los contaminantes del aire y se utilizará la "mejor tecnología de control disponible" para el control de estos contaminantes.

El director ejecutivo ha completado la revisión técnica de la solicitud y ha preparado un permiso preliminar que, de ser aprobado, establecería las condiciones bajo las cuales debe operar la instalación. La solicitud del permiso, la decisión preliminar del director ejecutivo, el permiso preliminar, el resumen de la determinación preliminar del director ejecutivo y el análisis de calidad del aire del director ejecutivo estarán disponibles para su visualización y copia en la oficina central de la TCEQ, la oficina regional de TCEQ en Dallas/Fort Worth y en la Biblioteca Comunitaria de Howe, 315 South Collins Freeway, Howe, Condado de Grayson, Texas, comenzando el primer día de publicación de este aviso. El archivo de cumplimiento de la instalación, si existe alguno, está disponible para revisión pública en la Oficina Regional de TCEQ en Dallas/Fort Worth, 2309 Gravel Drive, Fort Worth, Texas.

**COMENTARIO PÚBLICO. Puede enviar comentarios públicos a la Oficina del Secretario Principal en la dirección a continuación.** La TCEQ considerará todos los comentarios públicos al desarrollar una decisión final sobre la solicitud.

**Puede enviar comentarios públicos adicionales por escrito dentro de los 30 días siguientes a la fecha de publicación de este aviso en el periódico de la manera establecida en el párrafo de CONTACTOS E INFORMACIÓN DE LA AGENCIA a continuación.**

Después de la fecha límite para comentarios públicos, el director ejecutivo considerará los comentarios y preparará una respuesta a todos los comentarios públicos. **La respuesta a los comentarios, junto con la decisión del director ejecutivo sobre la solicitud, se enviará por correo a todos los que enviaron comentarios públicos o están en una lista de correo para esta solicitud.**

**OPORTUNIDAD PARA UNA AUDIENCIA CONTENCIOSA.** Una audiencia contenciosa es un procedimiento legal similar a un juicio civil en un tribunal de distrito estatal. **Una persona que pueda verse afectada por las emisiones de contaminantes del aire de la instalación tiene derecho a solicitar una audiencia. Una solicitud de audiencia contenciosa debe incluir lo siguiente: (1) su nombre (o para un grupo o asociación, un representante oficial), dirección postal, número de teléfono diurno; (2) nombre del solicitante y número de permiso; (3) la declaración "Yo/nosotros solicitamos una audiencia contenciosa"; (4) una descripción específica de cómo se vería afectado negativamente por la solicitud**



y las emisiones de aire de la instalación de una manera no común al público en general; (5) la ubicación y distancia de su propiedad en relación con la instalación; (6) una descripción de cómo usa la propiedad que puede verse afectada por la instalación; y (7) una lista de todos los asuntos en disputa de hecho que usted presenta durante el período de comentarios. Si la solicitud la hace un grupo o asociación, uno o más miembros que tengan derecho a solicitar una audiencia deben ser identificados por nombre y dirección física. También deben identificarse los intereses que el grupo o asociación busca proteger. También puede presentar sus ajustes propuestos a la solicitud/permiso que satisfarían sus preocupaciones. Las solicitudes de una audiencia contenciosa deben presentarse por escrito dentro de los 30 días siguientes a este aviso a la Oficina del Secretario Principal, en la dirección proporcionada en la sección de información a continuación.

Una audiencia contenciosa solo se concederá en base a cuestiones en disputa de hecho o cuestiones mixtas de hecho y derecho que sean relevantes y materiales para las decisiones de la Comisión sobre la solicitud. La Comisión solo puede conceder una solicitud de audiencia contenciosa sobre asuntos que el solicitante presentó en sus comentarios oportunos que no fueron posteriormente retirados. Los asuntos que no se presenten en los comentarios públicos no pueden ser considerados durante una audiencia.

**ACCIÓN DEL DIRECTOR EJECUTIVO.** Si no se recibe una solicitud oportuna de audiencia contenciosa o si todas las solicitudes oportunas de audiencia contenciosa se retiran, el director ejecutivo puede emitir la aprobación final de la solicitud. La respuesta a los comentarios, junto con la decisión del director ejecutivo sobre la solicitud, se enviará por correo a todos los que presentaron comentarios públicos o están en una lista de correo para esta solicitud, y se publicará electrónicamente en el CID. Si se reciben solicitudes de audiencia oportuna y no se retiran, el director ejecutivo no emitirá la aprobación final del permiso y enviará la solicitud y las solicitudes a los Comisionados para su consideración en una reunión programada de la comisión.

**INFORMACIÓN DISPONIBLE EN LÍNEA.** Estos documentos son accesibles a través del sitio web de la Comisión en [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): la decisión preliminar del director ejecutivo que incluye el borrador del permiso, el resumen de la determinación preliminar del director ejecutivo, el análisis de calidad del aire, y, una vez disponible, la respuesta del director ejecutivo a los comentarios y la decisión final sobre esta solicitud. Acceda a la Base de Datos Integrada de los Comisionados (CID) utilizando el enlace anterior e ingrese el número de permiso de esta solicitud. La ubicación pública mencionada anteriormente proporciona acceso público a internet. Este enlace a un mapa electrónico de la ubicación general del sitio o instalación se proporciona como una cortesía pública y no forma parte de la solicitud o aviso. Para la ubicación exacta, consulte la solicitud. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

**LISTA DE CORREO.** Puede pedir que lo incluyan en una lista de correo para obtener información adicional sobre esta solicitud enviando una solicitud a la Oficina del Secretario Principal en la dirección a continuación.

**CONTACTOS E INFORMACIÓN DE LA AGENCIA.** Los comentarios públicos y las solicitudes deben enviarse electrónicamente en [www14.tceq.texas.gov/epic/eComment/](http://www14.tceq.texas.gov/epic/eComment/), o por escrito a la Comisión de Calidad Ambiental de Texas, Oficina del Secretario Principal, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Tenga en cuenta que cualquier información de contacto que proporcione, incluyendo su nombre, número de teléfono, dirección de correo electrónico y dirección física, pasará a formar parte del registro público de la agencia. Para obtener más información sobre esta solicitud de permiso o el proceso de permisos, por favor llame al Programa de Educación Pública sin costo al 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

También se puede obtener más información de BM Dorchester LLC en la dirección indicada anteriormente o llamando al Sr. Michael Meister, Trinity Consultants al (361) 883-1668.



**Public Notice Checklist**  
**Notice of Application and Preliminary Decision for an Air Quality Permit**  
**(2nd Notice)**

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

<b>Within 33 calendar days after date of this letter</b>
<p>Publish <i>Notice of Application and Preliminary Decision for an Air Quality Permit</i> in the same newspaper(s) in which you published <i>Notice of Receipt of Intent to Obtain Permit</i> for this application.</p> <ul style="list-style-type: none"> <li>- Example A must be published in "public notice" section of newspaper. Review for accuracy prior to publishing.</li> <li>- Example B (if applicable) must be published in prominent location (other than "public notice") in same issue of newspaper</li> <li>- As part of the expedited permitting process, it is recommended that you publish immediately.</li> </ul> <p>Provide copy of the complete application, the executive director's preliminary decision (including the draft permit), and the executive director's preliminary determination summary and executive director's air quality analysis, including any revisions, at a public place for review and copying. Keep them there for duration of the designated comment period. The public place should provide public access to the internet.</p>
<b>First day of newspaper publication</b>
<p>Review published newspaper notice for accuracy. If errors, contact Air Permits Division.</p> <p>Ensure copy of the complete application (including any subsequent revisions) and the executive director's preliminary decision (including the draft permit) are at the public place.</p> <p>It is recommended that the signs from the first notice be in place and the lettering must remain legible and visible until 30 days after publication of the <i>Notice of Application and Preliminary Decision</i> (either English or alternative language notice, whichever is later).</p>
<b>Within 10 business days after date of publication</b>
<p>Proof of publication showing publication date and newspaper name should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of newspaper clippings showing publication date and newspaper name to persons listed on <i>Notification List</i>.</p>
<b>Within 30 calendar days after date of publication</b>
<p>Affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of affidavits to persons listed on <i>Notification List</i>.</p>
<b>Within 10 business days after end of the designated comment period</b>
<p>Public Notice Verification Form should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of Public Notice Verification Form to persons listed on <i>Notification List</i>.</p>

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## Instructions for Public Notice For New Source Review & Prevention of Significant Deterioration Air Permit

### Notice of Application and Preliminary Decision

We have completed the technical review of your application and issued a preliminary decision. You must comply with the following instructions:

#### Review Notice

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

#### Newspaper Notice

- You must publish the enclosed *Notice of Application and Preliminary Decision for an Air Quality Permit* within **33 calendar days** after the date this information was mailed to you (see date of letter). As part of the expedited permitting process, it is recommended that you publish immediately.
- You must publish the enclosed *Notice of Application and Preliminary Decision for an Air Quality Permit* at your expense, in the same newspaper(s) in which you published the *Notice of Receipt and Intent to Obtain Permit* for this application. The newspaper must be a newspaper that is of general circulation in the municipality where the facility is or will be located. If the facility is not located within a municipality, the newspaper must be of general circulation in the municipality nearest the location.
- You must publish this notice in one issue of any applicable newspaper.
- You will find two example notices enclosed in this package. *Example A* must be published in the "public notice" section of the newspaper. The phrase "Example A" is not required to be published. *Example B* must be published in the **same issue** of the newspaper as *Example A*; however, it must be published in a prominent location (other than the public notice section). *Example B* refers the public to the "public notice" section of the newspaper where *Example A* provides more information regarding the permit application.
- *Example B* must be a total of at least **6 column inches (standard advertising units)** with a height of at least **3 inches** and a horizontal dimension of **2 column widths**. If the newspaper chosen does not use standard advertising units for measurement, the notice must be at least **12 square inches** with the shortest side of at least **3 inches**.
- The bold text of the enclosed notice **must** be printed in the newspaper in a font style or size that distinguishes it from the rest of the notice (i.e., **bold**, *italics*). **Failure to do so may require re-notice.**

## Alternative Language Notice

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

- Public notice rules require the applicant to determine whether a bilingual program is required at either the elementary or middle school nearest to the facility or proposed facility location. Bilingual education programs are determined on a district-wide basis. When students who are required to attend either school are eligible to be enrolled in a bilingual education program, some alternative language notice is required (newspaper notice).
- Since the school district, and not the schools, must provide the bilingual education program, these programs do not have to be located at the elementary or middle school nearest to the facility or proposed facility to trigger the alternative language notice requirement. If there are students who would normally attend the nearest schools eligible to be taught in a bilingual education program at a different location, alternative language notice is required.
- If triggered, publications of alternative language notices must be made in a newspaper or publication printed primarily in each language taught in the bilingual education program. The same newspaper(s) used for *Notice of Receipt and Intent to Obtain Permit* must be used for publication of the *Notice of Application and Preliminary Decision for an Air Quality Permit*. This notice is required if such a newspaper or publication exists in the municipality or the county where the facility is or will be located.
- The applicant must demonstrate a good faith effort to identify a newspaper or publication in the required language. If a newspaper or publication of general circulation published at least once a month in such language cannot be found, publishing in that language is not required, but signs must remain posted in the same location(s) utilized during the *Notice of Receipt of Intent to Obtain Permit* (1<sup>st</sup> public notice).
- Publication in an alternative language section or insertion within an English language newspaper does not satisfy these requirements.
- The applicant has the burden to demonstrate compliance with these requirements. You must fill out the ***Public Notice Verification Form (Form TCEQ-20244)*** indicating your compliance with the requirements regarding publication in an alternative language. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- It is suggested the applicant work with the local school district to do the following:
  - (a) determine if a bilingual program is required in the district;
  - (b) determine which language is required by the bilingual program;
  - (c) locate the nearest elementary and middle schools; and
  - (d) determine if any students attending either school are entitled to be enrolled in a bilingual educational program.
- **If you determine that you must meet the alternative language notice requirements after receipt of the full public notice package, you are responsible for ensuring that the publication in the alternative language is complete and accurate in that language. Spanish notice templates are available through the Air Permits Division Web site at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html). All italic notes should be replaced with the corresponding Spanish translations for the specific application and published in the alternative language publication. Email a copy to Air Permits Division staff.**
- If you are required to publish notice in a language other than Spanish, you must translate the entire public notice at your own expense.

## Public Comment Period

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

## Proof of Publication

- Check each publication to ensure that the articles were accurately published. If a notice was not published correctly you may be required to republish.
- For each newspaper in which you published, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk within **10 business days** after the date of publication. Acceptable proofs of publication are 1) copies of the published notice or 2) the newspaper clippings of the published notice. If you choose to submit copies of the published notice to the Office of the Chief Clerk, copies must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain newspaper clippings or tear sheets of the notice for your records.
- You must submit an **affidavit of publication for air permitting and alternate language affidavit of publication for air permitting (if applicable)** to the Office of the Chief Clerk within **30 calendar days** after the date of publication. **You must use the enclosed affidavits of publication.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with the proof of publication described above.
- You must submit the ***Public Notice Verification Form (Form TCEQ-20244)*** to the Office of the Chief Clerk within **10 business days** of the end of this public comment period. You must use this form to certify that you have met alternative language notice requirements. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- The **affidavits of publication, Public Notice Verification Form, and acceptable proof of publication of the published notices** should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to:

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

- Please ensure that the affidavit(s) you send to the Chief Clerk have all blanks filled in correctly.
- Photocopies of newspaper clippings, affidavits, and verifications must also be sent to those listed on the enclosed *Notification List* within the deadlines specified above.

## Failure to Publish and Submit Proof of Publication

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

### Sign Posting

It is recommended that the signs that were put in place prior to publication of the first notice remain in place and be legible and visible until 30 days after publication of the *Notice of Application and Preliminary Decision* (either English or alternative language notice, whichever is later).

### Application in a Public Place

- You must provide a copy of the complete application, the executive director's preliminary decision (including the draft permit), the executive director's preliminary determination summary and the executive director's air quality analysis, (including any subsequent revisions), at a public place for review and copying by the public. This place must be in the county in which the facility is located or proposed to be located.
- A public place is one that is publicly owned or operated (ex: libraries, county courthouses, or city halls). Location selected must provide public access to the internet.
- This copy must be accessible to the public for review and copying. The copy must be available beginning on the first day of newspaper publication and remain in place until the commission has taken action on the application or the commission refers issues to the State Office of Administrative Hearings.
- If the application is submitted to the TCEQ with information marked as "CONFIDENTIAL," you are required to indicate which specific portions of the application are not being made available to the public. These portions of the application must be accompanied with the following statement: "Any request for portions of this application that are marked as confidential must be submitted in writing, pursuant to the Public Information Act, to the Texas Commission on Environmental Quality, Public Information Coordinator, MC-197, P.O. Box 13087, Austin, Texas 78711-3087."
- You must submit verification of file availability using the ***Public Notice Verification Form (Form TCEQ-20244)*** within **10 business days** after end of the publications' designated comment period. Do not submit the form verifying that the application was in a public place until after the comment period is complete. If a public meeting is held or second notice is required causing the public comment period to be extended, at a later date you will be required to verify that the application was in a public place during the entire public comment period. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

### General Information

When contacting the Commission regarding this application, please refer to the permit number at the top of the *Notice of Application and Preliminary Decision*.

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

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

Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

## AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

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

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

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

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

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

[Affix Seal]

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

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

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

Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

## ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

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

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

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

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

[Affix Seal]

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

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

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



## Notification List

It is the responsibility of the applicant to furnish the following offices with copies of the notices published, the *Affidavit of Publication for Air Permitting*, the *Alternative Language Affidavit of Publication for Air Permitting (if applicable)*, and a completed copy of the *Public Notice Verification Form (Form TCEQ-20244)*. Acceptable proof of publication and any affidavits and Form TCEQ-20244 should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, AIR Expedited Permitting, P.O. Box 13087, Austin, Texas 78711-3087.

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

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**Email copies to Mr. Joel Stanford at** [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov)

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

Texas Commission on Environmental Quality  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O. Box 12873  
Austin, Texas 78711-2873

The Honorable Bruce Dawsey  
County Judge  
County Courthouse  
100 West Houston  
Sherman, TX 75090

The Honorable David Smith  
Mayor of Dorchester  
373 Main Street  
Dorchester, TX 75459



## Example B

### Publication Elsewhere in the Newspaper:

#### A TODAS LAS PERSONAS Y PARTES INTERESADAS:

BM Dorchester LLC, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) la emisión de la Propuesta de Permiso de Calidad del Aire 167047, Permiso de Calidad del Aire para la Prevención del Deterioro Significativo (PSD) PSDTX1602 y Permiso de PSD de Gases de Efecto Invernadero GHGPSDTX212, que autorizaría la construcción de un Cemento Portland en las siguientes direcciones de manejo: desde la intersección de la autopista 289 y la autopista 902 al este de Dorchester, diríjase hacia el este por la autopista 902 durante aproximadamente 0.80 millas: el sitio estará ubicado directamente al norte de la autopista 902 después de la intersección de Taylor Road, Dorchester, condado de Grayson, Texas 75459. Esta solicitud fue procesada de manera expedita, según lo permitido por las reglas de la comisión en el Título 30 del Código Administrativo de Texas, Capítulo 101, Subcapítulo J. Información adicional sobre esta solicitud se encuentra en la sección de avisos públicos de este periódico.

↑  
3"  
minimum

← Minimum 2 column widths or 4 inches →

## **Special Conditions**

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

### **Emission Standards**

1. This permit authorizes only those sources of emissions listed in the attached table entitled "Emission Sources - Maximum Allowable Emission Rates" (MAERT), and these sources are restricted to the emission limits and other conditions specified in that attached table. In addition to the emissions from routine operations, this permit authorizes emissions from planned maintenance, startup, and shutdown (MSS) activities, and those emissions shall comply with the limits specified in the MAERT. Attachment A identifies the inherently low emitting (ILE) planned maintenance activities that are authorized by this permit.

### **Fuel Specifications**

2. Fuel for the Cement Kiln (EPN 21-SK-230) and the Finish Mill Air Heater (EPN 51-SK-250) shall be limited to natural gas containing no more than 5 grains of total sulfur per 100 dry standard cubic feet (dscf).
3. Fuel for the Emergency Generator Engine (EPN EG-1) shall be pipeline quality natural gas. Use of any other fuel will require prior approval of the Executive Director of the Texas Commission on Environmental Quality (TCEQ).
4. Upon request by the Executive Director of the TCEQ or the TCEQ Regional Director or any local air pollution control program having jurisdiction, the holder of this permit shall provide a sample and/or an analysis of the fuels used in these facilities or shall allow air pollution control program representatives to obtain a sample for analysis.

### **Federal Applicability**

5. These facilities shall comply with all applicable requirements of the U.S. Environmental Protection Agency (EPA) regulations on Standards of Performance for New Stationary Sources in 40 CFR Part 60, specifically the following:
  - A. Subpart A – General Provisions;
  - B. Subpart F – Portland Cement Plants;
  - C. Subpart OOO – Nonmetallic Mineral Processing Plants; and
  - D. Subpart JJJJ - Standards of Performance for Stationary Spark Ignition Internal Combustion Engines
6. These facilities shall comply with all applicable requirements of the EPA Regulations on National Emission Standards for Hazardous Air Pollutants for Source Categories in 40 CFR Part 63, specifically the following:
  - A. Subpart A – General Provisions;
  - B. Subpart LLL – Portland Cement Manufacturing Industry; and
  - C. Subpart ZZZZ – Stationary Reciprocating Internal Combustion Engines.

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

### CONSOLIDATED NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN PERMIT AND NOTICE OF APPLICATION AND PRELIMINARY DECISION PROPOSED AIR QUALITY PERMIT NUMBERS: 167047, PSDTX1602, and GHGPSDTX212

**APPLICATION AND PRELIMINARY DECISION.** BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047, Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, and Greenhouse Gas PSD Permit GHGPSDTX212 which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. **AVISO DE IDIOMA ALTERNATIVO.** El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/permitting/air/newsourcereview/airpermits-pendingpermit-apps>. This application was submitted to the TCEQ on November 8, 2021. The proposed facility will emit the following air contaminants in a significant amount: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide, sulfuric acid, and greenhouse gases. In addition, the facility will emit the following air contaminants: hazardous air pollutants and lead.

The degree of PSD increment predicted to be consumed by the proposed facility and other increment-consuming sources in the area is as follows:

#### Sulfur Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
3-hour	12	512
24-hour	4.5	91
Annual	0.3	20

#### PM<sub>10</sub>

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	29	30
Annual	3	17

#### Nitrogen Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
Annual	0.4	25

#### PM<sub>2.5</sub>

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	8.7	9
Annual	1.4	4

The executive director has determined that the emissions of air contaminants from the proposed facility which are subject to PSD review will not violate any state or federal air quality regulations and will not have any significant adverse impact on soils, vegetation, or visibility. All air contaminants have been evaluated, and "best available control technology" will be used for the control of these contaminants.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The permit application, executive director's preliminary decision, draft permit, and the executive director's preliminary determination summary and executive director's air quality analysis, will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and at the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Dallas/Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas.

**PUBLIC COMMENT.** You may submit public comments to the Office of the Chief Clerk at the address below.

The TCEQ will consider all public comments in developing a final decision on the application.

**You may submit additional written public comments within 30 days of the date of newspaper publication of this notice in the manner set forth in the AGENCY CONTACTS AND INFORMATION paragraph below.**

After the deadline for public comment, the executive director will consider the comments and prepare a response to all public comment. **The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application.**

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court. **A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing.** A contested case hearing request must include the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement "I/we request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 30 days following this notice to the Office of the Chief Clerk, at the address provided in the information section below.

A contested case hearing will only be granted based on disputed issues of fact or mixed questions of fact and law that are relevant and material to the Commission's decisions on the application. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. Issues that are not submitted in public comments may not be considered during a hearing.

**EXECUTIVE DIRECTOR ACTION.** If a timely contested case hearing request is not received or if all timely contested case hearing requests are withdrawn, the executive director may issue final approval of the application. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the CID. If any timely hearing requests are received and not withdrawn, the executive director will not issue final approval of the permit and will forward the application and requests to the Commissioners for their consideration at a scheduled commission meeting.

**INFORMATION AVAILABLE ONLINE.** These documents are accessible through the Commission's Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the executive director's preliminary decision which includes the draft permit, the executive director's preliminary determination summary, the air quality analysis, and, once available, the executive director's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. The public location mentioned above provides public access to the internet. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.

<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

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

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

Further information may also be obtained from BM Dorchester LLC at the address stated above or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

Combined Notice Issuance Date: June 14, 2024

**EJEMPLO A**  
**COMISIÓN DE CALIDAD AMBIENTAL DE TEXAS**



**AVISO CONSOLIDADO DE RECEPCIÓN DE SOLICITUD E INTENCIÓN DE OBTENER PERMISO Y AVISO DE SOLICITUD Y DECISIÓN PRELIMINAR**

**NÚMEROS PROPUESTOS DE PERMISOS DE CALIDAD DEL AIRE: 167047, PSDTX1602 y GHGPSDTX212**

**SOLICITUD Y DECISIÓN PRELIMINAR.** BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) la emisión del Permiso de Calidad del Aire Propuesto 167047, el Permiso de Calidad del Aire de Prevención de Deterioro Significativo (PSD) PSDTX1602 y el Permiso PSD de Gases de Efecto Invernadero GHGPSDTX212, que autorizaría la construcción de una Planta de Cemento Portland en la siguiente dirección: desde la intersección de la Carretera 289 y la Carretera 902 al este de Dorchester, dirijase al este por la Carretera 902 por aproximadamente 0.80 millas; el sitio estará ubicado directamente al norte de la Carretera 902 después de la intersección con Taylor Road, Dorchester, Condado de Grayson, Texas 75459. Esta solicitud se procesó de manera acelerada, según lo permitido por las reglas de la comisión en el Capítulo 101, Subcapítulo J del Código Administrativo de Texas 30. Esta solicitud fue presentada a la TCEQ el 8 de noviembre de 2021. La instalación propuesta emitirá los siguientes contaminantes del aire en una cantidad significativa: monóxido de carbono, óxidos de nitrógeno, compuestos orgánicos, material particulado incluyendo material particulado con diámetros de 10 micrones o menos y 2.5 micrones o menos, dióxido de azufre, ácido sulfúrico y gases de efecto invernadero. Además, la instalación emitirá los siguientes contaminantes del aire: contaminantes peligrosos del aire y plomo.

El grado de incremento de PSD que se predice será consumido por la instalación propuesta y otras fuentes que consumen incremento en el área es el siguiente:

**Ácido Sulfúrico**

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
3-horas	12	512
24-horas	4.5	91
Anual	0.3	20

**PM<sub>10</sub>**

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
24-horas	29	30
Anual	3	17

**Dióxido de Nitrógeno**

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
Anual	0.4	25

**PM<sub>2.5</sub>**

Tiempo Promedio Máximo	Incremento Máximo de Consumo ( $\mu\text{g}/\text{m}^3$ )	Incremento Permitido ( $\mu\text{g}/\text{m}^3$ )
24-horas	8.7	9
Anual	1.4	4

El director ejecutivo ha determinado que las emisiones de contaminantes del aire de la instalación propuesta, que están sujetas a la revisión PSD, no violarán ninguna regulación estatal o federal de calidad del aire y no tendrán un impacto adverso significativo en los suelos, la vegetación o la visibilidad. Se han evaluado todos los contaminantes del aire y se utilizará la "mejor tecnología de control disponible" para el control de estos contaminantes.

El director ejecutivo ha completado la revisión técnica de la solicitud y ha preparado un permiso preliminar que, de ser aprobado, establecería las condiciones bajo las cuales debe operar la instalación. La solicitud del permiso, la decisión preliminar del director ejecutivo, el permiso preliminar, el resumen de la determinación preliminar del director ejecutivo y



el análisis de calidad del aire del director ejecutivo estarán disponibles para su visualización y copia en la oficina central de la TCEQ, la oficina regional de TCEQ en Dallas/Fort Worth y en la Biblioteca Comunitaria de Howe, 315 South Collins Freeway, Howe, Condado de Grayson, Texas, comenzando el primer día de publicación de este aviso. El archivo de cumplimiento de la instalación, si existe alguno, está disponible para revisión pública en la Oficina Regional de TCEQ en Dallas/Fort Worth, 2309 Gravel Drive, Fort Worth, Texas.

**COMENTARIO PÚBLICO.** Puede enviar comentarios públicos a la Oficina del Secretario Principal en la dirección a continuación. La TCEQ considerará todos los comentarios públicos al desarrollar una decisión final sobre la solicitud. Puede enviar comentarios públicos adicionales por escrito dentro de los 30 días siguientes a la fecha de publicación de este aviso en el periódico de la manera establecida en el párrafo de CONTACTOS E INFORMACIÓN DE LA AGENCIA a continuación.

Después de la fecha límite para comentarios públicos, el director ejecutivo considerará los comentarios y preparará una respuesta a todos los comentarios públicos. La respuesta a los comentarios, junto con la decisión del director ejecutivo sobre la solicitud, se enviará por correo a todos los que enviaron comentarios públicos o están en una lista de correo para esta solicitud.

**OPORTUNIDAD PARA UNA AUDIENCIA CONTENCIOSA.** Una audiencia contenciosa es un procedimiento legal similar a un juicio civil en un tribunal de distrito estatal. Una persona que pueda verse afectada por las emisiones de contaminantes del aire de la instalación tiene derecho a solicitar una audiencia. Una solicitud de audiencia contenciosa debe incluir lo siguiente: (1) su nombre (o para un grupo o asociación, un representante oficial), dirección postal, número de teléfono diurno; (2) nombre del solicitante y número de permiso; (3) la declaración "Yo/nosotros solicitamos una audiencia contenciosa"; (4) una descripción específica de cómo se vería afectado negativamente por la solicitud y las emisiones de aire de la instalación de una manera no común al público en general; (5) la ubicación y distancia de su propiedad en relación con la instalación; (6) una descripción de cómo usa la propiedad que puede verse afectada por la instalación; y (7) una lista de todos los asuntos en disputa de hecho que usted presenta durante el período de comentarios. Si la solicitud la hace un grupo o asociación, uno o más miembros que tengan derecho a solicitar una audiencia deben ser identificados por nombre y dirección física. También deben identificarse los intereses que el grupo o asociación busca proteger. También puede presentar sus ajustes propuestos a la solicitud/permiso que satisfarían sus preocupaciones. Las solicitudes de una audiencia contenciosa deben presentarse por escrito dentro de los 30 días siguientes a este aviso a la Oficina del Secretario Principal, en la dirección proporcionada en la sección de información a continuación.

Una audiencia contenciosa solo se concederá en base a cuestiones en disputa de hecho o cuestiones mixtas de hecho y derecho que sean relevantes y materiales para las decisiones de la Comisión sobre la solicitud. La Comisión solo puede conceder una solicitud de audiencia contenciosa sobre asuntos que el solicitante presentó en sus comentarios oportunos que no fueron posteriormente retirados. Los asuntos que no se presenten en los comentarios públicos no pueden ser considerados durante una audiencia.

**ACCIÓN DEL DIRECTOR EJECUTIVO.** Si no se recibe una solicitud oportuna de audiencia contenciosa o si todas las solicitudes oportunas de audiencia contenciosa se retiran, el director ejecutivo puede emitir la aprobación final de la solicitud. La respuesta a los comentarios, junto con la decisión del director ejecutivo sobre la solicitud, se enviará por correo a todos los que presentaron comentarios públicos o están en una lista de correo para esta solicitud, y se publicará electrónicamente en el CID. Si se reciben solicitudes de audiencia oportuna y no se retiran, el director ejecutivo no emitirá la aprobación final del permiso y enviará la solicitud y las solicitudes a los Comisionados para su consideración en una reunión programada de la comisión.

**INFORMACIÓN DISPONIBLE EN LÍNEA.** Estos documentos son accesibles a través del sitio web de la Comisión en [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): la decisión preliminar del director ejecutivo que incluye el borrador del permiso, el resumen de la determinación preliminar del director ejecutivo, el análisis de calidad del aire, y, una vez disponible, la respuesta del director ejecutivo a los comentarios y la decisión final sobre esta solicitud. Acceda a la Base de Datos Integrada de los Comisionados (CID) utilizando el enlace anterior e ingrese el número de permiso de esta solicitud. La ubicación pública mencionada anteriormente proporciona acceso público a internet. Este enlace a un mapa electrónico de la ubicación general del sitio o instalación se proporciona como una cortesía pública y no forma parte de la solicitud o aviso. Para la ubicación exacta, consulte la solicitud. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

**LISTA DE CORREO.** Puede pedir que lo incluyan en una lista de correo para obtener información adicional sobre esta solicitud enviando una solicitud a la Oficina del Secretario Principal en la dirección a continuación.

**CONTACTOS E INFORMACIÓN DE LA AGENCIA.** Los comentarios públicos y las solicitudes deben enviarse electrónicamente en [www14.tceq.texas.gov/epic/eComment/](http://www14.tceq.texas.gov/epic/eComment/), o por escrito a la Comisión de Calidad Ambiental de Texas, Oficina del Secretario Principal, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Tenga en cuenta que cualquier información de contacto que proporcione, incluyendo su nombre, número de teléfono, dirección de correo electrónico y dirección física, pasará a formar parte del registro público de la agencia. Para obtener más información sobre esta solicitud de permiso o el proceso de permisos, por favor llame al Programa de Educación Pública sin costo al 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

También se puede obtener más información de BM Dorchester LLC en la dirección indicada anteriormente o llamando al Sr. Michael Meister, Trinity Consultants al (361) 883-1668.

Fecha de Emisión del Aviso Combinado: 14 de junio

### **Special Conditions**

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

#### **Emission Standards**

1. This permit authorizes only those sources of emissions listed in the attached table entitled "Emission Sources - Maximum Allowable Emission Rates" (MAERT), and these sources are restricted to the emission limits and other conditions specified in that attached table. In addition to the emissions from routine operations, this permit authorizes emissions from planned maintenance, startup, and shutdown (MSS) activities, and those emissions shall comply with the limits specified in the MAERT. Attachment A identifies the inherently low emitting (ILE) planned maintenance activities that are authorized by this permit.

#### **Fuel Specifications**

2. Fuel for the Cement Kiln (EPN 21-SK-230) and the Finish Mill Air Heater (EPN 51-SK-250) shall be limited to natural gas containing no more than 5 grains of total sulfur per 100 dry standard cubic feet (dscf).
3. Fuel for the Emergency Generator Engine (EPN EG-1) shall be pipeline quality natural gas. Use of any other fuel will require prior approval of the Executive Director of the Texas Commission on Environmental Quality (TCEQ).
4. Upon request by the Executive Director of the TCEQ or the TCEQ Regional Director or any local air pollution control program having jurisdiction, the holder of this permit shall provide a sample and/or an analysis of the fuels used in these facilities or shall allow air pollution control program representatives to obtain a sample for analysis.

#### **Federal Applicability**

5. These facilities shall comply with all applicable requirements of the U.S. Environmental Protection Agency (EPA) regulations on Standards of Performance for New Stationary Sources in 40 CFR Part 60, specifically the following:
  - A. Subpart A – General Provisions;
  - B. Subpart F – Portland Cement Plants;
  - C. Subpart OOO – Nonmetallic Mineral Processing Plants; and
  - D. Subpart JJJJ - Standards of Performance for Stationary Spark Ignition Internal Combustion Engines
6. These facilities shall comply with all applicable requirements of the EPA Regulations on National Emission Standards for Hazardous Air Pollutants for Source Categories in 40 CFR Part 63, specifically the following:
  - A. Subpart A – General Provisions;
  - B. Subpart LLL – Portland Cement Manufacturing Industry; and
  - C. Subpart ZZZZ – Stationary Reciprocating Internal Combustion Engines.

7. If any condition of this permit is more stringent than the regulations so incorporated, then for the purposes of complying with this permit, the permit shall govern and be the standard by which compliance shall be demonstrated.

#### Opacity/Visible Emission Limitations

8. Opacity of particulate matter emissions from all dust collector (baghouse) stacks shall not exceed 5 percent, averaged over a six-minute period. All other sources listed on the MAERT shall be limited to 10 percent opacity, averaged over a six-minute period.
9. Visible fugitive emissions shall not leave the property for more than 30 cumulative seconds in any six-minute period.

#### Operational Limitations, Work Practices, and Plant Design

10. Emission rates are based on and the kiln shall be limited to maximum clinker production rates of 3,333 short tons per day and 1,066,560 short tons during a rolling 12-month period.
11. Emissions from the facilities shall not exceed the following:

**Table 1: Cement Kiln Baghouse Stack (EPN 21-SK-230) Emission Limits (Excluding Planned Maintenance, Startup, and Shutdown)**

Pollutant	1-Hr Average Limitation	Short Term Limit – 30 day Rolling Average (except as noted)	Rolling 12 Month/Annual Limit
PM (condensable)	0.28 lb/ton of clinker	0.28 lb/ton of clinker	0.28 lb/ton of clinker
PM (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
PM <sub>10</sub> (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
PM <sub>2.5</sub> (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
CO	9.00 lb/ton of clinker	9.00 lb/ton of clinker	3.00 lb/ton of clinker
NO <sub>x</sub>	0.54 lb/ton of clinker	0.54 lb/ton of clinker	0.54 lb/ton of clinker
SO <sub>2</sub>	0.60 lb/ton of clinker	0.40 lb/ton of clinker	0.40 lb/ton of clinker
VOC (as THC)	24 ppmvd corrected to 7% O <sub>2</sub>	24 ppmvd corrected to 7% O <sub>2</sub>	24 ppmvd corrected to 7% O <sub>2</sub>
O-HAP	--	12 ppmvd corrected to 7% O <sub>2</sub>	12 ppmvd corrected to 7% O <sub>2</sub>



Pollutant	1-Hr Average Limitation	Short Term Limit – 30 day Rolling Average (except as noted)	Rolling 12 Month/Annual Limit
Dioxins and Furans	--	0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O <sub>2</sub>	0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O <sub>2</sub>
H <sub>2</sub> SO <sub>4</sub>	1.10 lb/ton of clinker	--	0.11 lb/ton of clinker
HCl	--	3 ppmvd corrected to 7% O <sub>2</sub>	3 ppmvd corrected to 7% O <sub>2</sub>
NH <sub>3</sub>	35 ppmv corrected to 7% O <sub>2</sub>	35 ppmv corrected to 7% O <sub>2</sub>	35 ppmvd corrected to 7% O <sub>2</sub>
Hg	--	0.000021 lb/ton of clinker	0.000021 lb/ton of clinker
Pb	--	7.50E-05 lb/ton of clinker	7.50E-05 lb/ton of clinker

12. The Emergency Generator Engine (EPN EG-1) shall be limited to 100 hours per year for maintenance and readiness testing as defined at 40 CFR §60.4243(d). The engine shall be equipped with a non-resettable hour meter.

#### Bagfilters, Scrubber, and Dry Sorbent Injection System

13. Fabric filter dust collectors shall be designed to meet the maximum outlet grain loading values listed in the table below, in units of grain per dry standard cubic foot (gr/dscf) of exhaust. The dust collectors shall be properly installed and in good working order and shall control particulate matter emissions, when this equipment is in operation, from the following sources:

**Table 2: Fabric Filter Dust Collector Maximum Filterable Outlet Grain Loading Values**

EPN	Source Name	Maximum Filterable Outlet Grain Loading (gr/dscf)
21-SK-230	Cement Kiln	0.002
51-SK-250	Finish Mill	0.005
10-BF-035	Crusher Building	0.0025
10-BF-140	Material Transfer (LS to Storage)	0.0025
12-BF-140	Additive Unloading (Rail)	0.0025
11-BF-270	Material Transfer (LS to Hopper)	0.0025
11-BF-285	Material Transfer (LS to Hopper)	0.0025
12-BF-315	Truck Unloading	0.0025
12-BF-325	Material Transfer (Rail Add. to Storage)	0.0025

EPN	Source Name	Maximum Filterable Outlet Grain Loading (gr/dscf)
12-BF-360	Material Transfer (Truck Add. to Storage)	0.0025
13-BF-030	Raw Mill Feed (Top of Bin Baghouse)	0.0025
13-BF-500	Raw Mill Feed Bin Building	0.0025
20-BF-010	Raw Mill Building	0.0025
20-BF-182	Raw Mill Building	0.0025
20-BF-360	Raw Mill Building	0.0025
21-BF-330	Top of CKD Bin	0.0025
22-BF-060	Bottom of Raw Meal Silo	0.0025
22-BF-080	Preheater Tower	0.0025
22-BF-160	Top of Raw Meal Silo	0.0025
22-BF-385	Top of Surge Bin (RM Silo)	0.0025
30-BF-260	Bottom of Preheater Tower	0.0025
30-BF-320	Top of Preheater Tower	0.0025
42-BF-270	Cooler Discharge	0.0025
41-BF-130	Top of Bin (Bypass Dust)	0.0025
44-BF-030	Top of Clinker Silo Baghouse	0.0025
44-BF-185	Transfer Tower (Clinker Strg. And Handling)	0.0025
50-BF-050	Top of Clinker Feed Bin	0.0025
50-BF-020	Top of Gypsum Feed Bin	0.0025
50-BF-350	Cement Feed Bin Extraction	0.0025
51-BF-050	Cement Mill Building	0.0025
51-BF-140	Cement Mill Building	0.0025
51-BF-350	Top of Cement Silo (Bucket Elevator Discharge)	0.0025
51-BF-380	Bottom of Cement Silo (Bucket Elevator Feed)	0.0025
52-BF-110	Top of Cement Silo 1	0.0025
53-BF-110	Top of Cement Silo 2	0.0025
52-BF-190	Top of Surge Bin (CM Silo-1)	0.0025
53-BF-190	Top of Surge Bin (CM Silo-2) B	0.0025
52-BF-270	Loadout System (CM Silo-1)	0.0025
53-BF-270	Loadout System (CM Silo-2) Baghouse	0.0025

14. Acids and Sulfur compounds from the Kiln and associated systems shall be directed to a dry scrubbing system in order to meet the Kiln emission limitations found in this permit. Additionally, a bypass system consisting of a quenching chamber, a baghouse with lime injection, and a fan may be utilized. The dry scrubber and/or bypass system shall meet the following requirements:

- A. The scrubber and/or bypass system shall operate with no less than the specified control efficiency for the following pollutants on a 1-hour average basis or 30-day rolling average basis, as required by Special Condition Number 11:

Pollutant:	Control Efficiency
SO <sub>2</sub>	90

- B. Prior to the start of operations of the facilities covered by this permit, the permit holder shall obtain a permit alteration or permit amendment which updates the application representations relating to monitoring, target pollutants, and control efficiencies for the scrubber and bypass system.

#### Material Handling and Housekeeping

15. Limestone Stockpiles 1 and 2, the Gypsum Stockpile, the High Grade Limestone Stockpile, the Sand Stockpile, and in general all incoming raw materials shall be stored in fully enclosed storage buildings.
16. The following material handling operations shall utilize the specified controls:

**Table 3: Material Handling Operation Controls**

EPN	Source Name	Controls
TRK_MH	Additive - Material Handling Truck Unloading	Three-sided walls and fogging nozzles.
RR_MH	Additive - Material Handling Rail Unloading	Two-sided walls and fogging nozzles.
LSCRSHBD_MH	Limestone – Material Handling LS Crusher Building	Three-sided walls and fogging nozzles.

Dustless telescopic spouts shall be used for loading trucks or rail from bins or silos.

17. Raw material conveyers shall be fully enclosed.
18. Plant roads shall be paved and cleaned, as necessary, to control the emission of dust to the minimum level possible under existing conditions. Haul roads shall be sprinkled with water and/or chemicals, as necessary, to maintain compliance with all applicable TCEQ rules and regulations. Blasting shall not be utilized on site to acquire raw materials for cement production.

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19. A street sweeper and other mobile equipment shall pick up debris from the plant roads. The street sweeper will be a full-sized truck which can be driven to the mined-out quarry to dispose of the debris collected.
20. Material collected by air pollution abatement equipment which is not returned to the process shall be disposed of on-site in a manner that minimizes any emissions in transit and prevents any emissions after disposal.
21. The holder of this permit shall physically identify and mark in a conspicuous location all equipment that has the potential of emitting air contaminants as follows:
  - A. The facility identification numbers as submitted to the Emissions Inventory Section of the TCEQ.
  - B. The emission point numbers as listed on the MAERT.

**Cement Kiln Selective Catalytic Reduction**

22. The following requirements shall apply to the Cement Kiln (EPN 21-SK-230).
  - A. Emissions of NO<sub>x</sub>, CO, and NH<sub>3</sub> from the Cement Kiln shall not exceed the values specified in Special Condition 11. Compliance with the NO<sub>x</sub> emissions limits shall be achieved through the use of a Selective Catalytic Reduction (SCR) system or combination of SCR and Selective Non-Catalytic Reduction (SNCR) system.
  - B. Aqueous ammonia shall be used in the SCR system or combination of SCR and SNCR system and shall have a concentration of no more than 19% ammonia by weight. The aqueous ammonia shall be stored in pressure vessels.
  - C. Concentration of a pollutant in the exhaust of the cement kiln shall be evaluated on a dry basis, corrected to 7% oxygen.
  - D. Compliance with the NO<sub>x</sub> and CO emission limits of these Special Conditions shall be demonstrated through use of Continuous Emissions Monitoring System (CEMS).

**Planned Maintenance, Startup, and Shutdown**

23. The holder of this permit shall minimize emissions during planned MSS activities by operating the facility and associated air pollution control equipment in accordance with good air pollution control practices, safe operating practices, and protection of the facility.
24. The emissions during planned startup and shutdown activities of the Cement Kiln shall be minimized as follows:
  - A. When the precalciner operating temperature is too low for SCR or combination of SCR and SNCR to be engaged, the main kiln burner shall be operated in low-heat input mode and no feed shall be allowed to enter the kiln.
  - B. The feed entering the preheater shall not be introduced into the system until the SCR or combination of SCR and SNCR system is at temperature and fully operational.

25. The emissions from ILE planned maintenance activities identified in Attachment A of this permit shall be complied with as follows:
  - A. The total emissions from all ILE planned maintenance activities shall be no more than the estimated potential to emit for those activities as represented in the MSS permit amendment application and subsequent associated submittals.
  - B. The permit holder shall annually confirm the continued validity of the estimated potential to emit as represented in the MSS permit amendment application and subsequent associated submittals.
26. Emissions from planned MSS activities authorized by this permit shall be determined by the use of an appropriate method, including but not limited to any of following methods:
  - A. Use of a continuous emissions monitoring system (CEMS). The CEMS shall be certified to measure the pollutant's emission over the entire range of a planned maintenance activity.
  - B. Use of emission factors, including but not limited to, facility-specific parameters, manufacturer's emission factors, and/or engineering knowledge of the facility's operations.
  - C. Use of emissions data measured (by a CEMS or during emissions testing) during the same type of planned MSS activity occurring at or on an identical or similar facility, and correlation of that data with the facility's relevant operating parameters, including but not limited to, temperature, fuel input, and fuel sulfur content.
  - D. Use of emissions testing data collected during a planned maintenance activity occurring at or on the facility, and correlation of that data with the facility's relevant operating parameters, including but not limited to, temperature, fuel input, and fuel sulfur content.
  - E. Additional occurrences of MSS activities authorized by this permit may be authorized under permit by rule only if conducted in compliance with this permit's procedures, emission controls, monitoring, and recordkeeping requirements applicable to the activity.

## **Ammonia Handling**

### **Piping, Valves, Pumps, and Compressors in contact with ammonia - 28AVO**

27. Except as may be provided for in the Special Conditions of this permit, the following requirements apply to the above-referenced equipment:
  - A. Audio, olfactory, and visual checks for leaks within the operating area shall be made once per shift.
  - B. Immediately, but no later than 1 hour upon detection of a leak, plant personnel shall take at least one of the following actions:
    - (1) Isolate the leak.
    - (2) Commence repair or replacement of the leaking component.
    - (3) Use a leak collection/containment system to prevent the leak until repair or replacement can be made if immediate repair is not possible.

Date and time of each inspection shall be noted in the operator's log or equivalent. Records shall be maintained at the plant site of all repairs and replacements made due to leaks. These records shall be made available to representatives of the Texas Commission on Environmental Quality (TCEQ) upon request.

#### **Initial Demonstration of Compliance**

28. To demonstrate compliance with the MAERT and with emission performance levels as specified in the special conditions, the holder of this permit shall perform stack sampling and/or other testing as required to establish the actual pattern and quantities of air contaminants being emitted into the atmosphere from the Cement Kiln Baghouse Stack (EPN 21-SK-230). Air contaminants to be tested for include (but are not limited to) PM (filterable and condensable), PM<sub>10</sub>, PM<sub>2.5</sub>, CO, NO<sub>x</sub>, SO<sub>2</sub>, THC, H<sub>2</sub>SO<sub>4</sub>, HCl, NH<sub>3</sub>, dioxins/furans, methane, Hg, and Pb. Testing shall be performed in accordance with the applicable initial compliance requirements of NSPS Subparts A and F and NESHAP Subpart LLL. Initial determination of compliance for VOC shall be performed in accordance with Special Condition No. 43. Sampling shall be accomplished within 60 days of achieving maximum production but not later than 180 days after startup. Sampling must be conducted in accordance with the TCEQ Guidelines for Stack Sampling Facilities and in accordance with the applicable EPA 40 CFR procedures. Any deviations from those procedures must be approved by the TCEQ Executive Director prior to sampling. The initial demonstration of compliance for NO<sub>x</sub>, CO, and SO<sub>2</sub> hourly emissions for the Cement Kiln shall be based on all quality assured hourly average data collected by the CEMS for all operating hours during the first 30 kiln operating days following the initial CEMS certification. The initial demonstration of compliance for Hg shall be based on data collected from operating the sorbent trap monitoring system for the first 30 kiln operating days. The initial demonstration of compliance for H<sub>2</sub>SO<sub>4</sub> shall be conducted when the in-line raw mill is not operating.
29. To demonstrate compliance with the MAERT and with emission performance levels as specified in the special conditions, the holder of this permit shall perform stack sampling and/or other testing as required to establish the actual pattern and quantities of air contaminants being emitted into the atmosphere from the Finish Mill Baghouse Stack (EPN 51-SK-250). Air contaminants to be tested for include (but are not limited to) PM, PM<sub>10</sub>, and PM<sub>2.5</sub>. Sampling shall be accomplished within 60 days of achieving maximum production but not later than 180 days after startup. Sampling must be conducted in accordance with the TCEQ Guidelines for Stack Sampling Facilities and in accordance with the applicable EPA 40 CFR procedures. Any deviations from those procedures must be approved by the TCEQ Executive Director prior to sampling.

#### **Sampling Requirements**

30. The holder of this permit is responsible for providing sampling and testing facilities and conducting the sampling and testing operations at their own expense. Sampling ports and platforms shall be incorporated into the design of the stack(s) according to the specifications set forth in the attachment entitled "Guidelines for Stack Sampling Facilities" prior to stack sampling. Alternate sampling facility designs may be submitted for approval by the TCEQ Regional Office with jurisdiction.
31. A pretest meeting shall be held with personnel from the TCEQ before the required tests are performed. The TCEQ Regional Office with jurisdiction shall be notified not less than 45 days prior to sampling to schedule a pretest meeting. The notice shall include:

- A. Date for pretest meeting;
- B. Date sampling will occur;
- C. Points or sources to be sampled;
- D. Name of firm conducting sampling;
- E. Type of sampling equipment to be used; and
- F. Method or procedure to be used in sampling.

The purpose of the pretest meeting is to review the necessary sampling and testing procedures, to provide the proper data forms for recording pertinent data, and to review the format procedures for submitting the test reports.

- 32. Alternate sampling methods and representative unit testing may be proposed by the permit holder. A written proposed description of any deviation from sampling procedures or emission sources specified in permit conditions or TCEQ or EPA sampling procedures shall be made available to the TCEQ prior to the pretest meeting. Such a proposal must be approved by the TCEQ Regional Office with jurisdiction at least two weeks prior to sampling.
- 33. Requests to waive testing for any pollutant specified shall be submitted, in writing, for approval to the TCEQ Office of Air, Air Permits Division in Austin.
- 34. During stack sampling emission testing, the facilities shall operate at maximum represented production rates. Primary operating parameters that enable determination of production rates shall be monitored and recorded during the stack test. These parameters are to be determined at the pretest meeting.
- 35. If the plant is unable to operate at the maximum represented production rates during testing, then additional stack testing shall be required when the production rate exceeds the previous stack test production rate by +2 percent unless otherwise determined, in writing, by the TCEQ Executive Director. Additional testing, if required, shall be conducted within 180 days of achieving a production rate which exceeds the previous stack test production rate by +10 percent.
- 36. Requests for additional time to perform sampling shall be submitted to the TCEQ Regional Office with jurisdiction. Additional time to comply with the applicable federal requirements requires EPA approval, and requests shall be submitted to the TCEQ Regional Office with jurisdiction.
- 37. Copies of the final sampling report shall be forwarded to the TCEQ within 60 days after sampling is completed. Sampling reports shall comply with the attached provisions of Chapter 14 of the TCEQ Sampling Procedures Manual. The reports shall be distributed as follows:
  - One copy to the TCEQ Regional Office with jurisdiction.
  - One copy to the TCEQ Office of Air, Air Permits Division in Austin.
  - One copy to each appropriate local air pollution control program with jurisdiction.
- 38. If, as a result of stack sampling, compliance with the permitted emission rates cannot be demonstrated, the holder of this permit shall adjust any operating parameters so as to comply with Special Condition No. 1 and the permitted emission rates.



39. If the holder of this permit is required to adjust any operating parameters for compliance, then beginning no later than 60 days after the date of the test conducted, the holder of this permit shall submit to the TCEQ, on a monthly basis, a record of adjusted operating parameters and daily records of production sufficient to demonstrate compliance with the permitted emission rates. Daily records of production and operating parameters shall be distributed as follows:

One copy to the TCEQ Regional Office with jurisdiction.

One copy to the TCEQ Office of Air, Air Permits Division in Austin.

#### **Demonstration of Continuous Compliance and Compliance Assurance Monitoring**

40. The holder of this permit shall install, calibrate, operate, and maintain on the Cement Kiln Baghouse Stack (EPN 21-SK-230) a PM continuous parametric monitoring system (CPMS) operated as specified in accordance with in 40 CFR Part 60, Subpart F. The CPMS is required to pass the initial certification requirements in 40 CFR Part 63, Subpart LLL. If the CPMS indicates an exceedance of the site-specific operating limit established per 40 CFR 63, Subpart LLL PM emission compliance, a visible emission observation shall be performed within 24 hours to establish compliance with the applicable opacity limits of Special Conditions No. 8. The visible emission determination must be made in accordance with 40 CFR Part 60, Appendix A, Test Method 22. The observation period when conducting Method 22 shall extend for at least one minute during normal operations. Contributions from uncombined water shall not be included in determining compliance with this condition. If visible emissions are observed, then the permit holder must conduct a six-minute test of opacity in accordance with 40 CFR Part 60 Appendix A, Test Method 9. The Method 9 test must begin within one hour of any observation of visible emissions.
41. The permit holder shall install, calibrate, and maintain a continuous emission monitoring system (CEMS) at the Cement Kiln for O<sub>2</sub>, SO<sub>2</sub>, CO, NO<sub>x</sub>, and Total Hydrocarbon (as a surrogate for VOC as required by 40 CFR Part 63, Subpart LLL).
42. Each CEMS required under this permit shall satisfy the following requirements:
- A. The CEMS shall meet the design and performance specifications, pass the field tests, and meet the installation requirements and the data analysis and reporting requirements specified in the applicable Performance Specification Nos. 1 through 9, Title 40 Code of Federal Regulation Part 60 (40 CFR Part 60), Appendix B. If there are no applicable performance specifications in 40 CFR Part 60, Appendix B, contact the TCEQ Office of Air, Air Permits Division for requirements to be met.
  - B. Subparagraph (1) below applies to sources subject to the quality-assurance requirements of 40 CFR Part 60, Appendix F; section 2 applies to all other sources:
    - (1) The permit holder shall assure that the CEMS meets the applicable quality-assurance requirements specified in 40 CFR Part 60, Appendix F, Procedure 1. Relative accuracy exceedances, as specified in 40 CFR Part 60, Appendix F, Section 5.2.3 and any CEMS downtime shall be reported to the appropriate TCEQ Regional Manager, and necessary corrective action shall be taken. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Manager.



- (2) The system shall be zeroed and spanned daily, and corrective action taken when the 24-hour span drift exceeds two times the amounts specified in the applicable Performance Specification Nos. 1 through 9, 40 CFR Part 60, Appendix B, or as specified by the TCEQ if not specified in Appendix B. Zero and span is not required on weekends and plant holidays if instrument technicians are not normally scheduled on those days.

Each monitor shall be quality-assured at least quarterly using Cylinder Gas Audits (CGA) in accordance with 40 CFR Part 60, Appendix F, Procedure 1, Section 5.1.2, with the following exception: a relative accuracy test audit (RATA) is not required once every four quarters (i.e., four successive quarterly CGA may be conducted). An equivalent quality-assurance method approved by the TCEQ may also be used. Successive quarterly audits shall occur no closer than two months.

All CGA exceedances of +15 percent accuracy indicate that the CEMS is out of control.

- C. The monitoring data shall be reduced to hourly average concentrations at least once every day, using a minimum of four equally-spaced data points from each one-hour period. The individual average concentrations shall be reduced to units of the permit allowable emission rate in lb/hr at least once every week.
- D. All monitoring data and quality-assurance data shall be maintained by the source. The data from the CEMS may, at the discretion of the TCEQ, be used to determine compliance with the conditions of this permit.
- E. The appropriate TCEQ Regional Office shall be notified at least 30 days prior to any required RATA in order to provide them the opportunity to observe the testing.
- F. Quality-assured (or valid) data must be generated when the source generating emissions is operating except during the performance of a daily zero and span check. Loss of valid data due to periods of monitor break down, out-of-control operation (producing inaccurate data), repair, maintenance, or calibration may be exempted provided it does not exceed 5 percent of the time (in minutes) that the source generating emissions operated over the previous rolling 12-month period. The measurements missed shall be estimated using engineering judgment and the methods used recorded. Options to increase system reliability to an acceptable value, including a redundant CEMS, may be required by the TCEQ Regional Manager.
43. The holder of this permit shall install, calibrate, operate, and maintain a CEMS to measure and record the in-stack concentrations of THC from the cement kiln in accordance with the requirements of 40 CFR Part 63, Subpart LLL. The holder of this permit shall install, calibrate, operate, and maintain a continuous flow rate sensor to measure and record the exhaust flow rate. The THC CEMS, which may be the same unit as described in Special Condition 42, is subject to the following:
- A. The THC CEMS and the continuous flow rate sensor shall be used as a CERMS for VOC.
- B. The CEMS monitoring data shall be reduced to hourly average concentrations in accordance with 40 CFR §60.13(h)(2)(i)-(ix).

Each CEMS shall complete a minimum of one cycle of sampling, analyzing, and data recording for each successive 15-minute period.

Data recorded during periods of CEMS breakdowns, repairs, calibration checks, and zero and span adjustments shall not be included in the computed data averages.

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- C. Compliance with VOC emission limits in the MAERT shall be determined by applying the site specific VOC to methane fraction to THC CEMS data to calculate VOC lb/hr emissions from the kiln on a 30-day rolling average.
44. The Hg concentration in the Cement Kiln Baghouse Stack (EPN 21-SK-230) shall be measured continuously using a sorbent trap based CEMS or Mercury CEMS as required by and in accordance with the methods, frequencies, and quality assurance methods detailed in 40 CFR Part 63, Subpart LLL.
45. The NH<sub>3</sub> concentration in the Cement Kiln Baghouse Stack (EPN 21-SK-230) shall be tested or calculated according to one of the methods listed below and shall be tested or calculated according to frequency listed below. Testing for the NH<sub>3</sub> stack concentration is only required on days when the SCR or combination of SCR and SNCR unit is in operation.
- A. The holder of this permit may install, calibrate, maintain, and operate a CEMS to measure and record the concentrations of NH<sub>3</sub>. The NH<sub>3</sub> concentrations shall be corrected and reported in accordance with Special Condition No. 11 above.
  - B. The NH<sub>3</sub> stack concentration may be measured using a sorbent or stain tube device specific for NH<sub>3</sub> measurement in the appropriate range. The frequency of sorbent or stain tube testing shall be monthly.
    - (1) If the sorbent or stain tube testing indicates an ammonia (NH<sub>3</sub>) stack concentration that exceeds 35 parts per million (ppm) at any time, the permit holder shall begin NH<sub>3</sub> testing by either the Phenol-Nitroprusside Method, the Indophenol Method, or EPA Conditional Test Method (CTM) 27 on a quarterly basis in addition to the monthly sorbent or stain tube testing.
    - (2) If the quarterly testing indicates NH<sub>3</sub> stack concentration is 35 ppm or less, the Phenol Nitroprusside Indophenol CTM 27 tests may be suspended until sorbent or stain tube testing again indicate 35 ppm NH<sub>3</sub> stack concentration or greater.
  - C. The permit holder may install and operate a second NO<sub>x</sub> CEMS probe located between the kiln and the SCR or combination of SCR and SNCR, upstream of the stack NO<sub>x</sub> CEMS, which may be used in association with the SCR or combination of SCR and SNCR efficiency and NH<sub>3</sub> injection rate to estimate NH<sub>3</sub> stack concentration. This condition shall not be construed to set a minimum NO<sub>x</sub> reduction efficiency on the SCR or combination of SCR and SNCR unit. These results shall be recorded and used to determine compliance with Special Condition No. 11.
  - D. The permit holder may install and operate a dual stream system of NO<sub>x</sub> CEMS at the exit of the SCR or combination of SCR and SNCR. One of the exhaust streams would be routed, in an unconverted state, to one NO<sub>x</sub> CEMS, and the other exhaust stream would be routed through an NH<sub>3</sub> converter to convert NH<sub>3</sub> to NO<sub>x</sub> and then to a second NO<sub>x</sub> CEMS. The NH<sub>3</sub> stack concentration shall be calculated from the delta between the two NO<sub>x</sub> CEMS readings (converted and unconverted). These results shall be recorded and used to determine compliance with Special Condition No. 11.
  - E. The permit holder may establish a correlation between the maximum NH<sub>3</sub> stack concentration limit and maximum NH<sub>3</sub> injection rate or other surrogate parameter that may be monitored to determine compliance with NH<sub>3</sub> stack concentrations. These results shall be recorded and used to determine compliance with Special Condition No. 11.

- F. Other alternative methods used for measuring  $\text{NH}_3$  stack concentration shall require prior written approval from the TCEQ Air Permits Division in Austin.
46. The capture and control system for each baghouse shall be operated and maintained in accordance with the manufacturer's recommendations to assure that the minimum control efficiency is met at all times when the controlled source is required to be operated. The following requirements shall apply to each baghouse.
- A. The holder of this permit shall install, calibrate (if applicable), and maintain a differential pressure gauge to monitor pressure drop across the [baghouse, cartridge filter system, or filter pads]. The (each) monitoring device that requires calibration shall be calibrated at least annually in accordance with the manufacturer's specifications and shall be accurate to within a range of  $\pm 0.5$  inch water gauge pressure ( $\pm 125$  pascals) or a span of  $\pm 3$  percent. The monitoring device that only requires to be zeroed shall be zeroed at least once a week.
  - B. The filter media differential pressure shall be maintained between [2 and 6] inches water column, or as defined by the manufacturer.
  - C. Pressure drop readings shall be recorded at least once per day that the system is required to be operated. Bags or filters shall be replaced whenever the pressure drop across the filter media no longer meets the limits in these Special Conditions or the manufacturer's recommendation.
  - D. If the filter system operating performance parameters are outside of the [2 and 6] inches water column or the manufacturer's recommended operating range, the affected facility shall not be operated until the abatement equipment is repaired; and
  - E. Planned maintenance on the dust collection system shall be performed only when the facilities being controlled by the dust collection system are not in operation.
  - F. The capture system's duct work shall be operated under negative pressure and an audio, visual, and olfactory (AVO) inspection of the capture system shall be performed monthly to check for leaking components. The capture system shall be maintained free of holes, cracks, and other conditions that would reduce the collection efficiency of the capture system; and
  - G. An inspection and maintenance log shall be kept for each baghouse dust collector whereby the log shall note the date of each inspection, the name of the inspector and any repairs and/or maintenance work performed.
47. The holder of this permit shall conduct a monthly visible emissions determination to demonstrate compliance with the opacity limitations specified in this permit for each of the baghouse (dust collector) stacks with the exception of the Finish Mill Baghouse Stack (EPN 51-SK-250), for which visible emissions determinations shall be conducted daily. This visible emissions determination shall be performed: 1) during normal plant operations, 2) for a minimum of six minutes, 3) approximately perpendicular to plume direction, 4) with the sun behind the observer (to the extent practicable), and 5) at least two stack heights, but not more than five stack heights, from the emission point. If visible emissions are observed from the emission point, the owner or operator shall:
- A. Take immediate action to eliminate visible emissions, record the corrective action within 24 hours, and comply with any applicable requirements in 30 Texas Administrative Code (TAC) § 101.201, Emissions Event Reporting and Recordkeeping Requirements; or

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- B. Determine opacity using 40 CFR Part 60, Appendix A, Test Method 9. If the opacity limit is exceeded, take immediate action (as appropriate) to reduce opacity to within the permitted limit, record the corrective action within 24 hours, and comply with applicable requirements in 30 TAC § 101.201, Emissions Event Reporting and Recordkeeping Requirements.
- 48. The holder of this permit shall conduct a monthly visible fugitive emissions determination to demonstrate compliance with the visible fugitive emissions limitation specified in this permit for the plant property. This visible fugitive emissions determination shall be performed: 1) during normal plant operations, 2) for a minimum of six minutes, 3) approximately perpendicular to plume direction, 4) with the sun behind the observer (to the extent practicable), 5) at least 15 feet, but not more than 0.25 mile, from the plume, and 6) in accordance with EPA 40 CFR Part 60, Appendix A, Test Method 22, except where stated otherwise in this condition. If visible fugitive emissions leaving the property exceed 30 cumulative seconds in any six-minute period, the owner or operator shall take immediate action (as appropriate) to eliminate the excessive visible fugitive emissions. The corrective action shall be documented within 24 business hours of completion.
- 49. The TCEQ Regional Office shall be notified as soon as possible, but not later than 24 hours, after the discovery of any monitor malfunction that is expected to result in more than 24 hours of lost data. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Director in case of extended monitor downtime. Necessary corrective action shall be taken if the downtime exceeds 5 percent of the operating hours in the quarter. Failure to complete any corrective action as directed by the TCEQ Regional Office may be deemed a violation of the permit.
- 50. The control devices associated with EPNs 10-BF-035, 10-BF-140, 12-BF-140, 12-BF-315, 13-BF-500, 20-BF-010, 21-SK-230, 51-SK-250, 22-BF-160, 44-BF-030, 50-BF-350, 51-BF-050, 51-BF-140, 52-BF-110, and 53-BF-110 shall not have a bypass, with the exception of the alkali bypass for the kiln (EPN 21-SK-230).

**Recordkeeping Requirements**

- 51. Records shall be maintained at this facility site and made available at the request of personnel from the TCEQ or any other air pollution control program having jurisdiction to demonstrate compliance with permit limitations. These records shall be totaled for each calendar month, retained for a rolling 60-month period, and include the following:
  - A. Daily and monthly clinker production rates for the Cement Kiln (in tons);
  - B. After the CEMS certification (or sorbent trap validation for Hg), CEMS data as specified in Special Condition No. 42 C and a 30-day rolling average NO<sub>x</sub>, CO, SO<sub>2</sub>, NH<sub>3</sub>, THC, and Hg emissions, as applicable, from the kiln shall be calculated on a lb/hr basis. A new 30-day rolling average shall be calculated at the end of each day;
  - C. After the CEMS certification, the holder of this permit shall maintain a raw data file of all CEMS measurements from the EPN 21-SK-230, including CEMS performance testing measurements, all CEMS calibration checks and adjustments and maintenance performed on these systems. This data shall be maintained in either hard copy or electronically so long as it is suitable for inspection;
  - D. Excess emissions and monitoring systems performance report for opacity consistent with the requirements of 40 CFR § 60.7(c) and (d);

- E. Documentation of all CEMS or COMS quality-assurance measures, calibration checks, adjustments, and maintenance performed on these systems and documentation of alternative  $\text{NH}_3$  continuous demonstration of compliance, if any;
  - F. Records of AVO checks for Piping, Valves, Pumps, and Compressors in contact with ammonia;
  - G. Records of pressure drop readings for each baghouse;
  - H. Malfunctions of any air pollution abatement systems;
  - I. Documentation of air pollution control equipment inspections, maintenance, and repair;
  - J. Records of visible emission/opacity observations and any corrective actions taken;
  - K. Hours of operation of the Emergency Generator (EPN EG-1);
  - L. Records of planned MSS activities, including the following, to demonstrate compliance with Special Condition Nos. 23-26 and the MAERT:
    - (1) Records of startup and shutdown of the kiln, including the date, time, duration, and emissions associated with those activities.
    - (2) Records of ILE planned maintenance activities and annual validations.
52. The following records shall be maintained at this facility site and made available at the request of personnel from the TCEQ or any other air pollution control program having jurisdiction. These records shall be retained for a rolling 60-month period:
- A. All monitoring data and support information as specified in 30 TAC § 122.144; and
  - B. Inspections of capture systems and abatement devices shall be recorded as they occur.

#### Reporting Requirements

53. The holder of this permit shall submit a copy of semiannual CPMS reports to the TCEQ Regional Office with jurisdiction in a format specified by the TCEQ Regional Office. All reports shall be postmarked by the 30th day following the end of each semiannual period and shall include the following information for each monitor:
- A. The date and duration of time from the commencement to the completion of an event which resulted in excess opacity.
  - B. The date and time of the commencement and completion of each specific time period of excess opacity within that event.
  - C. The total time duration of excess opacity.
  - D. The nature and cause of any malfunction resulting in excess opacity and the corrective action taken and/or preventative measures adopted.
  - E. The date and time identifying each period during which a CPMS was inoperative, except for zero span checks, and the nature of the system repairs and/or adjustments which occurred during the downtime.
  - F. When no excess opacities have occurred or the CPMS have not been inoperative, repaired, or adjusted, such information shall be stated in the report.

- G. The reporting of excess opacity required by this condition does not relieve the holder of this permit from notification requirements of upset conditions as required by 30 TAC §§ 101.201 and 101.211.
  - H. For the purposes of reporting pursuant to these Special Conditions, excess periods of opacity are defined as each six-minute period of operation during which the average opacity, as measured and recorded by the CPMS, exceed the limitations in Special Condition No. 8.
54. The holder of this permit shall submit a copy of semiannual CEMS reports to the TCEQ Regional Office with jurisdiction in a format specified by the TCEQ Regional Office. All reports shall be postmarked by the 30th day following the end of each semiannual period and shall include the following information for each monitor:
- A. The date and duration of time from the commencement to the completion of an event which resulted in excess emissions of any pollutant.
  - B. The date and time of the commencement and completion of each specific time period of excess emissions within that event.
  - C. The total time duration of excess emissions.
  - D. The magnitude of the emissions, including the highest emission rate, and the average emission rate. All excess emissions shall be converted into the units of the permit. All conversion factors and equations shall be included.
  - E. The nature and cause of any malfunction resulting in excess emissions and the corrective action taken and/or preventative measures adopted.
  - F. The date and time identifying each period during which a CEMS was inoperative, except for zero span checks, and the nature of the system repairs and/or adjustments which occurred during the downtime.
  - G. When no excess emissions have occurred or the CEMS have not been inoperative, repaired, or adjusted, such information shall be stated in the report.
  - H. In addition to the other information required in this Special Condition, a summary of the excess emissions shall be reported using the form identified as Figure 1 in 40 CFR § 60.7 or similar form determined to be acceptable by the TCEQ Regional Office.
  - I. The reporting of excess emissions required by this condition does not relieve the holder of this permit from notification requirements of upset conditions as required by 30 TAC § 101.201 or notification of maintenance as required by 30 TAC § 101.211.

**Greenhouse Gases Special Conditions**

55. Emissions from the Kiln exhaust shall not exceed the following limits:

Greenhouse Gases (GHG)	Limit/Emission Factor
CO <sub>2e</sub>	0.92 ton/ton clinker 12 month rolling average

56. Initial determination of compliance as specified in Special Condition No. 28 shall also include sampling for CO<sub>2</sub>.



Provided it is conducted within the time frames and conforms with the notification requirements of this Special Condition and Special Condition No. 28, the CO<sub>2</sub> CEMS may satisfy for the initial performance test, in accordance with 40 CFR §98.34(c)(1), conforming with the Performance Specification 3 in appendix B to Part 60 for CO<sub>2</sub> concentration monitors and Performance Specification 5 in appendix B to Part 60 for the continuous rate monitoring system.

57. The permittee shall install, calibrate, maintain, and operate a CO<sub>2</sub> CEMS or other appropriate monitoring methodology and/or equipment to measure and record the concentration from the Cement Kiln in accordance with the CO<sub>2</sub> CEMS system requirements in 40 CFR 98.83(a).
- A. The CEMS shall meet the design and performance specifications, pass the field tests, and meet the installation requirements and the data analysis and reporting requirements specified in the applicable Performance Specification Nos. 1 through 9, 40 CFR Part 60, Appendix B, or an acceptable alternative. If there are no applicable performance specifications in 40 CFR Part 60, Appendix B, contact the TCEQ Office of Air, Air Permits Division in Austin for requirements to be met.
  - B. The holder of this permit shall assure that the CEMS meets the applicable quality-assurance requirements specified in 40 CFR Part 60, Appendix F, Procedure 1, or an acceptable alternative. Relative accuracy exceedances, as specified in 40 CFR Part 60, Appendix F, § 5.2.3, and any CEMS downtime and all cylinder gas audit exceedances of  $\pm 15$  percent accuracy shall be reported semiannually to the appropriate TCEQ Regional Director, and necessary corrective action shall be taken. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Director.
  - C. The monitoring data shall be reduced to hourly average values at least once every day, using a minimum of four equally-spaced data points from each one-hour period. At least two valid data points shall be generated during the hourly period in which zero and span is performed.
  - D. All monitoring data and quality-assurance data shall be maintained by the source for a period of five years and shall be made available to the TCEQ Executive Director or a designated representative upon request. The hourly average data from the CEMS shall be used to determine compliance with the conditions of this permit. The Kiln CEMS data shall also be used to produce TPY each month and used to determine compliance with the annual tonnage emission limits of this permit.
  - E. The appropriate TCEQ Regional Office shall be notified at least 30 days prior to any required RATAs in order to provide them the opportunity to observe the testing.

#### **Greenhouse Gases Recordkeeping Requirements**

58. Permit holders must keep records sufficient to demonstrate compliance with 30 TAC 116.164. Records shall be sufficient to demonstrate the amount of emissions of GHGs from the source as a result of construction; a physical change or a change in method of operation does not require authorization under 30 TAC 116.164(a). Records shall be maintained for a period of five years after collection.
59. The holder of this permit shall maintain the following records at the plant site in a form suitable for inspection for a period of five years after collection, and the records shall be made available upon request to representatives of the TCEQ, EPA, or any air pollution control agency with jurisdiction.
- A. Daily and monthly clinker production rates for the Cement Kiln (in tons);

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- B. For each continuous emissions monitor, records of the nature and cause of any malfunction (if known), the corrective action taken, or preventive measures adopted shall be kept; and
- C. Total monthly CO<sub>2</sub> and CO<sub>2e</sub> emissions are to be calculated and recorded monthly as follows:
  - (1) Sum total monthly CO<sub>2</sub> emissions from CEMS data.
  - (2) Calculate total nitrous oxide (N<sub>2</sub>O) and methane (CH<sub>4</sub>) monthly emissions using monthly production data, heat input, and worst-case emission factors from Table C-2 of 40 CFR Part 98, Subpart C.
  - (3) Convert CO<sub>2</sub>, N<sub>2</sub>O and CH<sub>4</sub> monthly emissions to CO<sub>2e</sub> emissions using Equation A-1 of 40 CFR Part 98, Subpart A.

The monthly data from this Special Condition shall be used to calculate rolling 12-month total emission rates of CO<sub>2e</sub> to demonstrate compliance with emissions limits in the MAERT.

Date:



**Attachment A**

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**Inherently Low Emitting (ILE) Maintenance Activities**

<b>Planned Maintenance Activity</b>	<b>Pollutant</b>					
	<b>VOC</b>	<b>NOx</b>	<b>CO</b>	<b>PM</b>	<b>SO2</b>	<b>CO2</b>
Vacuum truck solids unloading				X		
CEMS calibration	X	X	X		X	X
Refractory maintenance operations				X		
Miscellaneous particulate filter maintenance				X		
Kiln particulate filter maintenance				X		
Equipment heating	X	X	X	X	X	X

Date:

# Emission Sources - Maximum Allowable Emission Rates

Permit Numbers 167047 and PSDTX1602

This table lists the maximum allowable emission rates and all sources of air contaminants on the applicant's property covered by this permit. The emission rates shown are those derived from information submitted as part of the application for permit and are the maximum rates allowed for these facilities, sources, and related activities. Any proposed increase in emission rates may require an application for a modification of the facilities covered by this permit.

## Air Contaminants Data

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
21-SK-230	Cement Kiln Baghouse Stack	NO <sub>x</sub>	75.34	289.00
		SO <sub>2</sub>	83.33	213.31
		H <sub>2</sub> SO <sub>4</sub>	152.76	58.66
		HCl	2.38	10.41
		CO	1249.88	1599.84
		PM	41.66	159.98
		PM <sub>10</sub>	41.66	159.98
		PM <sub>2.5</sub>	41.66	159.98
		Pb	0.01	0.04
		Hg	<0.01	0.01
		VOC	25.24	100.49
		NH <sub>3</sub>	12.95	56.72
51-SK-250	Finish Mill Baghouse Stack	NO <sub>x</sub>	0.16	0.70
		SO <sub>2</sub>	<0.01	0.04
		CO	1.31	5.74
		PM	3.23	14.13
		PM <sub>10</sub>	3.23	14.13
		PM <sub>2.5</sub>	3.23	14.13
		VOC	0.09	0.38
10-BF-035	Crusher Building Baghouse Stack	PM	0.68	2.98
		PM <sub>10</sub>	0.68	2.98
		PM <sub>2.5</sub>	0.68	2.98

Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
10-BF-140	Material Transfer (LS to Storage) Baghouse Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
12-BF-140	Additive Unloading (Rail) Baghouse Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
11-BF-270	Material Transfer (LS to Hopper) Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44
11-BF-285	Material Transfer (LS to Hopper) Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44
12-BF-315	Truck Unloading Baghouse Stack	PM	0.38	1.66
		PM <sub>10</sub>	0.38	1.66
		PM <sub>2.5</sub>	0.38	1.66
12-BF-325	Material Transfer (Rail Add. to Storage) Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44
12-BF-360	Material Transfer (Truck Add. to Storage) Baghouse Stack	PM	0.06	0.28
		PM <sub>10</sub>	0.06	0.28
		PM <sub>2.5</sub>	0.06	0.28
13-BF-030	Raw Mill Feed (Top of Bin Baghouse) Stack	PM	0.06	0.28
		PM <sub>10</sub>	0.06	0.28
		PM <sub>2.5</sub>	0.06	0.28
13-BF-500	Raw Mill Feed Bin Building Baghouse Stack	PM	0.21	0.94
		PM <sub>10</sub>	0.21	0.94
		PM <sub>2.5</sub>	0.21	0.94

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
20-BF-010	Raw Mill Building Baghouse Stack	PM	0.15	0.66
		PM <sub>10</sub>	0.15	0.66
		PM <sub>2.5</sub>	0.15	0.66
20-BF-182	Raw Mill Building Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44
20-BF-360	Raw Mill Building Baghouse Stack	PM	0.06	0.25
		PM <sub>10</sub>	0.06	0.25
		PM <sub>2.5</sub>	0.06	0.25
21-BF-330	Top of CKD Bin Baghouse Stack	PM	0.04	0.17
		PM <sub>10</sub>	0.04	0.17
		PM <sub>2.5</sub>	0.04	0.17
22-BF-060	Bottom of Raw Meal Silo Baghouse Stack	PM	0.11	0.50
		PM <sub>10</sub>	0.11	0.50
		PM <sub>2.5</sub>	0.11	0.50
22-BF-080	Preheater Tower Baghouse Stack	PM	0.06	0.28
		PM <sub>10</sub>	0.06	0.28
		PM <sub>2.5</sub>	0.06	0.28
22-BF-160	Top of Raw Meal Silo Baghouse Stack	PM	0.19	0.83
		PM <sub>10</sub>	0.19	0.83
		PM <sub>2.5</sub>	0.19	0.83
22-BF-385	Top of Surge Bin (RM Silo) Baghouse Stack	PM	0.06	0.28
		PM <sub>10</sub>	0.06	0.28
		PM <sub>2.5</sub>	0.06	0.28
30-BF-260	Bottom of Preheater Tower Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
30-BF-320	Top of Preheater Tower Baghouse Stack	PM	0.06	0.25
		PM <sub>10</sub>	0.06	0.25
		PM <sub>2.5</sub>	0.06	0.25
42-BF-270	Cooler Discharge Baghouse Stack	PM	0.08	0.36
		PM <sub>10</sub>	0.08	0.36
		PM <sub>2.5</sub>	0.08	0.36
41-BF-130	Top of Bin (Bypass Dust) Baghouse Stack	PM	0.03	0.11
		PM <sub>10</sub>	0.03	0.11
		PM <sub>2.5</sub>	0.03	0.11
44-BF-030	Top of Clinker Silo Baghouse Stack	PM	0.32	1.38
		PM <sub>10</sub>	0.32	1.38
		PM <sub>2.5</sub>	0.32	1.38
44-BF-185	Transfer Tower (Clinker Storage and Handling) Baghouse Stack	PM	0.08	0.33
		PM <sub>10</sub>	0.08	0.33
		PM <sub>2.5</sub>	0.08	0.33
50-BF-050	Top of Clinker Feed Bin Baghouse Stack	PM	0.05	0.22
		PM <sub>10</sub>	0.05	0.22
		PM <sub>2.5</sub>	0.05	0.22
50-BF-020	Top of Gypsum Feed Bin Baghouse Stack	PM	0.04	0.19
		PM <sub>10</sub>	0.04	0.19
		PM <sub>2.5</sub>	0.04	0.19
50-BF-350	Cement Feed Bin Extraction Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
51-BF-050	Cement Mill Building Baghouse Stack	PM	0.15	0.66
		PM <sub>10</sub>	0.15	0.66
		PM <sub>2.5</sub>	0.15	0.66

Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
51-BF-140	Cement Mill Building Baghouse Stack	PM	0.12	0.50
		PM <sub>10</sub>	0.12	0.50
		PM <sub>2.5</sub>	0.12	0.50
51-BF-350	Top of Cement Silo (Bucket Elevator Discharge) Baghouse Stack	PM	0.06	0.25
		PM <sub>10</sub>	0.06	0.25
		PM <sub>2.5</sub>	0.06	0.25
51-BF-380	Bottom of Cement Silo (Bucket Elevator Feed) Baghouse Stack	PM	0.07	0.30
		PM <sub>10</sub>	0.07	0.30
		PM <sub>2.5</sub>	0.07	0.30
52-BF-110	Top of Cement Silo 1 Baghouse Stack	PM	0.21	0.94
		PM <sub>10</sub>	0.21	0.94
		PM <sub>2.5</sub>	0.21	0.94
53-BF-110	Top of Cement Silo 2 Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
52-BF-190	Top of Surge Bin (CM Silo-1) Baghouse Stack	PM	0.08	0.33
		PM <sub>10</sub>	0.08	0.33
		PM <sub>2.5</sub>	0.08	0.33
53-BF-190	Top of Surge Bin (CM Silo-2) Baghouse Stack	PM	0.08	0.33
		PM <sub>10</sub>	0.08	0.33
		PM <sub>2.5</sub>	0.08	0.33
52-BF-270	Loadout System (CM Silo-1) Baghouse Stack	PM	0.05	0.22
		PM <sub>10</sub>	0.05	0.22
		PM <sub>2.5</sub>	0.05	0.22
53-BF-270	Loadout System (CM Silo-2) Baghouse Stack	PM	0.05	0.22
		PM <sub>10</sub>	0.05	0.22
		PM <sub>2.5</sub>	0.05	0.22

Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
LSCRSHBD_MH	Limestone - Material Handling LS Crusher Building (5)	PM	0.04	0.15
		PM <sub>10</sub>	0.02	0.07
		PM <sub>2.5</sub>	<0.01	0.01
TRK_MH	Additive - Material Handling Truck Unloading (5)	PM	0.01	0.04
		PM <sub>10</sub>	<0.01	0.01
		PM <sub>2.5</sub>	<0.01	<0.01
RR_MH	Additive - Material Handling Rail Unloading (5)	PM	0.01	0.04
		PM <sub>10</sub>	<0.01	0.01
		PM <sub>2.5</sub>	<0.01	<0.01
LS_STKPL	Limestone Stockpile 1 (5)	PM	0.08	0.33
		PM <sub>10</sub>	0.04	0.17
		PM <sub>2.5</sub>	0.01	0.03
LS_STKPL	Limestone Stockpile 2 (5)	PM	0.08	0.33
		PM <sub>10</sub>	0.04	0.17
		PM <sub>2.5</sub>	0.01	0.03
ADD_STKPL	Gypsum Stockpile (5)	PM	0.03	0.11
		PM <sub>10</sub>	0.01	0.06
		PM <sub>2.5</sub>	0.002	0.01
ADD_STKPL	High Grade Limestone Stockpile (5)	PM	0.05	0.20
		PM <sub>10</sub>	0.02	0.10
		PM <sub>2.5</sub>	<0.01	0.02
ADD_STKPL	Sand Stockpile (5)	PM	0.02	0.09
		PM <sub>10</sub>	0.01	0.05
		PM <sub>2.5</sub>	<0.01	0.01
EG-1	Emergency Generator Engine	NO <sub>x</sub>	8.87	0.44
		SO <sub>2</sub>	<0.01	<0.01
		CO	17.74	0.89

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM	0.14	0.01
		PM <sub>10</sub>	0.14	0.01
		PM <sub>2.5</sub>	0.14	0.01
		VOC	4.58	0.23
NH3FUG	NH3 Fugitives (5)	NH <sub>3</sub>	0.06	0.28
MSSFUG	ILE MSS Activities	NO <sub>x</sub>	<0.01	<0.01
		SO <sub>2</sub>	<0.01	<0.01
		CO	<0.01	<0.01
		PM	0.81	0.77
		PM <sub>10</sub>	0.66	0.76
		PM <sub>2.5</sub>	0.28	0.38
		VOC	<0.01	<0.01

(1) Emission point identification - either specific equipment designation or emission point number from plot plan.

(2) Specific point source name. For fugitive sources, use area name or fugitive source name.

(3) VOC - volatile organic compounds as defined in Title 30 Texas Administrative Code § 101.1

NO<sub>x</sub> - total oxides of nitrogen

CO - carbon monoxide

SO<sub>2</sub> - sulfur dioxide

PM - total particulate matter, suspended in the atmosphere, including PM<sub>10</sub> and PM<sub>2.5</sub>, as represented

PM<sub>10</sub> - total particulate matter equal to or less than 10 microns in diameter, including PM<sub>2.5</sub>, as represented

PM<sub>2.5</sub> - particulate matter equal to or less than 2.5 microns in diameter

HCl - hydrogen chloride

H<sub>2</sub>SO<sub>4</sub> - sulfuric acid

Pb - Lead

Hg - Mercury

NH<sub>3</sub> - ammonia

(4) Compliance with annual emission limits (tons per year) is based on a 12-month rolling period.

(5) Emission rate is an estimate and is enforceable through compliance with the applicable special condition(s) and permit application representations.

Date: \_\_\_\_\_ DRAFT



# Emission Sources - Maximum Allowable Emission Rates

Permit Number GHGPSDTX212

This table lists the maximum allowable emission rates of greenhouse gas (GHG) emissions, as defined in Title 30 Texas Administrative Code § 101.1, for all sources of GHG air contaminants on the applicant's property that are authorized by this permit. The emission rates shown are those derived from information submitted as part of the application for permit and are the maximum rates allowed for these facilities, sources, and related activities. Any proposed increase in emission rates may require an application for a modification of the facilities authorized by this permit.

Air Contaminants Data

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
21-SK-230	Cement Kiln Baghouse Stack	CO <sub>2e</sub>	-	981,402.53
51-SK-250	Finish Mill Baghouse Stack	CO <sub>2e</sub>	-	8,210.12
EG-1	Emergency Generator Engine	CO <sub>2e</sub>	-	42.25

- (1) Emission point identification - either specific equipment designation or emission point number from plot plan.
- (2) Specific point source name. For fugitive sources, use area name or fugitive source name.
- (3) CO<sub>2e</sub> - carbon dioxide equivalents based on the following Global Warming Potentials (GWP) found in Table A-1 of Subpart A 40 CFR Part 98 (78 FR 71904) for each pollutant: CO<sub>2</sub> (1), N<sub>2</sub>O (298), CH<sub>4</sub>(25)
- (4) Compliance with annual emission limits (tons per year) is based on a 12-month rolling period. These rates include emissions from maintenance, startup, and shutdown.

Date: DRAFT

## Preliminary Determination Summary

BM Dorchester LLC

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

### I. Applicant

BM Dorchester LLC  
1008 Southview Cir  
Center, TX 75935-4537

### II. Project Location

Portland Cement Plant

Located at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road

Dorchester, Grayson County, Texas 75459

### III. Project Description

The Applicant has requested initial authorization of a cement kiln. Emissions from planned startup and shutdown activities will be authorized by this permit. Startup and shutdown emissions are virtually indistinguishable from productions emissions. Although there may be minor emissions associated with startup and shutdown, emission factors used to quantify production emissions are considered to have enough conservatism to include any incidental increases that may be attributed to startup and shutdown (see the kiln BACT discussion for more on this for that source).

### IV. Emissions

Air Contaminant	Proposed Allowable Emission Rates (tpy)
PM	196.94
PM <sub>10</sub>	196.28
PM <sub>2.5</sub>	195.39
VOC	101.11
NO <sub>x</sub>	290.15
CO	1606.48
SO <sub>2</sub>	213.37
Pb	0.04
NH <sub>3</sub>	57.00
H <sub>2</sub> SO <sub>4</sub>	58.66
HCl	10.41
CO <sub>2</sub> e*	989,654.90

\*CO<sub>2</sub>e - carbon dioxide equivalents based on global warming potentials of  
CH<sub>4</sub> = 25, N<sub>2</sub>O = 298, SF<sub>6</sub>=22,800.

## V. Federal Applicability

The proposed site is located in Greyson County, which is classified as attainment for all criteria pollutants. Cement kilns are a PSD named source. Therefore, the PSD review threshold is 100 tpy for criteria pollutants. Once this threshold has been exceeded, each criteria pollutant and GHGs are compared against the PSD Significant Emission Rate (SER) to determine if the project triggers PSD review for these pollutants. The emissions of PM, PM<sub>10</sub>, PM<sub>2.5</sub>, CO, NO<sub>x</sub>, SO<sub>2</sub>, VOC, CO<sub>2</sub>e (GHGs), and H<sub>2</sub>SO<sub>4</sub> are greater than their corresponding SERs.

The following chart illustrates the annual project emissions for each pollutant and whether this pollutant triggers PSD review.

Pollutant	Project Emissions (tpy)	PSD Triggered Y/N
VOC	101.11	Y
NO <sub>x</sub>	290.15	Y
SO <sub>2</sub>	213.37	Y
CO	1606.48	Y
PM	196.94	Y
PM <sub>10</sub>	196.28	Y
PM <sub>2.5</sub>	195.39	Y
H <sub>2</sub> SO <sub>4</sub>	58.66	Y

The site is a major source for a non-GHG pollutant. In addition, the site has a potential to emit of more than 100,000 tpy CO<sub>2</sub>e which makes it a major source of GHG and PSD review is triggered.

Pollutant	Project Emissions (tpy)	Major Source or Major Mod Trigger Level (tpy)	PSD Triggered Y/N
CO <sub>2</sub> e	989,654.90	75,000	Y

The proposed emissions include MSS scenarios, which are not expected to exceed normal operational emissions.

## VI. Control Technology Review

The proposed control technology is consistent with PSD BACT for PSD pollutants and state minor BACT for non-PSD pollutants. A control technology review was conducted for all pollutants. The controls described in this section were determined to satisfy BACT requirements based on a review of recently issued permits from Texas and other states, and consideration of the RACT/BACT/LAER Clearinghouse (RBLC) data provided by the applicant. MSS emissions are not expected to exceed normal operation given the nature of most of the sources at this facility (baghouse controlled or fugitive emissions). The section on the kiln below contains information relating to startup scenarios provided by the Applicant which describe why startup emissions for the kiln are not expected to exceed normal operational scenarios.

Source Name	EPN	Best Available Control Technology Description
Kiln System	21-SK-230	<p><b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b>            Add on control: Baghouse at 0.002 grains per dry standard cubic foot (gr/dscf). 5% opacity.</p> <p>PM, PM<sub>10</sub>, PM<sub>2.5</sub> (filterable): 0.02 lbs. PM per ton of clinker on a 1-hour average and a rolling 12-month average</p> <p>PM, PM<sub>10</sub>, PM<sub>2.5</sub> (condensable): 0.28 lbs. PM per ton of clinker on a 1-hour average, 30-day rolling average, and a rolling 12-month average.</p> <p><b>CO:</b>            No add on controls.</p> <p>BACT determination based on other kilns. 9.0 lbs of CO/ton of clinker on a 1-hour average and 30-day rolling average. 3.0 lbs. of CO/ton of clinker on a rolling 12-month average.</p> <p><b>NO<sub>x</sub>:</b>            Add on and other control: Selective Catalytic Reduction (SCR) system or combination of SCR and Selective Non-Catalytic Reduction (SNCR) system, staged combustion, low NO<sub>x</sub> burners, good combustion practices. Notably the proposed NO<sub>x</sub> rate exceeds RBLC PSD and state BACT, which is typically 1.5 lb/ton of clinker compared to the 0.54 lb/ton of clinker proposed.</p> <p>0.54 lbs. of NO<sub>x</sub> per ton of clinker on a 1-hour rolling average, 30-day rolling average, and 12 month rolling average.</p> <p><b>SO<sub>2</sub>:</b>            Add on and other control: Scrubber with a represented control efficiency of 90%, the alkali absorption inherent in the pre-calciner kiln, and</p>

Source Name	EPN	Best Available Control Technology Description
		<p>the use of low sulfur content natural gas as fuel.</p> <p>0.60 lbs. SO<sub>2</sub> per ton of clinker on a 1-hour rolling average, 0.40 lb per ton of clinker on a 30-day and 12 month rolling average.</p> <p><b>VOC:</b>          No add on controls. Good combustion practices. 24 ppmv at 7% O<sub>2</sub> for THC on a 1-hour average, 30-day rolling average, and 12 month rolling average. Note that VOC levels are related to composition and concentration of organic materials in the quarry and BACT determinations are driven by this.</p> <p><b>O-HAP</b>          No add on controls.          12 ppmvd total organic HAP on a 30-day rolling average and 12 month rolling average. Note that this rate is based on preliminary organic information from the quarry.</p> <p><b>Dioxins and Furans</b>          No add on controls.          0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O<sub>2</sub> on a 30-day rolling average and 12 month rolling average.</p> <p><b>H<sub>2</sub>SO<sub>4</sub>:</b>          Add on and other control: scrubber. The control efficiency of the scrubber will be specified in an as-built modification.          1.10 lbs. per ton of clinker on an hourly basis when the in-line raw mill and scrubber are not operating. 0.11 lbs. per ton of clinker on a 12-month rolling average basis.</p> <p><b>HCl:</b>          No add on controls.          3 ppmvd corrected to 7% O<sub>2</sub> on a 30-day rolling average and 12 month rolling average.</p> <p><b>Hg</b>          No add on controls.          0.000021 lb/ton of clinker on a 30-day rolling average and 12 month rolling average.</p> <p><b>Pb</b>          7.50E-05 lb/ton of clinker on a 30-day rolling average and 12 month rolling average.</p>

Source Name	EPN	Best Available Control Technology Description
		<p><b>GHG:</b>            No add on controls. Proper design and operation. 0.92 lbs. per ton of clinker on a 30 day rolling average.</p> <p><b>NH<sub>3</sub> (SCR):</b>            No add on controls. Operation in a manner to minimize ammonia slip. 35 ppmv at 7% O<sub>2</sub> on a 30-day rolling average.</p>
		<p><b>MSS:</b> The Applicant has represented the following in relation to kiln startup and shutdown:</p> <p>The SCR will be operating at all times when fuel is being fired in the kiln/pre-heater except during kiln heat-ups at the beginning of startup. During these times, no raw materials will be fed into the kiln. During a cold startup after major refractory work, it will take about 36 hours to heat up the kiln. This operation is expected to only occur once per year. During the kiln heat-up process, NO<sub>x</sub> emissions are estimated to range from 3 to 12 lb/hr based the AP-42 Table 1.4-1 NO<sub>x</sub> emission factor for a large (&gt;100 MMBtu/hr) boiler equipped with a low NO<sub>x</sub> burner*.</p> <p>This NO<sub>x</sub> emission rate range is well below the proposed MAERT NO<sub>x</sub> limit for normal kiln operations of 75.34 lb/hr, which is less than the kiln emission rate of 143.7 lb/hr evaluated in the Air Quality Analysis (AQA) submitted along with the initial application materials. During these kiln heat-up periods, supplemental air will be added to ensure that any combustion emissions are being exhausted. Although stack flow and temperature during these kiln heat-up periods have not been quantified, any reduction in dispersion due to stack flow and/or temperature is not expected to offset the ~13X lower NO<sub>x</sub> emissions expected during planned kiln MSS periods shown in the example below.</p> <p>In addition, the total planned kiln MSS operating hours per year are expected to be not more than 72 hr/yr, which would qualify as an intermittent source under TCEQ and US EPA modeling guidance. The expected planned MSS hours are listed below:</p> <p>Case 1 - Kiln heat-up from cold after major refractory work - estimated to occur once per year at main maintenance stoppage (36 hrs per event)</p>

Source Name	EPN	Best Available Control Technology Description
		<p>Case 2 - Kiln heat-up from cold after maintenance work w/o refractory work - estimated to occur once per year at secondary maintenance stoppage (12 hrs per event)</p> <p>Case 3 - Kiln heat-up from short stoppage for secondary maintenance work not requiring a full cool-down - estimated to occur about four times per year (6 hrs per event)</p> <p>Example Calculation - Maximum heat input during any warm-up case is not expected to exceed 81 MMBtu/hr. Therefore, the maximum NO<sub>x</sub> emissions during warm-up periods are estimated as follows:</p> $81 \text{ MMBtu/hr} * 140 \text{ lb NO}_x/10^6 \text{ scf} / 1020 \text{ Btu/scf} = 11.15 \text{ lb/hr NO}_x$ <p>* It should be noted that the factor used for the qualitative comparison above is conservative in that it reflects a low NO<sub>x</sub> burner for a large (&gt;100 MMBtu/hr) combustion unit; however, given that the kiln burner is a low NO<sub>x</sub> burner rated at less than 100 MMBtu/hr (peak heat input during a start-up is expected to be approximately 81 MMBtu/hr), the NO<sub>x</sub> emissions from the kiln burner during start-up could be as much as 36X lower than the emissions modeled in the AQA.</p>
Finish Mill and Air Heater	51-SK-250	<p>15.9 MMBtu/hr heater:</p> <p><b>NO<sub>x</sub>:</b> 0.01 lb/MMBtu based on the higher heating value of the fuel and the use of a low NO<sub>x</sub> burner.</p> <p><b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Add on control: Baghouse at 0.005 gr/dscf. 5% opacity.</p>
Crusher, Milling, Raw Material Handling, and Product Handling	BF-Series EPNs (Numerous)	<p><b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Add on control: Baghouse at 0.0025 gr/dscf. 5% opacity.</p>
Limestone, Gypsum, High Grade Limestone, and Sand Stockpiles	LS STKPL, ADD STKPL	<p><b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 90% reduction. Stockpiles will be required to be stored within a fully enclosed building.</p>
Ammonia handling	NH3FUG	<p><b>NH<sub>3</sub>:</b> AVO checks once per shift (28AVO). A control efficiency of 93-97% - dependent on the piping component type.</p>
Emergency Generator Engine	EG-1	<b>Products of combustion:</b>

Source Name	EPN	Best Available Control Technology Description
		Limited to pipeline quality natural gas. Subject to 40 CFR Part 60 JJJJ and Part 63 ZZZZ. Operation is limited to 100 hours per year. A non-resettable hour meter is required in the Special Conditions.
Raw Material Loading	RR_MH, TRK_MH	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 85% reduction. Partial enclosure defined as consisting of two sided (rail loading) or three-sided walls (truck loading) with fogging nozzles. Dustless telescopic spouts are required be used for loading trucks or rail from bins or silos. 85% is conservative given the additional controls and aspiration on this system.
Raw Material Handling (Crusher Building)	LSCRSHBD_MH	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 85% reduction. The actual crusher is controlled by a baghouse, this EPN is the dump into the crushing system. Partial enclosure is defined as three-sided walls with fogging nozzles. The operation is represented as taking place within the crusher's building, and the crusher loading hopper will be located below-grade to accommodate trucks dumping mined limestone. Therefore, 85% is expected to be a conservative control efficiency.
Silo Loading	N/A	Dustless telescoping spouts are required for these. This removes the units as potential fugitive dust sources, and emissions would be associated with the baghouses/dust collectors which control these units.
ILE MSS Activities	MSS FUG	<b>Refractory Removal:</b> <b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Refractory (a bricklike material) is removed as needed for repairs or replacement. Operations taking place inside the kiln or cooler will be enclosed by nature, resulting in a 90% reduction in emissions. Drop into trucks was accounted for with no controls.  <b>Vacuum Truck Loading and Unloading:</b> <b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Partial enclosure will be utilized for an 85% reduction on loadouts. The trucks have a filter with an outlet grain loading of 0.01 gr/dscf for loading operations.  <b>CEMS Calibration</b> <b>NO<sub>x</sub>, CO, THC, SO<sub>2</sub></b> Emissions are due to the release of calibration gas from the feed analyzers and CEMS unit. No add on controls.



## VII. Air Quality Analysis

The air quality analysis (AQA) is acceptable for all review types and pollutants. The results are summarized below.

### A. De Minimis Analysis

A De Minimis analysis was initially conducted to determine if a full impacts analysis would be required. The De Minimis analysis modeling results indicate that 1-hr SO<sub>2</sub>, 24-hr and annual PM<sub>10</sub>, 24-hr and annual PM<sub>2.5</sub> (NAAQS), 24-hr and annual PM<sub>2.5</sub> (Increment), and 1-hr NO<sub>2</sub> exceed the respective de minimis concentrations and require a full impacts analysis. The De Minimis analysis modeling results for 3-hr, 24-hr, and annual SO<sub>2</sub>, annual NO<sub>2</sub>, and 1-hr and 8-hr CO indicate that the project is below the respective de minimis concentrations and no further analysis is required.

The justification for selecting the EPA's interim 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> De Minimis levels is based on the assumptions underlying EPA's development of the 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> De Minimis levels. As explained in EPA guidance memoranda<sup>1,2</sup>, the EPA believes it is reasonable as an interim approach to use a De Minimis level that represents 4% of the 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> NAAQS.

The PM<sub>2.5</sub> and ozone De Minimis levels are the EPA recommended De Minimis levels. The use of the EPA recommended De Minimis levels is sufficient to conclude that a proposed source will not cause or contribute to a violation of an ozone and PM<sub>2.5</sub> NAAQS or PM<sub>2.5</sub> PSD increments based on the analyses documented in EPA guidance and policy memoranda<sup>3</sup>.

While the De Minimis levels for both the NAAQS and increment are identical for PM<sub>2.5</sub> in the table below, the procedures to determine significance (that is, predicted concentrations to compare to the De Minimis levels) are different. This difference occurs because the NAAQS for PM<sub>2.5</sub> are statistically-based, but the corresponding increments are exceedance-based.

**Table 1. Modeling Results for PSD De Minimis Analysis  
in Micrograms Per Cubic Meter (µg/m<sup>3</sup>)**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	De Minimis (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	12	7.8
SO <sub>2</sub>	3-hr	12	25
SO <sub>2</sub>	24-hr	4.5	5
SO <sub>2</sub>	Annual	0.3	1

<sup>1</sup> [www.epa.gov/sites/production/files/2015-07/documents/appwso2.pdf](http://www.epa.gov/sites/production/files/2015-07/documents/appwso2.pdf)

<sup>2</sup> [www.tceq.texas.gov/assets/public/permitting/air/memos/guidance\\_1hr\\_no2naaqs.pdf](http://www.tceq.texas.gov/assets/public/permitting/air/memos/guidance_1hr_no2naaqs.pdf)

<sup>3</sup> [www.tceq.texas.gov/permitting/air/modeling/epa-mod-guidance.html](http://www.tceq.texas.gov/permitting/air/modeling/epa-mod-guidance.html)

Pollutant	Averaging Time	GLCmax ( $\mu\text{g}/\text{m}^3$ )	De Minimis ( $\mu\text{g}/\text{m}^3$ )
PM <sub>10</sub>	24-hr	10	5
PM <sub>10</sub>	Annual	3	1
PM <sub>2.5</sub> (NAAQS)	24-hr	7.2	1.2
PM <sub>2.5</sub> (NAAQS)	Annual	2.5	0.2
PM <sub>2.5</sub> (Increment)	24-hr	8.7	1.2
PM <sub>2.5</sub> (Increment)	Annual	1.4	0.13
NO <sub>2</sub>	1-hr	19	7.5
NO <sub>2</sub>	Annual	0.4	1
CO	1-hr	769	2000
CO	8-hr	276	500

The GLCmax for 1-hr SO<sub>2</sub>, 1-hr NO<sub>2</sub>, and 24-hr and annual PM<sub>2.5</sub> (NAAQS) are based on the highest five-year averages of the maximum predicted concentrations determined for each receptor. The GLCmax for all other pollutants and averaging times represent the maximum predicted concentrations over five years of meteorological data.

Intermittent guidance was relied on for the 1-hr SO<sub>2</sub> and 1-hr NO<sub>2</sub> PSD De Minimis analyses.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The NO<sub>2</sub> results reported above in Table 1 are conservative.

To evaluate secondary PM<sub>2.5</sub> impacts, the applicant provided an analysis based on a Tier 1 demonstration approach consistent with the EPA's Guideline on Air Quality Models (GAQM). Specifically, the applicant used a Tier 1 demonstration tool developed by the EPA referred to as Modeled Emission Rates for Precursors (MERPs). The basic idea behind the MERPs is to use technically credible air quality modeling to relate precursor emissions and peak secondary pollutants impacts from a source. Using data associated with the 500 tpy Parker County source, the applicant estimated 24-hr and annual secondary PM<sub>2.5</sub> concentrations of 0.18949  $\mu\text{g}/\text{m}^3$  and 0.00231  $\mu\text{g}/\text{m}^3$ , respectively. Since the combined direct and secondary 24-hr and annual PM<sub>2.5</sub> impacts are above the De minimis levels, a full impacts analysis is required.

**Table 2. Modeling Results for Ozone PSD De Minimis Analysis  
 in Parts per Billion (ppb)**

Pollutant	Averaging Time	GLCmax (ppb)	De Minimis (ppb)
O <sub>3</sub>	8-hr	0.997	1

The applicant performed an O<sub>3</sub> analysis as part of the PSD AQA. The applicant evaluated project emissions of O<sub>3</sub> precursor emissions (NO<sub>x</sub> and VOC) based on a Tier 1 demonstration approach consistent with the EPA's GAQM referred to as MERPs. Using data associated with the 500 tpy and 1000 tpy Parker County source, the applicant estimated an 8-hr O<sub>3</sub> concentration of 0.99718 ppb. When the estimates of ozone concentrations from the project emissions are added together, the results are less than the De Minimis level.

#### **B. Air Quality Monitoring**

The De Minimis analysis modeling results indicate that 24-hr PM<sub>10</sub> exceeds the respective monitoring significance level and requires the gathering of ambient monitoring information.

The De Minimis analysis modeling results indicate that 24-hr SO<sub>2</sub>, annual NO<sub>2</sub>, and 8-hr CO are below their respective monitoring significance level.

**Table 3. Modeling Results for PSD Monitoring Significance Levels**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Significance (µg/m <sup>3</sup> )
SO <sub>2</sub>	24-hr	4.5	13
PM <sub>10</sub>	24-hr	10.1	10
NO <sub>2</sub>	Annual	0.4	14
CO	8-hr	276	575

The GLCmax for all pollutants and averaging times represent the maximum predicted concentrations over five years of meteorological data.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The annual NO<sub>2</sub> result reported above in Table 3 is conservative.

The applicant evaluated ambient PM<sub>10</sub> and PM<sub>2.5</sub> monitoring data to satisfy the requirements for the pre-application air quality analysis.

A background concentration for PM<sub>10</sub> was obtained from the EPA AIRS monitor 481130050 located at 717 South Akard St. Dallas, Dallas County. The high, second high monitored concentration from 2020-2022 was used for the 24-hr value (82 µg/m<sup>3</sup>). The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the

monitor site relative to the project site. The background concentration was also used in the NAAQS analysis.

Background concentrations for PM<sub>2.5</sub> were obtained from the EPA AIRS monitor 481210034 located at Denton Airport South, Denton, Denton County. The applicant calculated the three-year average (2020-2022) of the 98<sup>th</sup> percentile of the annual distribution of the 24-hr concentrations for the 24-hr value (20 µg/m<sup>3</sup>). The applicant used a three-year average (2020-2022) of the annual concentrations for the annual value (7.5 µg/m<sup>3</sup>). The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site. The background concentrations were also used in the NAAQS analysis.

Since the project has a net emissions increase of 100 tpy or more of VOC or NO<sub>x</sub>, the applicant evaluated ambient O<sub>3</sub> monitoring data to satisfy the requirements for the pre-application air quality analysis.

The applicant identified the Pilot Point ozone monitor (EPA AQS 481211032) as a conservative monitor for the proposed project site location. The applicant further noted how the Pilot Point monitor is located within the Dallas-Fort Worth (DFW) ozone non-attainment area and summarized the 2020-2022 ozone design value for the monitor without further refinement. The ADMT has reviewed the ozone monitoring data for further refinement and this review is discussed below.

Initially, during the modeling protocol development, the applicant had proposed using the Greenville ozone monitor (EPA AQS 482311006) for the proposed project site location. The ADMT had commented that the proposed project site location is likely to be located downwind of the DFW ozone non-attainment area more often than the selected Greenville monitor, based on wind data, and it is likely that the Greenville monitor would not be representative of the proposed project site location for all wind directions and should not be exclusively used in the pre-application analysis.

The ADMT reviewed monitoring data from two additional ozone monitors to identify ozone concentrations during times when the proposed project site location could have been located downwind of the DFW ozone non-attainment area – the above-mentioned Pilot Point monitor and the Frisco monitor (EPA AQS 480850005). Collectively, the information from these two monitors, along with the Greenville monitor, gives a complete analysis for the proposed project site location.

The Pilot Point ozone monitor is located to the southwest of the proposed project site location. A sector was defined with an origin at the Pilot Point monitor and that covered the extent of the modeled receptor grid surrounding the proposed project site location. The sector was then used to identify wind directions favorable for transport towards the proposed project site location (220–265 degrees). Ozone data were reviewed during these wind directions for years 2020-2022 and the highest fourth highest daily maximum hourly value from all three years was 64 ppb. This would be a conservative metric for the ozone design value; the ozone design value is based on a three-year average of the fourth highest daily maximum rolling 8-hr average.

The Frisco ozone monitor is located to the south-southwest of the proposed project site location. Similar to the Pilot Point ozone monitor described above, a sector was defined with an origin at the Frisco monitor and that covered the extent of the modeled receptor grid surrounding the proposed project site location. The sector was then used to identify wind directions favorable for transport towards the proposed project site location (178–215

degrees). Ozone data were reviewed during these wind directions for years 2020-2022 and the highest fourth highest daily maximum rolling 8-hr average value from all three years was 69 ppb. This would be a conservative metric for the ozone design value; the ozone design value is based on a three-year average of the fourth highest daily maximum rolling 8-hr average.

The Greenville ozone monitor has an ozone design value of 63 ppb for the years 2020-2022.

### C. National Ambient Air Quality Standards (NAAQS) Analysis

The De Minimis analysis modeling results indicate 1-hr SO<sub>2</sub>, 24-hr and annual PM<sub>10</sub>, 24-hr and annual PM<sub>2.5</sub>, and 1-hr NO<sub>2</sub> exceed the respective de minimis concentration and require a full impacts analysis. The full NAAQS modeling results indicate the total predicted concentrations will not result in an exceedance of the NAAQS.

**Table 4. Total Concentrations for PSD NAAQS (Concentrations > De Minimis)**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Background (µg/m <sup>3</sup> )	Total Conc. = [Background + GLCmax] (µg/m <sup>3</sup> )	Standard (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	11	16	27	196
PM <sub>10</sub>	24-hr	10	82	92	150
PM <sub>2.5</sub>	24-hr	6	20	26	35
PM <sub>2.5</sub>	Annual	1.3	7.5	8.8	9
NO <sub>2</sub>	1-hr	87	see discussion below	87	188

The 1-hr SO<sub>2</sub> GLCmax is the highest five-year average of the 99<sup>th</sup> percentile of the annual distribution of predicted daily maximum 1-hr concentrations determined for each receptor.

The 24-hr PM<sub>10</sub> GLCmax is the maximum predicted concentration over five years of meteorological data.

The 24-hr PM<sub>2.5</sub> GLCmax is the highest five-year average of the 98<sup>th</sup> percentile of the annual distribution of predicted 24-hr concentrations determined for each receptor.

The annual PM<sub>2.5</sub> GLCmax is the maximum five-year average of the annual concentrations determined for each receptor.

The 1-hr NO<sub>2</sub> GLCmax is the highest five-year average of the 98<sup>th</sup> percentile of the annual distribution of predicted daily maximum 1-hr concentrations determined for each receptor.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The 1-hr NO<sub>2</sub> result reported above in Table 4 is conservative.

A background concentration for SO<sub>2</sub> was obtained from the EPA AIRS monitor 481390016 located at 2725 Old Fort Worth Rd., Midlothian, Ellis County. A three-year average (2019-2021) of the 99<sup>th</sup> percentile of the annual distribution of daily maximum 1-hr concentrations was used for the 1-hr value. The applicant reviewed more recent monitoring data from EPA AIRS monitor 482570005 and determined the outcome of the analysis would not change. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

A background concentration for NO<sub>2</sub> was obtained from the EPA AIRS monitor 481210034 located at Denton Airport South, Denton, Denton County. The applicant determined the 98<sup>th</sup> percentile of the annual distribution of the maximum 1-hr concentrations for each hour of the day (using data from 2020-2022), consistent with EPA guidance. These background values were then used in the model (as hourly background scalars) with the BACKGRND keyword to be combined with model predictions, giving a total predicted concentration. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

As stated above, to evaluate secondary PM<sub>2.5</sub> impacts, the applicant provided an analysis based on a Tier 1 demonstration approach consistent with the EPA's GAQM. Specifically, the applicant used a Tier 1 demonstration tool developed by the EPA referred to as MERPs. Using data associated with the 500 tpy Parker County source, the applicant estimated 24-hr and annual secondary PM<sub>2.5</sub> concentrations of 0.18949 µg/m<sup>3</sup> and 0.00231 µg/m<sup>3</sup>, respectively. When these estimates are added to the GLCmax listed in Table 4 above, the results are less than the NAAQS.

#### D. Increment Analysis

The De Minimis analysis modeling results indicate that 24-hr and annual PM<sub>10</sub> and 24-hr and annual PM<sub>2.5</sub> exceed the respective de minimis concentrations and require a PSD increment analysis.

**Table 5. Results for PSD Increment Analysis**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Increment (µg/m <sup>3</sup> )
PM <sub>10</sub>	24-hr	29	30
PM <sub>10</sub>	Annual	3	17
PM <sub>2.5</sub>	24-hr	8.7	9
PM <sub>2.5</sub>	Annual	1.4	4

The GLCmax for 24-hr PM<sub>2.5</sub> and 24-hr PM<sub>10</sub> are the maximum high, second high (H2H) predicted concentrations across five years of meteorological data. The GLCmax for annual PM<sub>10</sub> and PM<sub>2.5</sub> are the maximum predicted concentrations over five years of meteorological data.

The GLCmax for 24-hr and annual PM<sub>2.5</sub> reported in the table above represent the total predicted concentrations associated with modeling the direct PM<sub>2.5</sub> emissions and the

contributions associated with secondary PM<sub>2.5</sub> formation (discussed above in the NAAQS Analysis section).

#### E. Additional Impacts Analysis

The applicant performed an Additional Impacts Analysis as part of the PSD AQA. The applicant conducted a growth analysis and determined that population will not significantly increase as a result of the proposed project. The applicant conducted a soils and vegetation analysis and determined that all evaluated criteria pollutant concentrations are below their respective secondary NAAQS. The applicant meets the Class II visibility analysis requirement by complying with the opacity requirements of 30 TAC Chapter 111. The Additional Impacts Analyses are reasonable and possible adverse impacts from this project are not expected.

The ADMT evaluated predicted concentrations from the proposed project to determine if emissions could adversely affect a Class I area. The nearest Class I area, Wichita Mountains Wilderness, is located approximately 225 kilometers (km) from the proposed site.

The H<sub>2</sub>SO<sub>4</sub> 24-hr maximum predicted concentration of 7 µg/m<sup>3</sup> occurred approximately 243 meters from the property line towards the west. The H<sub>2</sub>SO<sub>4</sub> 24-hr maximum predicted concentration occurring at the edge of the receptor grid, 10.6 km from the proposed sources, in the direction of the Wichita Mountains Wilderness Class I area is 0.526 µg/m<sup>3</sup>. The Wichita Mountains Wilderness Class I area is an additional 214.4 km from the edge of the receptor grid. Therefore, emissions of H<sub>2</sub>SO<sub>4</sub> from the proposed project are not expected to adversely affect the Wichita Mountains Wilderness Class I area.

The predicted concentrations of PM<sub>10</sub>, PM<sub>2.5</sub>, NO<sub>2</sub>, and SO<sub>2</sub> for all averaging times, are all less than de minimis levels at a distance of 7.3 km from the proposed sources in the direction of the Wichita Mountains Wilderness Class I area. The Wichita Mountains Wilderness Class I area is an additional 217.7 km from the location where the predicted concentrations of PM<sub>10</sub>, PM<sub>2.5</sub>, NO<sub>2</sub>, and SO<sub>2</sub> for all averaging times are less than de minimis. Therefore, emissions from the proposed project are not expected to adversely affect the Wichita Mountains Wilderness Class I area.

#### F. Minor Source NSR and Air Toxics Review

Table 6. Site-wide Modeling Results for State Property Line

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Standard (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	12	1021
H <sub>2</sub> SO <sub>4</sub>	1-hr	22	50
H <sub>2</sub> SO <sub>4</sub>	24-hr	7	15



**Table 7. Total Concentrations for Minor NSR NAAQS (Concentrations > De Minimis)**

Pollutant	Averaging Time	GLCmax (µg/m³)	Background (µg/m³)	Total Conc. = [Background + GLCmax] (µg/m³)	Standard (µg/m³)
Pb	3-mo	0.0001	0.02	0.0201	0.15

The 3-mo Pb GLCmax is based on the maximum monthly predicted concentration over a one-year period.

A background concentration for Pb was obtained from the EPA AIRS monitor 480850029 located at 7202 Stonebrook Parkway, Frisco, Collin County. The highest 3-month rolling average from 2020-2022 was used for the 3-month value. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

**Table 8. Minor NSR Site-wide Modeling Results for Health Effects**

Pollutant	CAS#	Averaging Time	GLCmax (µg/m³)	GLCmax Location	ESL (µg/m³)
ammonia	7664-14-7	1-hr	17	Eastern Property Line	180
hydrogen chloride	7647-01-0	1-hr	0.3	--	190
hydrogen chloride	7647-01-0	Annual	0.01	--	7.9
mercury	7439-97-6	1-hr	0.0004	--	0.25
portland cement	65997-15-1	1-hr	53	Southern Property Line	50
portland cement	65997-15-1	Annual	1	15m N	5
silica, crystalline (quartz)	14808-60-7	1-hr	2	Northern Property Line	14
silica, crystalline (quartz)	14808-60-7	Annual	0.07	Southern Property Line	0.27

**Table 9. Minor NSR Hours of Exceedance for Health Effects**

Pollutant	Averaging Time	1 X ESL GLCni
portland cement	1-hr	1

The GLCmax locations are listed in Table 8 above by their approximate distance and direction from the property line of the project site. The GLCmax also represents the GLCni. The GLCmax locations for hydrogen chloride and mercury are not available since the applicant relied on generic modeling (see discussion below).



#### **G. Greenhouse Gases**

EPA has stated that unlike the criteria pollutants for which EPA has historically issued PSD permits, there is no National Ambient Air Quality Standard (NAAQS) for GHGs, including no PSD increment. The global climate-change inducing effects of GHG emissions, according to the "Endangerment and Cause or Contribute Finding", are far-reaching and multi-dimensional (75 FR 66497). Climate change modeling and evaluations of risks and impacts are typically conducted for changes in emissions that are orders of magnitude larger than the emissions from individual projects that might be analyzed in PSD permit reviews. Quantifying the exact impacts attributable to a specific GHG source obtaining a permit in specific places and points would not be possible [EPA's PSD and Title V Permitting Guidance for GHGs at 48]. Thus, EPA has concluded in other GHG PSD permitting actions it would not be meaningful to evaluate impacts of GHG emissions on a local community in the context of a single permit.

The TCEQ has determined that an air quality analysis would provide no meaningful data and has not required the applicant to perform one. As stated in the preamble to TCEQ's adoption of the GHG PSD program, the impacts review for individual air contaminants will continue to be addressed, as applicable, in the state's traditional minor and major NSR permits program per 30 TAC Chapter 116.

#### **VIII. Conclusion**

As described above, the applicant has demonstrated that the project meets all applicable rules, regulations and requirements of the State of Texas and the Federal Clean Air Act. The Executive Director's preliminary determination is that the permits should be issued.

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

125904

Applicant Name: <b>BM Dorchester LLC</b>	
Site or Facility Name: <b>BM Dorchester</b>	
Application Received Date: <b>November 8, 2021</b>	
TCEQ Account Number (if applicable):	Permit Number: <b>167047, PSDTX1602, and GHGPSDTX212</b>
Regulated Entity Number (RN): <b>111368437</b>	Customer Number (CN): <b>605952373</b>
All applicants must <b>complete all applicable</b> portions of this form. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period</b> . For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Alternative Language Checklist</b>	
I have contacted the appropriate school district. <span style="float: right;"><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</span>	
School District: <b>Howe ISD and Gunter ISD</b>	Phone Number: <b>903-745-4000 (Howe ISD)</b>
Person Contacted: <b>Giuliana Sheff (Howe ISD)</b> Consulted District Website ( <b>Gunter ISD</b> )	Date: <b>11/01/2021 (Howe ISD); November 2021 (Gunter ISD)</b> : No BEP program communicated <b>03/25/2024: Alternative language notice requirement was communicated during TCEQ Public Meeting.</b>
Is a bilingual education program (BEP) required by the Texas Education Code in the district? <span style="float: right;"><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</span>	
<b>If answer is "NO," skip to first question in verification box on next page.</b> (Note: A BEP is different from "English as a Second Language" (ESL) program; and Elementary/Middle schools that only offer ESL will not trigger notice in an alternative language.)	
Notice in an alternative language is required if a BEP is required in the District, and <b>one</b> of the following conditions is met:	
1. students in the elementary or middle school nearest the facility are enrolled in a program at that school;	<input type="checkbox"/> Yes <input type="checkbox"/> No
2. students from the elementary or middle school nearest the facility attend a BEP at another location; or	<input type="checkbox"/> Yes <input type="checkbox"/> No
3. the school district that otherwise would be required to provide a BEP has been granted an exception from the requirements to provide the program, as provided for in 19 Texas Administrative Code 89.1207(a).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If the answer is "NO" to 1, 2, and 3 above, then alternative language notice <b>is not required</b> .	
The name of the elementary school nearest to the proposed or existing facility is:	
<b>Summit Hill Elementary School</b>	
The name of the middle school nearest to the proposed or existing facility is:	
<b>Howe Middle School</b>	
The following language(s) is/are utilized in the bilingual program:	
<b>Spanish</b>	

Applicant Name: **BM Dorchester LLC**

If notice in an alternative language is required, then applicants must publish alternative language notice(s) and post alternative language sign(s), as outlined in the *Instructions for Public Notice* and certify compliance with those requirements on this form.

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: <b>BM Dorchester LLC</b>	
Site or Facility Name: <b>BM Dorchester</b>	
Application Received Date: <b>November 8, 2021</b>	
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Regulated Entity Number (RN): <b>111368437</b>	Customer Number (CN): <b>605952373</b>
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Alternative Language Verification</b>	
1. A BEP is required by the Texas Education Code in the area addressed by this permit application and is subject to alternative language public notice requirements. If "NO," skip 2 through 6 and complete signature, title, date, and name of applicant.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2. The applicant has conducted a diligent search for a newspaper or publication of general circulation in both the municipality and county in which the facility is located (or proposed to be located).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
3. A newspaper or publication <b>could not be found</b> in any of the alternative language(s) in which notice is required.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. The publishers of the <b>newspaper listed below refused to publish the notice</b> as requested, <b>and</b> another newspaper or publication in the same language and of general circulation <b>could not be found</b> in the municipality or county in which the facility is located (or proposed to be located).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
Newspaper:	Language:
5. Proof of publication of the newspaper <b>alternative language</b> notice(s) and the requested affidavits have been sent to the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
6. Alternative language signs were posted as required by the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period.</b> Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period.</b> The TCEQ will not accept this form if submitted prior to that date.	
Verified by (signature): <i>Michael Meister</i>	
Applicant: <b>Mr. Michael Meister</b>	
Title: <b>Principal Consultant</b>	Date: <b>08/21/2024</b>

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: <b>BM Dorchester LLC</b>	
Site or Facility Name: <b>BM Dorchester</b>	
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TCEQ Account Number (if applicable):	Permit Number: <b>167047, PSDTX1602, and GHGPSDTX212</b>
Regulated Entity Number (RN): <b>111368437</b>	Customer Number (CN): <b>605952373</b>
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>New Source Review Permit Notice Verification (Complete this section, if applicable)</b>	
Proof of publication of the newspaper notices and the requested affidavits have been furnished in accordance with the regulations and instructions of the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Notice of Receipt of Application and Intent to Obtain Permit (1<sup>st</sup> Notice):</b>	
Required signs (for 1st notice) were posted in accordance with the regulations and instructions of the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
A copy of the administratively complete air quality application, and any revisions, were available for review and copying at the public place indicated below throughout the duration of the public comment period.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
The public place indicated below provides public access to the internet (for PSD, nonattainment, or FCAA 112(g) Permit).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
<b>Notice of Application and Preliminary Decision (2<sup>nd</sup> Notice, if applicable):</b>	
A copy of the complete air quality application (including any subsequent revisions to the application), executive director's preliminary decision (which includes the draft permit), the preliminary determination summary and air quality analysis (if applicable), are available for review and copying at the public place indicated below from the first day after newspaper publication, and will remain available until either: (1) the TCEQ acts on the application; or (2) the application is referred to the State Office of Administrative Hearings (SOAH) for hearing	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Name of Public Place: <b>Howe Community Library</b>	
Address of Public Place: <b>315 S Collins Fwy</b>	
City: <b>Howe</b>	State: <b>Texas</b> ZIP Code: <b>75459</b>
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk within 10 business days after the end of the designated comment period. The TCEQ will not accept this form if submitted prior to that date.</b>	
Verified by (signature): <i>Michael Meister</i>	
Applicant: <b>Mr. Michael Meister</b>	
Title: <b>Principal Consultant</b>	Date: <b>08/21/2024</b>

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Regulated Entity Number (RN): <b>111368437</b>	Customer Number (CN): <b>605952373</b>	
For more information regarding public notice, refer to the instructions in the public notice package.		
<b>Federal Operating Permit (Title V) Notice Verification (Complete this section, if applicable)</b>		
I verify that the required signs were posted in accordance with the regulations and instructions of the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
I verify that proof of publication of the newspaper notices and the requested affidavits have been furnished in accordance with the regulations and instruction of the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
I verify that a copy of the complete air quality application (including any subsequent revisions to the application) and draft permit were available for review and copying at the public place indicated below throughout the duration of the public comment period.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Name of Public Place:		
Address of Public Place:		
City:	State:	ZIP Code:
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period.</b> Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period.</b> The TCEQ will not accept this form if submitted prior to that date.		
Verified by (signature):		
Applicant:		
Title:	Date:	



12700 Park Central Dr, Ste 600, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203 / [trinityconsultants.com](http://trinityconsultants.com)

August 21, 2024

**Via email:** [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov)

Texas Commission on Environmental Quality  
Office of the Chief Clerk  
Attn: Notice Team

*RE: Public Notice Requirements – Public Notice Verification Form  
Permit Numbers: 167047 and PSDTX1602  
TCEQ Project Number: 335160  
BM Dorchester LLC  
Customer Reference Number: CN605952373  
Regulated Entity Reference Number: RN111368437*

To Whom It May Concern:

BM Dorchester LLC (BM Dorchester) is constructing a Portland cement manufacturing facility located in Dorchester, Grayson County, Texas (Dorchester Facility). BM Dorchester has been assigned Customer Number (CN) 605952373. The Dorchester Facility has been assigned Texas Commission on Environmental Quality (TCEQ) Regulated Entity Number (RN) 111368437.

BM Dorchester submitted an initial permit application on November 8, 2021. As a part of the application process, the Dorchester Facility is required to publish a formal public notice in a newspaper of general circulation in the municipality nearest to the facility location. The Dorchester Facility previously published notices that did not include an alternative language notice, but it was brought to attention in the March 25, 2024 TCEQ Public Meeting that alternative notice is required due to the school district that otherwise would be required to provide a BEP has been granted an exception from the requirements. Therefore, a consolidated first and second notice was republished to include the alternate language provisions. In accordance with the public notice guidance package received from the TCEQ on June 14, 2024, BM Dorchester has completed the following:

- ▶ Published a formal public notice on July 9, 2024 in "The Herald Democrat" circulated in Grayson County;
- ▶ Published an alternative language formal public notice on July 9, 2024 in "La Prensa Comunidad" circulated in Grayson County;
- ▶ Placed a copy of the Air Quality Permit Application at the public location, Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, for public viewing and copying, beginning December 16, 2021 and updated on July 9, 2024; and
- ▶ Prepared and posted signs per TCEQ requirements at the Dorchester Facility beginning July 9, 2024. Spanish signs were securely in place beginning July 15, 2024.

With this submittal, BM Dorchester is submitting the Public Notice Verification Form to the TCEQ via email within 10 calendar days after the end of the designated comment period.

The Dorchester Facility is required to submit copies to those listed on the Notification List. An electronic copy will be sent to [R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov) and Mr. Joel Stanford, TCEQ Air Permits Division, [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov). Hard copies of these submittals are being mailed to the following, per the Instructions for Public Notice:

#### HEADQUARTERS

12700 Park Central Dr, Ste 600, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203

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The Dorchester Facility is required to submit copies of the aforementioned items to those listed on the Notification List. Therefore, copies are also being sent to the following:

Texas Commission on Environmental Quality  
Air Section Manager  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O Box 12873  
Austin, Texas 78711-2873

The Honorable Bruce Dawsey  
County Judge  
County Courthouse  
100 West Houston  
Sherman, Texas 75090

The Honorable David Smith  
Mayor of Dorchester  
373 Main Street  
Dorchester, TX 75459

If you have any questions, please feel free to contact me at (972) 661-8100 or via email at [MMeister@trinityconsultants.com](mailto:MMeister@trinityconsultants.com).

Sincerely,

TRINTY CONSULTANTS



Michael Meister  
Principal Consultant

cc: U.S. EPA, Region 6 ([R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov))  
Mr. Joel Stanford, Air Permits Division ([Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov))  
Air Section Manager, TCEQ Region 4, DFW  
Upland Leasing Team Leader, Texas General Land Office  
The Honorable Bruce Dawsey, County Courthouse  
The Honorable David Smith, Mayor of Dorchester  
Mr. Jake Bender, BM Dorchester LLC (electronic)



## Juliet Varra

---

**From:** Hunter Lohrenz <hunter.lohrenz@trinityconsultants.com>  
**Sent:** Wednesday, August 21, 2024 4:58 PM  
**To:** PROOFS; Joel Stanford; R6AirPermitsTX  
**Cc:** jake@highrollergroup.com; Stephen Beene; Mike Meister  
**Subject:** 2024-0821 Black Mountain PN Verification  
**Attachments:** 2024-0821 BM Dorchester PN Verification.pdf

To Whom It May Concern,

Trinity Consultants is sending this email on behalf of BM Dorchester LLC and in regards to the public notice verification for the initial permit application for Permit No. 167047 and PSDTX1602. As is directed in the public notice package that was received on June 14, 2024, the Public Notice Verification Form is attached to this email and is being submitted within 10 business days after the end of the designated comment period. Hard copies have been sent to all recipients listed in the notification list as well. Thank you.

Best,

**Hunter Lohrenz**  
Consultant

P 972.661.8100 M 406.871.6616

12700 Park Central Dr., Ste. 600, Dallas, TX, 75251  
Email: [hunter.lohrenz@trinityconsultants.com](mailto:hunter.lohrenz@trinityconsultants.com)  
LinkedIn: [www.linkedin.com/in/hunter-lohrenz-8738141a3](https://www.linkedin.com/in/hunter-lohrenz-8738141a3)



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22  
TCEQ-Office of the Chief Clerk  
MC-105 Attn: Notice Team  
P.O. Box 13087  
Austin, Texas 78711-3087

125804  
Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

**AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING**

**STATE OF TEXAS §**

**COUNTY OF** Grayson **§**

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

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

the Agent of the Herald Democrat  
(Title of Person Representing Newspaper) (Name of the Newspaper)

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

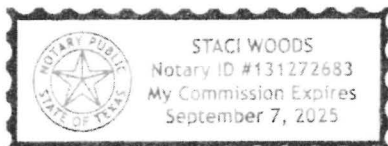
that the enclosed notice was published in said newspaper on the following date(s):

July 9, 2024

Sherry Groves  
(Newspaper Representative's Signature)

Subscribed and sworn to before me this the 22nd day of July, 20 24  
to certify which witness my hand and seal of office.

[Affix Seal]



Staci Woods  
Notary Public in and for the State of Texas

Staci Woods  
Print or Type Name of Notary Public

September 7, 2025  
My Commission Expires

# Classifieds

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dnelson@cherryroad.com

785-992-0001 ext. 2189

## Announcements

## Announcements

Hi, this is Debbie...call me to sell your car, have a garage sale, have a rental or a help wanted opening. It's easy, we can process it over the phone. 785-992-0001 x 2189. Leave message, if I don't grab your call, I will call you back. Only takes about five minutes to place.

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\$5,000 down  
Call 903-465-5464  
For More Info

## Apartments

## NEED AN AFFORDABLE APARTMENT?

Denison Housing Authority is accepting applications for apartments. Applicants will be placed on a waiting list until a vacancy is available. No application fee or long-term lease is required. Rent is based on household income. Water is paid. Tenants pay average of electrical allowance. Request application by email: [info@denisonha.org](mailto:info@denisonha.org), phone 903-465-2650 or pick up at 330 N. 8th Avenue, Denison, TX. Denison Housing is EHO.

## PUBLIC NOTICE

Competitive sealed proposals for the Pottsboro ISD - Existing Middle School Administration Conversion - RBBID for CSP 28-A Electrical are being accepted by Pottsboro Independent School District. Proposals may be obtained an electronic copy of contract documents by contacting the Construction Manager, Gallagher Construction Services, 3501 Token Drive, Suite 100, Richardson, Texas 75082, 972-633-0564, [bids@gallagherct.com](mailto:bids@gallagherct.com), and at the website [gallagherct.com](http://gallagherct.com). An electronic copy of the contract documents will also be furnished to area plan rooms.

Electronically submitted proposals shall be submitted to [bids@pottsboroisd.org](mailto:bids@pottsboroisd.org), and received before 2:00 PM, local time, Tuesday, July 23, 2024. Thereafter, at 2:00 PM, all sealed electronic proposals will be opened and tabulated by the Construction Manager. Any electronic submissions received after the closing time of 2:00 PM will not be accepted. A complete proposal tabulation will be made available on the Construction Manager's website as soon as practical after opening of electronic proposals. After proposals are opened and tabulated, post proposal conferences will be conducted as necessary, and recommendations presented to the Owner for consideration of awarding contracts.

## PUBLIC NOTICE

If for some reason a proposal cannot be submitted electronically, hard copies shall be sent/delivered directly to Pottsboro ISD Administration Office, 1401 Katy Lane, Pottsboro, Texas 75076 and received, not postmarked, on or before 2:00 PM, local time, Tuesday, July 23, 2024. Any HARD COPY proposals received after the closing time of 2:00 PM will be returned unopened. Published in the Herald Democrat July 2, 9, 2024. 2457080

## NOTICE OF PUBLIC SALE

To satisfy a landlord's lien, PS Retail Sales, LLC will sell at public lien sale on July 24, 2024, the personal property in the below-listed units, which may include but are not limited to: household and personal items, office and other equipment. The public sale of these items will begin at 12:15 PM and continue until all units are sold. Lien sale to be held at the online auction website, [www.storagetreasures.com](http://www.storagetreasures.com), where indicated. For online lien sales, bids will be accepted until 2 hours after the time of the sale specified.

**PUBLIC STORAGE**  
#77882 4316 Texoma Pkwy  
Sherman, TX 75099  
(903) 494-0915  
Time: 12:15 PM

Sale to be held at [www.storagetreasures.com](http://www.storagetreasures.com).

Prescott, Ronald; Tevay, Charles; Love, Ishah; Madrid, Cirsohal; Cruz, Mindy; Cruz, Mindy; Gonzales, Elisha; Hageman, Kimberly; Buckner, Mark; Sharp, Charles; Breyfogel, Emily; Sneed, Nikki; Ross, Tammi, Clark, Chris

Public sale terms, rules, and regulations have been made available prior to the sale. All sales are subject to cancellation. We reserve the right to refuse any bid. Payment must be in cash or credit card-no checks. Buyers must secure the units with their own personal locks. To claim tax-exempt status, original RESALE certificates for each unit purchased are required. By PS Retail Sales, LLC, 701 Western Avenue, Glendale, CA 91201. (818) 244-8080.

Published in the Herald Democrat July 9, 16, 2024. 2452560

## NOTICE OF DRAWING FOR PLACE ON BALLOT

NOTICE IS HEREBY GIVEN OF A DRAWING TO DETERMINE THE ORDER IN WHICH THE NAMES OF CANDIDATES ARE TO BE PRINTED ON THE BALLOT FOR THE SPECIAL ELECTION TO BE HELD ON SATURDAY, SEPTEMBER 14, 2024, IN SHERMAN, TEXAS. THE DRAWING WILL BE HELD AT 9:00 A.M. ON FRIDAY, JULY 12, 2024, IN THE CITY COUNCIL CHAMBERS, 220 W. MULBERRY,

## NOTICE OF SALE

NOTICE IS HEREBY GIVEN TO ALL INTERESTED PERSONS THAT THE FOLLOWING MOTOR VEHICLES WILL BE SOLD AT A PUBLIC AUCTION TO THE HIGHEST BIDDER. CASH ONLY WITH PAYMENT DUE AT END OF SALE. THE AUCTION WILL BE HELD TUESDAY AUG 6TH @ 9AM AT MIDWAY STORAGE FACILITY, 4026 TEXOMA PARKWAY, SHERMAN, TX 75099.

2001 HONDA ACCORD  
2011 MITSUBISHI ENDEAVOR  
2006 FORD F150  
2015 CHEVY MALIBU  
2006 MERCURY SABLE  
1991 CADILLAC ELDOBRADO  
2005 CHEVY TRAILBLAZER  
2002 CHEVY TAHOE  
2005 MAZDA PROTEGE  
2005 HONDA ELANTRA  
2000 FORD MUSTANG  
1998 MERCURY CARGLAR  
2001 CHEVY MONTE CARLO  
2000 BUICK LESABRE  
2011 FORD EDGE  
1998 LEXUS RX3  
2015 HONDA CIVIC  
2015 DODGE RAM 1500  
2010 HONDA CIVIC  
2014 NISSAN ALTIMA  
2008 DODGE DART  
2017 KIA FORTE  
2008 PORSCHE CAYENNE  
2005 KAWASAKI NINJA

SILVER  
GRAY  
BLACK  
GRAY  
WHITE  
WHITE  
BLACK  
BLACK  
SILVER  
GREEN  
BLUE  
BLACK  
SILVER  
BLUE  
BLACK  
SILVER  
SILVER  
RED  
RED  
BLACK  
GRAY  
BLACK

1HGCG65S1A049950  
4A4IN2AS3B026625  
4PTW1W36K056572  
1G11D5L3FP162894  
1MRHM42W9C628151  
1G8L1JBLMU04061  
1GNDS1S8S338829  
1GNEC13V92R70649  
1M1B123S0393923  
KMHDN46D8S1995417  
1PAP1404XP202097  
1M1B16243T1H35366  
2G1W1K531116394  
2G4WY55J91348294  
2FMDK5J7C7B8A12228  
7F81P1U17X062852  
19XPB2F50FE016248  
38T1C13V191757347  
1X8T8P0C0043181  
1N1A13AP8EC141595  
1C3C0PFA6C0818621  
8KPLA17H1E12576  
WP1A29P78LA21594  
JKAEXP185DA08529

## PUBLIC NOTICE

SHERMAN, TEXAS.  
LINDA ASHBY, CITY CLERK  
OFFICER CONDUCTING DRAWING

## AVISO DE SORTEO DE POSICIONES EN EL BOLETO DE VOTACION

CON ESTE AVISO SE DA AVISO DE UN SORTEO PARA DETERMINAR EL ORDEN EN EL QUE DEBEN IMPRIMIRSE LOS NOMBRES DE LOS CANDIDATOS EN LA BOLETA PARA LA ELECCION ESPECIAL QUE SE CELEBRARA EL SABADO 14 DE SEPTIEMBRE DE 2024 EN SHERMAN, TEXAS. EL SORTEO SE REALIZARA A LAS 9:00 A.M. EL VIERNES 12 DE JULIO DE 2024 EN LA CAMARA DEL CONCEJO MUNICIPAL, 220 W. MULBERRY, SHERMAN, TEXAS.

LINDA ASHBY, SECRETARIA DE LA CIUDAD, FUNCIONARIA ENCARGADA DEL SORTEO

Published in the Herald Democrat July 9, 2024. 2453700

Application has been made with the Texas Alcoholic Beverage Commission for a Package Store Permit (P) and Local Distributor's Permit (LP) by MD Management 168 LLC (dba) Whitesboro Liquor, to be located at 1020 Highway 377 N, Ste D, Whitesboro, Grayson County, TX 76273. Officer(s) of the said entity: Dalin Mao - Manager; and Somonkol Som - Manager. Published in the Herald Democrat July 9, 11, 2024. 2459150

## NOTICE TO CREDITORS OF THE ESTATE OF DONALD JACK SIKES

Notice is hereby given that Letters Testamentary upon the Estate of Donald Jack Sikes, Deceased were granted to the Jan Powers on July 2, 2024, by the Probate Court of Grayson County, Texas in Cause No. 2024-270P. All persons having claims against said estate are hereby required to present the same to Jan Powers within the time prescribed by law.

My address is:  
c/o Michael D. Allen  
Abernathy, Roeder, Boyd & Hullett, P.C.  
1700 Redbud Blvd., Ste. 300  
McKinney, TX 75069

Published in the Herald Democrat July 9, 2024. 2460930

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## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

## EXAMPLE A

CONSOLIDATED NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN PERMIT AND NOTICE OF APPLICATION AND PRELIMINARY DECISION

PROPOSED AIR QUALITY PERMIT NUMBERS: 167047, PSDTX1602, and HGPSDTX212

**APPLICATION AND PRELIMINARY DECISION.** BM Drachler LLC, 1108 Southshore Circle, Suite 100, Sherman, Texas 75076, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of a Permit to Construct (PTC) for the proposed construction of a new 100,000 sq. ft. building, to be located on the intersection of Highway 301 and Highway 302, at the intersection of Highway 302 to approximately 0.28 miles, the site and the building directly north of Highway 301, after the intersection of Highway 301, Conductor, Grayson County, Texas 75076. This application was prepared by an experienced engineer as allowed by the commission rules in 10 Texas Administrative Code, Chapter 101, Subchapter 1. **APPROVAL OF ALTERNATIVE.** It also is shown alternatives on impact on the environment in the following areas: air quality, noise, and other environmental impacts. The application was submitted to the TCEQ on November 2, 2021. The proposed facility will emit the following air contaminants: a significant amount of carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide, sulfuric acid, and greenhouse gases. In addition, the facility will emit the following air contaminants: hazardous air pollutants and toxic.

The degree of PSD increment predicted to be consumed by the proposed facility and other increment consuming sources is the same as follows:

Maximum Averaging Time	Maximum Increment Consumed (µg/m³)	Allowable Increment (µg/m³)
3-hour	12	252
24-hour	4.5	91
Annual	0.3	20

PM<sub>10</sub>

Maximum Averaging Time	Maximum Increment Consumed (µg/m³)	Allowable Increment (µg/m³)
3-hour	29	30
24-hour	3	17

Nonparticulate

Maximum Averaging Time	Maximum Increment Consumed (µg/m³)	Allowable Increment (µg/m³)
Annual	6.8	25

PM<sub>2.5</sub>

Maximum Averaging Time	Maximum Increment Consumed (µg/m³)	Allowable Increment (µg/m³)
24-hour	0.7	9
Annual	1.4	4

The executive director has determined that for emissions of air contaminants from the proposed facility which are subject to PSD review will not exceed any federal or state quality standards and will not have any significant adverse impact on air quality, visibility, or climate. All air contaminants have been evaluated, and "best available control technology" will be used for the control of these contaminants.

The executive director has completed the review of the application and prepared a draft permit notice. If approved, it will establish the conditions under which the facility may operate. The permit application, including the permit application, draft permit, and the executive director's preliminary decision summary and executive director's air quality decision, will be available for review and signing of the TCEQ central office, the TCEQ Dallas/Texas Regional Office, and the TCEQ Houston Regional Office, 135 South Collins Avenue, Suite 200, Houston, Texas 77002, beginning the first day of publication of this notice. The notice complies with the requirements of the TCEQ's public notice rule, 101.001, TCEQ Rule, 101.001.

**PUBLIC COMMENT.** You may submit public comments to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application.

You may submit additional written public comments within 10 days of the date of newspaper publication of this notice in the manner set forth in the TCEQ's public notice rule, 101.001, TCEQ Rule, 101.001.

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** A contested case hearing is a legal proceeding which is not held in a state district court. A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. A contested case hearing request must include the following: (1) your name or for a group or association, an official representative, mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement: "I am requesting a contested case hearing;" (4) a specific description of how you are being adversely affected by the application and any emissions from the facility in a way not covered by the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact or law that you want during the contested period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests of the group or association must be stated in the request. You may also submit your public comments to the application permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 30 days following this notice to the Office of the Chief Clerk, at the address provided in the information section below.

A contested case hearing will only be granted based on disputed issues of fact or need of questions of fact and law that are relevant and material to the Commission's decision on the application. The Commission may only grant a request for a contested case hearing on issues the requester submitted in their timely comments that were not subsequently withdrawn. Issues that are not submitted in public comments may not be considered during a hearing.

**EXECUTIVE DIRECTOR ACTION.** If a timely contested case hearing request is not received or if a timely contested case hearing request is withdrawn, the executive director may issue final approval of the application. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application.

**INFORMATION AVAILABLE ONLINE.** These documents are accessible through the Commission's Web site at [www.tceq.texas.gov](http://www.tceq.texas.gov). The executive director's preliminary decision which includes the draft permit, the executive director's preliminary decision summary, the air quality analysis, and, once available, the executive director's response to comments in this application. Also, the Commission's integrated (ID) rule, 101.001, TCEQ Rule, 101.001, and the TCEQ's public notice rule, 101.001, TCEQ Rule, 101.001. The public notice rule, 101.001, TCEQ Rule, 101.001, is an electronic copy of the rule or facility's general location is provided as a public copy and not part of the application or notice. For exact location, refer to application. <http://www.tceq.texas.gov> (under "Public Notice" link) or <http://www.tceq.texas.gov> (under "Public Notice" link).

**MAILING LIST.** This may be updated on a mailing list to obtain additional information on this application by sending a request to the Office of the Chief Clerk at the address below.

**AGENCY CONTACTS AND INFORMATION.** Public comments and requests must be submitted either electronically to [www.tceq.texas.gov](mailto:www.tceq.texas.gov) or by mail to the Texas Commission on Environmental Quality, Office of the Chief Clerk, 1001, P.O. Box 13087, Austin, Texas 78713-0887. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the Public Education Program line at 800-687-4040. A directory of information on TCEQ's public notice rule is available at 1-800-687-4040.

Further information may also be obtained from BM Drachler LLC at the address stated above or by calling Mr. Michael Mentes, Deputy Consultant at (561) 861-1666.

Continued Next Page: Date: June 14, 2024

10/20/2024

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# LOCAL NEWS

## Charter school to break ground in Sherman

Staff reports

This week, a groundbreaking will be held for Sherman's first public charter school. Tuesday morning, Inspire Academies is supposed to break ground on its newest campus Sherman Inspire Academy to be located at 2310 S. Heritage Parkway in Sherman.

The free public charter school hopes to open in August of 2025 with 600 students in grades kindergarten through 12th.

"For more than 25 years, Inspire Academies has created and operated innovative schools serving thousands of students across Texas," a news release about the news school said. "The Sherman Inspire Academy, state-of-the-art campus has been designed by award-winning Education Design

International and Grace Hebert Curtis Architects, LLC. The campus will welcome Sherman-area students at one K-12 location offering a close-knit community, rich learning experiences, and meaningful collaborations."

Inspire Academies has been in existence for 25 years.

In an article on approved charter schools released at the end of June, the Texas Tribune said, "Charter schools receive state funding based on average daily student attendance and do not receive money from local tax revenue like traditional public schools. They do not need to comply with as many state regulations as traditional school districts do, but the TEA says they are held to strict academic standards and expected to take an innovative approach to the classroom."

More than 400,000 students in the

state of Texas attend the less than 1,000 charter campuses in the state. There are more than 5 million grade school public students in Texas.

"The Texas Public Charter Schools Association opposes the notion that charter schools, which have also struggled with a lack of new state funding, take away resources from traditional public schools," the Tribune article said.

The Texas Education Agency's approval process for charter schools includes application reviews, an interview, a State Board of Education review and additional vetting by TEA.

"State approval can be revoked if a school's performance is persistently low," the article said.

"Since 2016, only 13% of the state's charter applications have been approved, according to the TEA."

## Denison Fire Rescue responds to 2 Fourth of July weekend drownings

Staff reports

Denison officials announced Sunday evening that Denison Fire Rescue responded to two separate drowning events that occurred over the Fourth of July weekend. In a news release issued around 8 p.m. Sunday, the department said the events took place Thursday and Saturday near the Denison Dam spillway.

Fire Rescue responded around 8:30 p.m. Thursday to a potential drowning of two people.

"Upon arrival, crews located witnesses performing CPR on an 18-year-old male," the release said. "DFR crews continued CPR and transported the victim to a local hospital where he was pronounced deceased."

While on scene, crews located a 23-year-old female who was alert and was transported to a nearby hospital for near drowning.

The second incident took place around 4 p.m. Sunday. Denison Fire Rescue were called about a potential drowning.

"The Denison Fire Rescue/Denison Police Department dive team along with DFR shift members, ropes team, Texas Game Wardens, the Grayson County Sheriff's Office, and Corps of Engineer Park," the release said. "Rangers worked to locate the victim. Once located, the victim was pronounced deceased on scene."



Denison Fire Rescue worked to locate several drowning and July weekend. In a news release issued around 8 p.m. Sunday, the department said the events took place Thursday and Saturday near the Denison Dam spillway.

## SE alumna Gibson places first nationally at NATS national student auditions

Southeastern

Southeastern Oklahoma State University alumna Lauren Manon Gibson placed first in her division at the National Student Auditions at the 58th National Association of Teachers of Singing (NATS) recently.

Gibson, a native of Antlers who graduated with her Bachelor of Music in vocal performance from Southeastern in December 2023, placed first in the prestigious national competition in the 4th/5th Year Treble category. She is a student of Dr. Jeremy Blackwood, Dean of Graduate Studies and Associate Professor of Voice at Southeastern.

"I'm so proud of Lauren for her top placement at the NATS national student auditions," Blackwood

said. "Watching her perform in such a competitive field and shine above the rest brings recognition to our fantastic music students and instructors. It was such a joy to see one of our best and brightest emerge as a national champion." Gibson qualified for the national competition by placing first in her category at the Texoma Regional NATS Student Auditions in November 2023.

"I am deeply honored and thrilled to have placed first in my category at the 58th NATS National Student Auditions," Gibson said after the competition. "This being my first big voice competition, I never expected to place, especially not in first. It was an illuminating experience to perform at such a prestigious level and to be recognized among so many talented performers. I

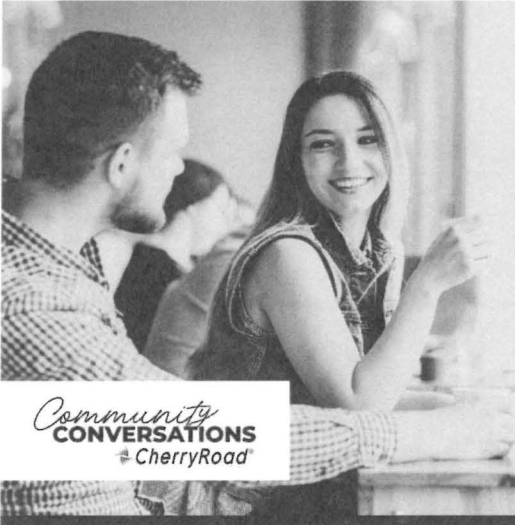
was constantly amazed by the skill and dedication from every student."

"I am incredibly grateful for the opportunity to attend this conference, with the support of my fantastic teacher Dr. Jeremy Blackwood and my wonderful mother. This accomplishment feels like the perfect way to wrap up my time at Southeastern Oklahoma State University as I prepare to embark on the next part of my educational journey. Thank you so much to everyone who has supported me along the way!"

Gibson is continuing as a graduate student in the Master of Music in Performance degree program in the Jacobs School of Music at the University of Indiana, under the tutelage of Distinguished Professor of Voice Carol Vaness.

### TO ALL INTERESTED PERSONS AND PARTIES:

BM Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047, Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, and Greenhouse Gas PSD Permit GHGSPSDTX212, which would authorize construction of a Portland Cement at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.



Community  
CONVERSATIONS  
CherryRoad

# Hey Sherman Let's talk.

The Sherman Herald Democrat knows that what we do is a vital part of the community, we need your support in letting every one know. We know you get it, help others get it too.



Take our community  
survey and receive 4-  
weeks free. Help make  
#localmatter.

Give this to a  
friend and let  
them know you  
support  
community  
journalism.

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

Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

## ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF Grayson §

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

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

the Owner of the La Prensa Comundiad;  
(Title of Person Representing Newspaper) (Name of the Newspaper)

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

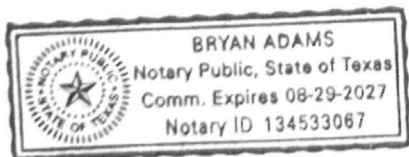
that the enclosed notice was published in said newspaper on the following date(s):

09 July 9, 2024

[Signature]  
(Newspaper Representative's Signature)

Subscribe and sworn to before me this the 9 day of July, 20 24  
to certify which witness my hand and seal of office.

[Affix Seal]



[Signature]  
Notary Public in and for the State of Texas

Bryan Adams  
Print or Type Name of Notary Public

08/29/2027  
My Commission Expires





# Vitiligo: Comprendiendo la Condición de la Piel que Desafía la Pigmentación

El vitiligo es una enfermedad de la piel que, a pesar de su relativa prevalencia, sigue siendo uno de los trastornos menos comprendidos y conocidos tanto por el público en general como por la comunidad médica. Según los Institutos Nacionales de Salud de Estados Unidos (NIH, por sus siglas en inglés), este trastorno afecta entre el 0,5% y el 1,0% de la población mundial. Sin embargo, muchos casos no son reportados, lo que lleva a algunos investigadores a estimar que la condición podría afectar hasta el 1,5% de la población global.

El vitiligo se manifiesta con la pérdida de pigmentación en la piel y, en ocasiones, en el cabello, lo que resulta en la aparición de áreas blancas o pálidas. Esta pérdida de color es más evidente en personas de piel oscura, aunque el trastorno afecta a personas de todos los grupos étnicos con igual frecuencia. Es importante destacar que el vitiligo no es una enfermedad contagiosa. Cualquier persona, independientemente de su género o color de piel, puede desarrollar este trastorno. La enfermedad es crónica y se caracteriza por la aparición de parches blancos en la piel debido a la destrucción de los melanocitos, las células responsables de producir melanina, el pigmento que da color a la piel y la protege de los rayos solares. Cuando los melanocitos se dañan o destruyen, la piel pierde su color y se desarrolla el vitiligo.

El vitiligo puede aparecer en cualquier parte del cuerpo, pero es más común en áreas expuestas al sol, como la cara, el cuello y las manos. Aunque es más visible en personas de piel oscura, la variabilidad en su presentación es considerable entre diferentes individuos.

Existen dos tipos principales de vitiligo, clasificados según la distribución de la despigmentación en el cuerpo. El vitiligo segmentario, también conocido como unilateral, suele aparecer en una sola área del cuerpo y generalmente a una edad temprana. Puede afectar una pierna, un lado de la cara o varias áreas en un solo lado del cuerpo. Aproxima-



damente la mitad de las personas con este tipo de vitiligo también pueden experimentar la caída del cabello en las áreas afectadas.

El vitiligo no segmentario, que es la forma más común, se caracteriza por la aparición de parches simétricos en ambos lados del cuerpo. Este tipo de vitiligo puede subdividirse en acrofacial, que afecta la cara, cabeza, manos y pies; mucosal, que afecta las mucosas oral y genital; y universal, que es la forma más severa y rara, afectando entre el 80% y el 90% de la piel.

Según The Vitiligo Society, aproximadamente 70 millones de personas en el mundo tienen vitiligo, y entre el 20% y el 35% de estos pacientes son niños. Aunque puede desarrollarse a cualquier edad, el vitiligo suele comenzar a manifestarse alrededor de los 20 años y afecta tanto a hombres como a mujeres de cualquier origen étnico. Este trastorno es autoinmune y no meramente un problema "cosmético".

A pesar de los avances en la investigación, la causa exacta del vitiligo sigue siendo desconocida. No es una infección y no puede transmitirse de una persona a otra. La imprevisibilidad del vitiligo es otra de sus características; una vez que aparece la primera mancha, es imposible predecir cuánto piel se

verá afectada, y las manchas blancas suelen ser permanentes.

El vitiligo no causa síntomas físicos más allá de la despigmentación, aunque las áreas afectadas pueden quemarse fácilmente con el sol si no se protegen adecuadamente. Sin embargo, el impacto psicológico de la enfermedad puede ser significativo, especialmente si las manchas blancas aparecen en áreas visibles como la cara, el cuello, las manos o los genitales. La angustia emocional y psicológica asociada con el vitiligo puede ser severa, independientemente del color de piel de la persona afectada o de la extensión de la enfermedad.

Nina Goad, de la Asociación Británica de Dermatólogos, comentó a la BBC que el vitiligo puede tener un efecto devastador en la autoestima y el bienestar emocional de los pacientes. En algunos grupos étnicos, especialmente en aquellos con piel más oscura, la enfermedad puede causar una pérdida de identidad cultural, lo que agrava aún más el estigma y la angustia psicológica.

La evolución del vitiligo varía de una persona a otra. Algunas personas no notan cambios en sus manchas durante años, mientras

que en otros casos, el trastorno puede progresar rápidamente. En ocasiones, especialmente en niños, las manchas blancas pueden repigmentarse, aunque esto es poco común sin tratamiento.

El manejo del vitiligo suele incluir una combinación de tratamientos. La fototerapia, que implica la exposición a luz ultravioleta, se usa junto con medicamentos como corticosteroides aplicados tópicamente. Sin embargo, los corticosteroides son efectivos en menos del 25% de los pacientes y la fototerapia puede llevar a una repigmentación irregular, además de aumentar el riesgo de cáncer de piel a largo plazo.

Recientemente, se ha aprobado un nuevo tratamiento tanto en Estados Unidos como en la Unión Europea para el vitiligo no segmentario: Opzelura, cuyo principio activo es ruxolitinib.

Este medicamento, en forma de ungüento, se aplica directamente sobre las áreas afectadas y ha mostrado resultados prometedores. Aproximadamente la mitad de los pacientes que lo usaron dos veces al día experimentaron una mejoría significativa y alrededor de una sexta parte lograron una repigmentación completa en tres meses. No obstante, Opzelura tiene varias contraindicaciones, incluyendo efectos sobre el sistema inmune, acné e irritaciones en las áreas de aplicación, y su costo es elevado, alrededor de \$2,000 por tubo.

En resumen, el vitiligo es una enfermedad compleja que afecta a millones de personas en todo el mundo. Aunque no representa una amenaza física significativa más allá de la vulnerabilidad al sol en las áreas despigmentadas, su impacto emocional y psicológico es profundo.

La investigación continúa en busca de tratamientos más efectivos y accesibles, y una mayor comprensión del vitiligo podría llevar a mejores estrategias de manejo y apoyo para quienes viven con esta condición.

## EE.UU. alerta por aumento de dengue

EE.UU. ha emitido una alerta sanitaria debido al incremento de casos de dengue dentro de su territorio, tras meses de reportes en áreas previamente libres de la enfermedad. Las autoridades sanitarias nacionales han recomendado a los médicos estudiar y familiarizarse con los síntomas del dengue.

El dengue, transmitido por picaduras de mosquitos, ha aumentado globalmente, impulsado por el cambio climático. En apenas seis meses, varios países del Continente Americano han superado récords de casos anuales de dengue.



La Organización Mundial de la Salud declaró una emergencia en diciembre y Puerto Rico hizo lo propio en marzo. Aunque el dengue sigue siendo menos común en el territorio continental de EE.UU., los casos en los 50 estados han triplicado en comparación con el mismo período del año pasado. La mayoría de las infecciones fueron adquiridas en el extranjero, y aunque no hay evidencia de un brote actual, las autoridades advierten sobre la amenaza persistente de los mosquitos locales.

En su alerta emitida el martes, los Centros para el Control y la Prevención de Enfermedades aconsejaron a los médicos familiarizarse con los síntomas, indagar sobre los viajes recientes de los pacientes y considerar pruebas de dengue si es necesario.

El dengue se propaga mediante un mosquito de clima tro-

pical cuya población se está extendiendo debido al cambio climático. Muchas personas infectadas no presentan síntomas, pero algunas sufren dolores de cabeza, fiebre y malestar general. Los casos graves pueden llevar a hemorragias, shock y muerte.

Las infecciones recurrentes son especialmente peligrosas. Hay cuatro tipos de virus del dengue: tipos 1, 2, 3 y 4. La infección por un tipo genera inmunidad de por vida contra ese tipo, pero una infección subsiguiente por otro tipo puede resultar en una enfermedad más severa.

Esta preocupación es particularmente relevante en Puerto Rico, que en las últimas dos décadas ha estado mayormente expuesto al dengue tipo 1. El mes pasado, la isla reportó su primera muerte por dengue de este año.

### A TODAS LAS PERSONAS Y PARTES INTERESADAS:

BM Dorchester LLC, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) la emisión de la Propuesta de Permiso de Calidad del Aire 167047, Permiso de Calidad del Aire para la Prevención del Deterioro Significativo (PSD) PSDTX1602 y Permiso de PSD de Gases de Efecto Invernadero GHGSPDXTX212, que autorizaría la construcción de un Cemento Portland en las siguientes direcciones de manejo: desde la intersección de la autopista 289 y la autopista 902 al este de Dorchester, dirijase hacia el este por la autopista 902 durante aproximadamente 0.80 millas: el sitio estará ubicado directamente al norte de la autopista 902 después de la intersección de Taylor Road, Dorchester, condado de Grayson, Texas 75459. Esta solicitud fue procesada de manera expedita, según lo permitido por las reglas de la comisión en el Título 30 del Código Administrativo de Texas, Capítulo 101, Subcapítulo J. Información adicional sobre esta solicitud se encuentra en la sección de avisos públicos de este periódico.

### A TODAS LAS PERSONAS Y PARTES INTERESADAS:

Raptor Ready Mix Inc. ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ, por sus siglas en inglés) un Permiso Estándar de Calidad del Aire, Registro No. 176542L001, que autorizaría la construcción de una planta dosificadora de concreto ubicada desde la I-35E Norte hasta la salida 448, Round Grove Road West. Gire a la izquierda en Round Grove Road West. Vaya 3.4 millas a Duncan Lane y gire a la izquierda. Vaya 0.75 millas hasta Spinks Road. El sitio se encuentra en la esquina sureste de Duncan Lane y Spinks Road, Lewisville. Condado de Denton, Texas 75067. Información adicional sobre esta solicitud se encuentra en la sección de avisos públicos de este periódico.

### A TODAS LAS PERSONAS Y PARTES INTERESADAS:

Printpack, Inc., ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) una enmienda y renovación del Permiso de Calidad del Aire Número 9981, que autorizaría la modificación y la operación continua de una Planta de Impresión Flexográfica existente en 2005 South Great Southwest Parkway, Grand Prairie, condado de Tarrant, Texas 75051. Hay información adicional sobre esta solicitud contenida en la sección de avisos públicos de este periódico.

### A TODAS LAS PERSONAS Y PARTES INTERESADAS:

Technical Chemical Company, ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ, por sus siglas en inglés) la renovación del permiso de calidad del aire número 114033, que autorizaría la continuación del funcionamiento de Technical Chemical Plant 2 situada en 400 Commerce Boulevard, Cleburne, Condado de Johnson, Texas 76033. Información adicional sobre esta solicitud se encuentra en la sección de aviso público de este periódico.



12700 Park Central Dr, Ste 600, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203 / [trinityconsultants.com](http://trinityconsultants.com)

July 22, 2024

**Via email:** [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov)

Texas Commission on Environmental Quality

Office of the Chief Clerk

Attn: Notice Team

*RE: Public Notice Requirements – Proof of Publication and Affidavit Form*

*Permit Numbers: 167047 and PSDTX1602*

*TCEQ Project Number: 335160*

*BM Dorchester LLC*

*Customer Reference Number: CN605952373*

*Regulated Entity Reference Number: RN111368437*

To Whom It May Concern:

BM Dorchester LLC (BM Dorchester) is constructing a Portland cement manufacturing facility located in Dorchester, Grayson County, Texas (Dorchester Facility). BM Dorchester has been assigned Customer Number (CN) 605952373. The Dorchester Facility has been assigned Texas Commission on Environmental Quality (TCEQ) Regulated Entity Number (RN) 111368437.

BM Dorchester submitted an initial permit application on November 8, 2021 and has since submitted revised modelling files per the TCEQ's request. As a part of the application process, the Dorchester Facility is required to publish a formal public notice in a newspaper of general circulation in the municipality nearest to the facility location. In accordance with the public notice guidance package received from the TCEQ on June 14, 2024, BM Dorchester has completed the following:

- ▶ Published a formal public notice on July 9, 2024 in "The Herald Democrat" circulated in Grayson County;
- ▶ Published an alternative language formal public notice on July 9, 2024 in "La Prensa Comunidad" circulated in Grayson County;
- ▶ Placed a copy of the Air Quality Permit Application at the public location, Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, for public viewing and copying, beginning December 16, 2021 and updated on July 9, 2024; and
- ▶ Prepared and posted English and Spanish signs per TCEQ requirements at the Dorchester Facility beginning July 15, 2024.

With this submittal, BM Dorchester is submitting the Affidavit of Publication for Air Permitting to the TCEQ via email within 30 calendar days after the date of publication.

The Dorchester Facility is required to submit copies of the aforementioned items to those listed on the Notification List. An electronic copy will be sent to [R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov) and Mr. Joel Stanford, TCEQ Air Permits Division, [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov). Hard copies of these submittals are being mailed to the following, per the Instructions for Public Notice:

"

#### HEADQUARTERS

12700 Park Central Dr, Ste 2100, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203

00138



TCEQ - Page 2  
July 22, 2024

Texas Commission on Environmental Quality  
Air Section Manager  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O Box 12873  
Austin, Texas 78711-2873

The Honorable Bruce Dawsey  
County Judge  
County Courthouse  
100 West Houston  
Sherman, Texas 75090

The Honorable David Smith  
Mayor of Dorchester  
373 Main Street  
Dorchester, TX 75459

If you have any questions, please feel free to contact me at (972) 661-8100 or via email at [MMeister@trinityconsultants.com](mailto:MMeister@trinityconsultants.com).

Sincerely,

TRINTY CONSULTANTS



Michael Meister  
Principal Consultant

cc: U.S. EPA, Region 6 ([R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov))  
Mr. Joel Stanford, Air Permits Division ([Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov))  
Air Section Manager, TCEQ Region 4, DFW  
Upland Leasing Team Leader, Texas General Land Office  
The Honorable Bill Managers, County Courthouse  
The Honorable David Smith, Mayor of Dorchester  
Mr. Jake Bender, BM Dorchester LLC (electronic)

## Juliet Varra

---

**From:** Hunter Lohrenz <hunter.lohrenz@trinityconsultants.com>  
**Sent:** Monday, July 22, 2024 4:59 PM  
**To:** PROOFS; Joel Stanford; R6AirPermitsTX  
**Cc:** Stephen Beene; Mike Meister; jake@highrollergroup.com  
**Subject:** 2024-0722 Black Mountain Proof of Publication and Affidavit  
**Attachments:** 2024-0722 BM Dorchester Proof of Publication.pdf

To Whom It May Concern,

Trinity Consultants is sending this email on behalf of BM Dorchester LLC and in regards to the proof of publication and affidavits for the initial permit application for Permit No. 167047 and PSDTX1602. As is directed in the public notice package that was received on June 14, 2024, the proof of publication is attached to this email and is being submitted within 10 business days after the date of publication (published on July 9, 2024). Also included is the affidavit, which is being submitting within 30 calendar days after publication as directed. Thank you.

Best,

**Hunter Lohrenz**  
Consultant

P 972.661.8100 M 406.871.6616

12700 Park Central Dr., Ste. 600, Dallas, TX, 75251  
Email: [hunter.lohrenz@trinityconsultants.com](mailto:hunter.lohrenz@trinityconsultants.com)  
LinkedIn: [www.linkedin.com/in/hunter-lohrenz-8738141a3](https://www.linkedin.com/in/hunter-lohrenz-8738141a3)



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

TEXAS  
 COMMISSION  
 ON ENVIRONMENTAL  
 QUALITY

2024 AUG -7 PM 2:53

CHIEF CLERKS OFFICE

NA PD AIR Permit  
 167047

WAYMAN W CHILCUTT  
 PO BOX 86  
 WHITESBORO TX 76273-0086

762730086 BOO1

FIRST-CLASS



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Senate Bill 709 (84th Texas Legislative Session, 2015) amended the Texas Water Code by adding new Section 5.5553, which requires the Texas Commission on Environmental Quality (TCEQ) to provide written notice to you at least thirty (30) days prior to the TCEQ's issuance of draft permits for applications that are located in your district.

*Bm Dorchester LLC* has applied to the TCEQ for air quality permitting actions regarding a Portland Cement Plant.

Application Received Date: November 8, 2021

Location: from the intersection of Highway 289 and Highway 902 East of Dorchester head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas, 75459

This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice: <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

Air Quality Permits affected:

- *Air Quality Permit 167047*
- *Prevention of Significant Deterioration PSDTX1602*
- *Greenhouse Gas Prevention of Significant Deterioration GHGPSDTX212*

You were previously sent notification for this application, but the draft permit was delayed.

TCEQ is preparing the initial draft permit for applicant review. At the time the draft permit is issued, the applicant will be required to publish notice in a newspaper of general circulation, and the TCEQ will provide a copy of the notice of draft permit to persons who have requested to be on a mailing list.

Questions regarding this email may be directed to Bonnie Evridge by calling 512-239-5222.

Issued: June 17, 2024



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

OFFICIAL BUSINESS  
STATE OF TEXAS  
PENALTY FOR  
PRIVATE USE

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0008030368 APR 11 2024

AIR NSR

Application 167047

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

2024 MAY -8 PM 3:24

CLERKS OFFICE

Tiffany Broyles  
PO Box 160  
Tom Bean, TX 75489

Re: RM Dorchester LLC / Application N

7548930368

BROY160 754894221-1424 009 04/19/24  
NOTIFY SENDER OF NEW ADDRESS  
BROYLES

4/19/24 NIXIE 754 DE 1009 0004/26/24

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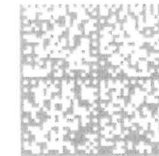
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Texas Commission on  
Environmental Quality  
P.O. Box 13087  
Austin, TX 78711-3087

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STATE OF TEXAS  
PENALTY FOR  
PRIVATE USE

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US POSTAGE  
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0008030368 APR 11 2024

AIR NSR  
Application

167047

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

2024 MAY -8 PM 3:24

CHIEF CLERK'S OFFICE

Jeremiah Broyles  
PO Box 160  
Tom Bean, TX 75489

BROY160 754894221-1424 009 04/19/24  
NOTIFY SENDER OF NEW ADDRESS

BROYLES  
4/19/24 NIXIE 754 DE 1009 0004/26/24

RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSED  
UNABLE TO FORWARD

BC: 78711308787 \*1882-84868-26-16



7548930368

00143

125804

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**


Applicant Name: <b>BM Dorchester LLC</b>	
Site or Facility Name: <b>BM Dorchester</b>	
Application Received Date: <b>November 8, 2021</b>	
TCEQ Account Number (if applicable):	Permit Number: <b>167047, PSDTX1602, and GHGPSDTX212</b>
Regulated Entity Number (RN): <b>111368437</b>	Customer Number (CN): <b>605952373</b>
<p>All applicants must <b>complete all applicable</b> portions of this form. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period</b>. For more information regarding public notice, refer to the instructions in the public notice package.</p>	
<b>Alternative Language Checklist</b>	
I have contacted the appropriate school district. <span style="float: right;"><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</span>	
School District: <b>Howe ISD and Gunter ISD</b>	Phone Number: <b>903-745-4000 (Howe ISD)</b>
Person Contacted: <b>Giuliana Sheff (Howe ISD)</b> Consulted District Website ( <b>Gunter ISD</b> )	Date: <b>11/01/2021 (Howe ISD); November 2021 (Gunter ISD)</b>
Is a bilingual education program (BEP) required by the Texas Education Code in the district? <span style="float: right;"><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</span>	
<p><b>If answer is "NO," skip to first question in verification box on next page.</b>  <i>(Note: A BEP is different from "English as a Second Language" (ESL) program; and Elementary/Middle schools that only offer ESL will not trigger notice in an alternative language.)</i></p>	
Notice in an alternative language is required if a BEP is required in the District, and <b>one</b> of the following conditions is met:	
1. students in the elementary or middle school nearest the facility are enrolled in a program at that school;	<input type="checkbox"/> Yes <input type="checkbox"/> No
2. students from the elementary or middle school nearest the facility attend a BEP at another location; or	<input type="checkbox"/> Yes <input type="checkbox"/> No
3. the school district that otherwise would be required to provide a BEP has been granted an exception from the requirements to provide the program, as provided for in 19 Texas Administrative Code 89.1207(a).	<input type="checkbox"/> Yes <input type="checkbox"/> No
If the answer is "NO" to 1, 2, and 3 above, then alternative language notice is not required.	
The name of the elementary school nearest to the proposed or existing facility is:	
The name of the middle school nearest to the proposed or existing facility is:	
The following language(s) is/are utilized in the bilingual program:	
<p>If notice in an alternative language is required, then applicants must publish alternative language notice(s) and post alternative language sign(s), as outlined in the <i>Instructions for Public Notice</i> and certify compliance with those requirements on this form.</p>	

CPE- 3/27/24

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: <b>BM Dorchester LLC</b>	
Site or Facility Name: <b>BM Dorchester</b>	
Application Received Date: <b>November 8, 2021</b>	
TCEQ Account Number (if applicable):	Permit Number: <b>167047, PSDTX1602, and GHGPSDTX212</b>
Regulated Entity Number (RN): <b>111368437</b>	Customer Number (CN): <b>605952373</b>
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Alternative Language Verification</b>	
1. A BEP is required by the Texas Education Code in the area addressed by this permit application and is subject to alternative language public notice requirements. If "NO," skip 2 through 6 and complete signature, title, date, and name of applicant.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2. The applicant has conducted a diligent search for a newspaper or publication of general circulation in both the municipality and county in which the facility is located (or proposed to be located).	<input type="checkbox"/> Yes <input type="checkbox"/> No
3. A newspaper or publication <b>could not be found</b> in any of the alternative language(s) in which notice is required.	<input type="checkbox"/> Yes <input type="checkbox"/> No
4. The publishers of the <b>newspaper listed below refused to publish the notice</b> as requested, <b>and</b> another newspaper or publication in the same language and of general circulation <b>could not be found</b> in the municipality or county in which the facility is located (or proposed to be located).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
Newspaper:	Language:
5. Proof of publication of the newspaper <b>alternative language</b> notice(s) and the requested affidavits have been sent to the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No
6. Alternative language signs were posted as required by the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period.</b> Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period.</b> The TCEQ will not accept this form if submitted prior to that date.	
Verified by (signature): <i>Michael Meister</i>	
Applicant: <b>Mr. Michael Meister</b>	
Title: <b>Principal Consultant</b>	Date: <b>04/05/2024</b>

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: <b>BM Dorchester LLC</b>	
Site or Facility Name: <b>BM Dorchester</b>	
Application Received Date: <b>November 8, 2021</b>	
TCEQ Account Number (if applicable):	Permit Number: <b>167047, PSDTX1602, and GHGPSDTX212</b>
Regulated Entity Number (RN): <b>111368437</b>	Customer Number (CN): <b>605952373</b>
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>New Source Review Permit Notice Verification (Complete this section, if applicable)</b>	
Proof of publication of the newspaper notices and the requested affidavits have been furnished in accordance with the regulations and instructions of the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Notice of Receipt of Application and Intent to Obtain Permit (1<sup>st</sup> Notice):</b>	
Required signs (for 1st notice) were posted in accordance with the regulations and instructions of the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
A copy of the administratively complete air quality application, and any revisions, were available for review and copying at the public place indicated below throughout the duration of the public comment period.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
The public place indicated below provides public access to the internet (for PSD, nonattainment, or FCAA 112(g) Permit).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
<b>Notice of Application and Preliminary Decision (2<sup>nd</sup> Notice, if applicable):</b>	
A copy of the complete air quality application (including any subsequent revisions to the application), executive director's preliminary decision (which includes the draft permit), the preliminary determination summary and air quality analysis (if applicable), are available for review and copying at the public place indicated below from the first day after newspaper publication, and will remain available until either: (1) the TCEQ acts on the application; or (2) the application is referred to the State Office of Administrative Hearings (SOAH) for hearing	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Name of Public Place: <b>Howe Community Library</b>	
Address of Public Place: <b>315 S Collins Fwy</b>	
City: <b>Howe</b>	State: <b>Texas</b> ZIP Code: <b>75459</b>
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk within 10 business days after the end of the designated comment period. The TCEQ will not accept this form if submitted prior to that date.</b>	
Verified by (signature): 	
Applicant: <b>Mr. Michael Meister</b>	
Title: <b>Principal Consultant</b>	Date: <b>04/05/2024</b>



**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: <b>BM Dorchester LLC</b>		
Site or Facility Name: <b>BM Dorchester</b>		
Application Received Date: <b>November 8, 2021</b>		
TCEQ Account Number (if applicable):	Permit Number: <b>167047 and PSDTX1602</b>	
Regulated Entity Number (RN): <b>111368437</b>	Customer Number (CN): <b>605952373</b>	
For more information regarding public notice, refer to the instructions in the public notice package.		
<b>Federal Operating Permit (Title V) Notice Verification (Complete this section, if applicable)</b>		
I verify that the required signs were posted in accordance with the regulations and instructions of the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
I verify that proof of publication of the newspaper notices and the requested affidavits have been furnished in accordance with the regulations and instruction of the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
I verify that a copy of the complete air quality application (including any subsequent revisions to the application) and draft permit were available for review and copying at the public place indicated below throughout the duration of the public comment period.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Name of Public Place:		
Address of Public Place:		
City:	State:	ZIP Code:
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk within 10 business days after the end of the designated comment period. The TCEQ will not accept this form if submitted prior to that date.</b>		
Verified by (signature):		
Applicant:		
Title:	Date:	



12700 Park Central Dr, Ste 600, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203 / [trinityconsultants.com](http://trinityconsultants.com)

April 5, 2024

**Via email:** [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov)

Texas Commission on Environmental Quality

Office of the Chief Clerk

Attn: Notice Team

*RE: Public Notice Requirements – Public Notice Verification Form*

*Permit Numbers: 167047 and PSDTX1602*

*TCEQ Project Number: 335160*

*BM Dorchester LLC*

*Customer Reference Number: CN605952373*

*Regulated Entity Reference Number: RN111368437*

To Whom It May Concern:

BM Dorchester LLC (BM Dorchester) is constructing a Portland cement manufacturing facility located in Dorchester, Grayson County, Texas (Dorchester Facility). BM Dorchester has been assigned Customer Number (CN) 605952373. The Dorchester Facility has been assigned Texas Commission on Environmental Quality (TCEQ) Regulated Entity Number (RN) 111368437.

BM Dorchester submitted an initial permit application on November 8, 2021. As a part of the application process, the Dorchester Facility is required to publish a formal public notice in a newspaper of general circulation in the municipality nearest to the facility location. In accordance with the public notice guidance package received from the TCEQ on February 12, 2024, BM Dorchester has completed the following:

- ▶ Published a formal public notice on February 24, 2024 in "The Herald Democrat" circulated in Grayson County;
- ▶ Placed a copy of the Air Quality Permit Application at the public location, Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, for public viewing and copying, beginning December 16, 2021; and
- ▶ Prepared and posted signs per TCEQ requirements at the Dorchester Facility beginning December 16, 2021.

With this submittal, BM Dorchester is submitting the Public Notice Verification Form to the TCEQ via email within 10 calendar days after the end of the designated comment period.

The Dorchester Facility is required to submit copies to those listed on the Notification List. An electronic copy will be sent to [R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov) and Mr. Joel Stanford, TCEQ Air Permits Division, [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov). Hard copies of these submittals are being mailed to the following, per the Instructions for Public Notice:

"

#### HEADQUARTERS

12700 Park Central Dr, Ste 600, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203

00148

TCEQ - Page 2  
April 5, 2024

The Dorchester Facility is required to submit copies of the aforementioned items to those listed on the Notification List. Therefore, copies are also being sent to the following:

Texas Commission on Environmental Quality  
Air Section Manager  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O Box 12873  
Austin, Texas 78711-2873

The Honorable Bruce Dawsey  
County Judge  
County Courthouse  
100 West Houston  
Sherman, Texas 75090

The Honorable David Smith  
Mayor of Dorchester  
373 Main Street  
Dorchester, TX 75459

If you have any questions, please feel free to contact me at (972) 661-8100 or via email at [MMeister@trinityconsultants.com](mailto:MMeister@trinityconsultants.com).

Sincerely,

TRINTY CONSULTANTS



Michael Meister  
Principal Consultant

cc: U.S. EPA, Region 6 ([R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov))  
Mr. Joel Stanford, Air Permits Division ([Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov))  
Air Section Manager, TCEQ Region 4, DFW  
Upland Leasing Team Leader, Texas General Land Office  
The Honorable Bruce Dawsey, County Courthouse  
The Honorable David Smith, Mayor of Dorchester  
Mr. Jake Bender, BM Dorchester LLC (electronic)

## Juliet Varra

---

**From:** Hunter Lohrenz <hunter.lohrenz@trinityconsultants.com>  
**Sent:** Friday, April 5, 2024 11:44 AM  
**To:** PROOFS; Joel Stanford; R6AirPermitsTX  
**Cc:** jake@highrollergroup.com; Stephen Beene; Mike Meister  
**Subject:** Black Mountain PN Verification  
**Attachments:** 2024-0405 BM Dorchester PN Verification.pdf

To Whom It May Concern,

Trinity Consultants is sending this email on behalf of BM Dorchester LLC and in regards to the public notice verification for the initial permit application for Permit No. 167047 and PSDTX1602. As is directed in the public notice package that was received on February 12, 2024, the Public Notice Verification Form is attached to this email and is being submitted within 10 business days after the end of the designated comment period. Hard copies have been sent to all recipients listed in the notification list as well. Thank you.

Best,

**Hunter Lohrenz**  
Consultant

P 972.661.8100 M 406.871.6616

12700 Park Central Dr., Ste. 600, Dallas, TX, 75251

Email: [hunter.lohrenz@trinityconsultants.com](mailto:hunter.lohrenz@trinityconsultants.com)

LinkedIn: [www.linkedin.com/in/hunter-lohrenz-8738141a3](https://www.linkedin.com/in/hunter-lohrenz-8738141a3)



Connect with us: [LinkedIn](#) / [Facebook](#) / [Twitter](#) / [YouTube](#) / [trinityconsultants.com](http://trinityconsultants.com)

Stay current on environmental issues. [Subscribe](#) today to receive Trinity's free *EHS Quarterly*.

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

Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

CID-125804

### AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF Grayson §

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

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

the Agent of the Herald Democrat  
(Title of Person Representing Newspaper) (Name of the Newspaper)

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

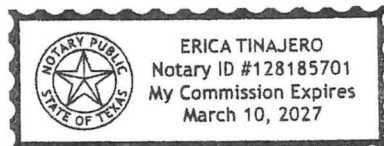
that the enclosed notice was published in said newspaper on the following date(s):

February 22, 2024

Sharon Groves  
(Newspaper Representative's Signature)

Subscribed and sworn to before me this the 27 day of February, 20 24  
to certify which witness my hand and seal of office.

[Affix Seal]



Erica Tinajero  
Notary Public in and for the State of Texas

Erica Tinajero  
Print or Type Name of Notary Public

3-10-27  
My Commission Expires





# ELECTIONS

## District attorney candidates file campaign finance reports

Staff reports

The three people who would like to be Grayson County's next District Attorney have filed campaign finance reports with the county elections administration that show just who has contributed to their campaigns and how much they are spending.

The Herald Democrat obtained those reports and will report on contributions of \$100 or over and the amount that they are spending.

Republican Brett Smith's form covered the period between Jan. 16-Feb. 5, 2024. He listed \$15,500 in contributions during that time and \$68,801 in spending. His form said the campaign had \$14,500 in outstanding loans as of the reporting period.

He listed the following contributions of \$100 or more:

Lynn Edman of McKinney, \$250; Jane Bronstad of Sherman, \$100; Talana & Mike Foley of Van Alstyne, \$500; Ross and Sharon Rolirad of Fairview, \$150; William Leo of Gunter, \$100; James Benton of Van Alstyne, \$250; Kurt Himmelreich of Van Alstyne, \$500; Byron Whitaker of Van Alstyne, \$500; Von Gallagher of Celina, \$3,500; Joyce Godwin of Van Alstyne, \$200; Phyllis James of Gunter, \$100; Stephen Roddy of Van Alstyne, \$100; Jennifer Becherer of Van Alstyne, \$100; Gabriel Hess of Van Alstyne, \$500; Jim Atchison of Van Alstyne, \$250; Dorothy Fleming of Sherman, \$100; Roger Stormont of Van Alstyne, \$100; David Bedgood of



Brett Smith



John Kermit Hill



Brandy Douglas

Sherman, \$100; Forrest Marr of Denison, \$500; Jeff Christie of Denison, \$100; Lawrence Davis of Sherman, \$500; Steven Jones of Sherman, \$100; Nell Graham of Denison, \$100; Jeremy and Trish Wood of Austin Texas, \$200; Darrell Ramey of Sherman, \$200; Bob and Barbara Monk of Sherman, \$100; Scott and Kim Marr of Denison, \$250; Bart and Cindy Lawrence of Pottsboro, \$250; Mark Kuneman of Denison, \$250; AJD Adventures of Sherman, \$200; Virginia Smith of Sherman, \$250; Lindsey Willeford of Sherman, \$250; Jason Bethel of Sherman, \$150; Michael Springer of Denison, \$100; Kevin Wilson of Howe, \$100; William Steele of Sherman, \$150; Nora and Drue Bynum of Denison, \$200; Joe Fallon of Sherman, \$200; Elijah Brown of Sherman, \$200; Ron Huff of Sherman, \$200; Ross Rolirad of Fairview, \$100; Paul Bailey of Sherman, \$150; Naif and Cindy Risk of Sherman, \$100; James Garcia of Sherman, \$100; Judith McGraw of Denison, \$250; Lee Olmstead of Sherman, \$250; Barry Boothe of Van Alstyne, \$100; Howard Thorton of Van Alstyne, \$100; David Bayless of Denison, \$250; Luke Motley of Sherman, \$500; Bill Benton of Van

Alstyne \$500 in kind contributions of food and drink; Brett and Debbie Graham of Denison, \$500 in kind contributions of food and drinks.

Smith reported the following expenses: Fast Signs of Sherman, \$1,383 for signs; The Political Firm of Baton Rouge Louisiana, \$790 for script and voice over; Joe Duke of Whitesboro, \$1,400 for sign building and placement; AX Media of Kansas City Missouri, \$36,000 for commercial and Axiom Strategies of Kansas City Missouri, \$28,407 for advertising mail;

Republican John Kermit Hill's most recent campaign finance report shows he had \$8,545 in contributions and \$5,131 in expenditures. He did not list any outstanding loans to his campaign.

He listed contributions of \$100 or more from the following:

Ann Dancer of Denison, \$250; Clinton Long of Sherman, \$1,000; Shelley Luther of Sherman, \$100; Kara Massengale of Sherman, \$100; John Palmer of Denison, \$2,000; Ben Vincent of Denison, \$100; Dana Walker of Anna, \$100; Donna Watterson of Bells, \$100; Jacob West of Denison, \$1,000; Worldwide of Sherman, \$1,000 in

kind contributions for advertising services; Texomaland of Sherman, \$2,000 in kind contributions for website services.

Democrat Brandy Douglas listed \$3,395 in contributions in her most recent campaign finance report and \$1,125 in spending. She did not list any outstanding loans to her campaign.

She listed contributions of \$100 or more from the following:

Jacqueline Love-Worline of McKinney, \$100; Pamela McGraw of Denison, \$100; Jerry Elledge of Sadler, \$1,000; Ruth Williamson of Sherman, \$100; Madeline Anderson of Cedar Hill, \$100; Krystal Abbott of Durant, Oklahoma, \$100; Phillip Lewis of Washington D.C., \$500; April Vellotti of Sherman, \$100; Leshia Champs of Palestine, \$500; Erica Harper Brown of Littleton Colorado, \$100; Alan Smith of Denison, \$200. Douglas did not itemize expenditures.

These and other local candidates campaign finance reports can be found on the Grayson County Elections Administration's website at [co.grayson.tx.us](http://co.grayson.tx.us) and then select directory and then elections and then candidate information and then candidate campaign finance filings.

## Candidates for Commissioners Precinct 1 file campaign finance reports

Staff reports

Current Grayson County Commissioner for Precinct 1 Jeff Whitmire decided not to seek reelection in 2024 and four men have filed to take his place. They each have recently filed campaign finance reports showing who is contributing to their campaigns. The reports also indicate where and on what the campaigns are spending those funds.

Andre Luper, the only Democrat in the race, reported collecting \$1,630 in contributions in his most recent campaign finance reports. He reported spending \$979 on his campaign for that time period.

Itemized contributions of \$100 or more listed on Luper's filing included the following:

Pamela McGraw, \$1,000 of Sherman and Channing Tutt of Columbia South Carolina, \$500. Luper spent \$201 with BlueHost.com for website hosting and \$750 to the Grayson County Democratic Party for the filing fee.

Republican Josh Marr reported contributions of \$3,750 on his most recent report. He listed spending \$779 in that report. He listed \$300 in outstanding loans to the campaign for the same period.

Marr listed contributions of \$100 or more from the following:

David Ellis of Tom Bean, \$250; Scott Cox of Whitewright, \$200; William Benton of Van Alstyne, \$500; Don Charles Whitley of Sherman, \$2,000; Roger Luttrell of Van Alstyne, \$500 and Bryan Wilson of Sherman, \$300. Marr listed spending \$276 at Squarespace in New York City, New York for campaign website and \$503 at Paramax Inc. in Sherman for campaign rack cards.

Republican Scott Renfro reported contributions of \$1,850 and spending of \$8,813 on his most recent report. He reported that \$8,788 was spent from his own personal funds. Renfro listed contributions of



Andre Luper



Scott Renfro



Josh Marr



Terry Thomas

\$100 or more from David Johnson of Van Alstyne, \$250; John Anthony (no address given), \$1,500 and Kenneth Bebridge (no address given), \$100.

Renfro itemized expenditures of \$6,503 at Fast Signs in Sherman for campaign signs and \$750 to the Republican Party for the filing fee. Republican Terry Thomas reported \$15,500 in contributions and \$14,029 in expenditures in his most recent filing. He listed the following contributions of \$100 or more:

Bill Plauche of Sherman, \$1,000; Ryan Griffin of Frisco, \$5,000; Shane Williams of Trenton, \$7,000 and Teague Griffin of Prosper, \$2,500.

Thomas listed expenditures of \$5,367 at Signs On the Cheap for signs as well as \$70 for a post office box for the campaign. He also listed \$12 at Dollar General for candy for a parade and \$98 at Fast Signs in Sherman for business cards.

Thomas also listed \$75 at The Myth and Ember in Van Alstyne for an announcement and \$70 at Lowes in Sherman for wood for signs.

## Candidate for Commissioners Precinct 3 files campaign finance reports



Lindsay Wright is running for Grayson County Commissioner in Precinct 3. Courtesy photo

Staff reports

Grayson County for

Precinct 3 Phyllis James has decided not to seek reelection in 2024 but one candidate did file to run for that office and that candidate recently filed a campaign finance report.

Republican Lindsay Wright reported \$5,150 in contributions and \$5,945 in expenditures. She listed the following contributions of \$100 or more:

Sarah Ritchey of Collinsville, \$500; Taylor Oldroyd (no address), \$100; Princess Brown (no address), \$500; Dawson (no

address) \$200; Sherry Smith of Denison, \$500; Michaela Ponce of Collinsville, \$150; Rey Glendenning of Frisco, \$200; David Crysup of Frisco, \$1,000; Matthew Robinson of Allen, \$250; Brian Reinhardt of Frisco, \$250; Michael Garrison of Allen, \$500 and Carolyn Nix of Tioga, \$1,000.

Wright listed the following expenditures: \$133 to the Whitesboro News Record for ads; \$145 to Build a Sign of Austin for flags; \$34 at Sam's Club for event

food expenses; \$276 at Amazon for parade items; \$3,092 at Axiom of Kansas City Missouri for signs; \$589 at Home Depot in Sherman for sign frames and wood; \$49 at Eggsquisite in Sherman for food; \$145 at Exxon in Pilot Point for gas; \$25 to the city of Sherman for parade expense; \$27 at Dollar General in Pilot Point for event expenses; \$80 at Tx Hand Pies in Tom Bean for food; \$271 at Cellermans in Sherman for food for parade; \$750 at Grayson County Republican Party for filing fee.



### TO ALL INTERESTED PERSONS AND PARTIES:

BM Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit Number 167047 and Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, which would authorize construction of a Portland Cement at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.



12700 Park Central Dr, Ste 600, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203 / [trinityconsultants.com](http://trinityconsultants.com)

February 28, 2024

**Via email:** [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov)

Texas Commission on Environmental Quality

Office of the Chief Clerk

Attn: Notice Team

*RE: Public Notice Requirements – Proof of Publication and Affidavit Form*

*Permit Numbers: 167047 and PSDTX1602*

*TCEQ Project Number: 335160*

*BM Dorchester LLC*

*Customer Reference Number: CN605952373*

*Regulated Entity Reference Number: RN111368437*

To Whom It May Concern:

BM Dorchester LLC (BM Dorchester) is constructing a Portland cement manufacturing facility located in Dorchester, Grayson County, Texas (Dorchester Facility). BM Dorchester has been assigned Customer Number (CN) 605952373. The Dorchester Facility has been assigned Texas Commission on Environmental Quality (TCEQ) Regulated Entity Number (RN) 111368437.

BM Dorchester submitted an initial permit application on November 8, 2021 and has since submitted revised modelling files per the TCEQ's request. As a part of the application process, the Dorchester Facility is required to publish a formal public notice in a newspaper of general circulation in the municipality nearest to the facility location. In accordance with the public notice guidance package received from the TCEQ on February 12, 2024, BM Dorchester has completed the following:

- ▶ Published a formal public notice on February 22, 2024 in "The Herald Democrat" circulated in Grayson County;
- ▶ Placed a copy of the Air Quality Permit Application at the public location, Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, for public viewing and copying, beginning December 16, 2021; and
- ▶ Prepared and posted signs per TCEQ requirements at the Dorchester Facility beginning December 16, 2021.

With this submittal, BM Dorchester is submitting the Affidavit of Publication for Air Permitting to the TCEQ via email within 30 calendar days after the date of publication.

The Dorchester Facility is required to submit copies of the aforementioned items to those listed on the Notification List. An electronic copy will be sent to [R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov) and Mr. Joel Stanford, TCEQ Air Permits Division, [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov). Hard copies of these submittals are being mailed to the following, per the Instructions for Public Notice:

"

#### HEADQUARTERS

12700 Park Central Dr, Ste 600, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203

00154



Texas Commission on Environmental Quality  
Air Section Manager  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O Box 12873  
Austin, Texas 78711-2873

The Honorable Bruce Dawsey  
County Judge  
County Courthouse  
100 West Houston  
Sherman, Texas 75090

The Honorable David Smith  
Mayor of Dorchester  
373 Main Street  
Dorchester, TX 75459

If you have any questions, please feel free to contact me at (972) 661-8100 or via email at [MMeister@trinityconsultants.com](mailto:MMeister@trinityconsultants.com).

Sincerely,

TRINTY CONSULTANTS



Michael Meister  
Principal Consultant

cc: U.S. EPA, Region 6 ([R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov))  
Mr. Joel Stanford, Air Permits Division ([Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov))  
Air Section Manager, TCEQ Region 4, DFW  
Upland Leasing Team Leader, Texas General Land Office  
The Honorable Bruce Dawsey, County Courthouse  
The Honorable David Smith, Mayor of Dorchester  
Mr. Jake Bender, BM Dorchester LLC (electronic)

## Juliet Varra

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**From:** Hunter Lohrenz <hunter.lohrenz@trinityconsultants.com>  
**Sent:** Wednesday, February 28, 2024 12:55 PM  
**To:** PROOFS; Joel Stanford; R6AirPermitsTX  
**Cc:** jake@highrollergroup.com; Stephen Beene; Mike Meister  
**Subject:** Black Mountain Proof of Publication and Affidavits Submittal  
**Attachments:** 2024-0228 Black Mountain Proof of Publication and Affidavit.pdf

To Whom It May Concern,

Trinity Consultants is sending this email on behalf of BM Dorchester LLC and in regards to the proof of publication and affidavits for the initial permit application for Permit No. 167047 and PSDTX1602. As is directed in the public notice package that was received on February 12, 2024, the proof of publication is attached to this email and is being submitted within 10 business days after the date of publication (published on February 22, 2024). Also included is the affidavit, which is being submitting within 30 calendar days after publication as directed. Thank you.

Best,

**Hunter Lohrenz**  
Consultant

P 972.661.8100 M 406.871.6616

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## Georgia Carroll-Warren

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**From:** TexReg@sos.texas.gov  
**Sent:** Wednesday, February 21, 2024 11:50 AM  
**To:** Mehgan Taack  
**Subject:** TEXAS REGISTER ACKNOWLEDGMENT OF RECEIPT

### ACKNOWLEDGMENT OF RECEIPT

Please note that this email acknowledges receipt of your filing only.  
If we find that the document or submission form does not conform to statutory filing requirements or our administrative rules, we may refuse to accept it for filing and publication.  
If we refuse your filing, we will notify you.

TRD Number: 202400755  
For Issue of: 03/01/2024  
  
Submission Date: 2024-02-21 11:28 AM  
Receipt Date: 2024-02-21 11:50 AM

### Miscellaneous Document Submission

Agency Name: Texas Commission on Environmental Quality  
Agency Code: 0152  
Liaison: Mehgan Taack  
Title of Document: AMENDED COMBINED  
NOTICE OF PUBLIC MEETING  
AND NOTICE OF APPLICATION AND PRELIMINARY DECISION FOR AN AIR QUALITY PERMIT  
PROPOSED AIR QUALITY PERMIT NUMBERS: 167047 AND PSDTX1602

File Name: 2PM022124.docx

Graphics Included: Y

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

**AMENDED COMBINED  
NOTICE OF PUBLIC MEETING  
AND  
NOTICE OF APPLICATION AND PRELIMINARY DECISION  
FOR AN AIR QUALITY PERMIT**

**PROPOSED AIR QUALITY PERMIT NUMBERS: 167047 AND PSDTX1602**

**APPLICATION AND PRELIMINARY DECISION.** BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047 and Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This application was submitted to the TCEQ on November 8, 2021. The proposed facility will emit the following air contaminants in a significant amount: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide and sulfuric acid. In addition, the facility will emit the following air contaminants: hazardous air pollutants and lead.

The degree of PSD increment predicted to be consumed by the proposed facility and other increment-consuming sources in the area is as follows:

### Sulfur Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
3-hour	12	512
24-hour	4.5	91
Annual	0.3	20

### PM<sub>10</sub>

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	29	30
Annual	3	17

### Nitrogen Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
Annual	0.4	25

PM<sub>2.5</sub>

Maximum Averaging Time	Maximum Increment Consumed (µg/m <sup>3</sup> )	Allowable Increment (µg/m <sup>3</sup> )
24-hour	8.7	9
Annual	2.7	4

The executive director has determined that the emissions of air contaminants from the proposed facility which are subject to PSD review will not violate any state or federal air quality regulations and will not have any significant adverse impact on soils, vegetation, or visibility. All air contaminants have been evaluated, and "best available control technology" will be used for the control of these contaminants.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The permit application, executive director's preliminary decision, draft permit, and the executive director's preliminary determination summary and executive director's air quality analysis, will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and at the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Dallas/Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas.

**INFORMATION AVAILABLE ONLINE.** These documents are accessible through the Commission's Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the executive director's preliminary decision which includes the draft permit, the executive director's preliminary determination summary, the air quality analysis, and, once available, the executive director's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. The public location mentioned above provides public access to the internet. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

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

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

**Monday, March 25, 2024 at 7:00 PM  
Hilton Garden Inn Denison/Sherman/At Texoma Event Center  
5015 South US 75  
Denison, Texas 75020**

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

**You may submit additional written public comments within 30 days of the date of newspaper publication of this notice or by the date of the public meeting, whichever is later in the manner set forth in the AGENCY CONTACTS AND INFORMATION paragraph below.**

After the deadline for public comment, the executive director will consider the comments and prepare a response to all public comment. **The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application.**

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court. **A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. A contested case hearing request must include the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement "I/we request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period.** If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 30 days following this notice to the Office of the Chief Clerk, at the address provided in the information section below.

A contested case hearing will only be granted based on disputed issues of fact or mixed questions of fact and law that are relevant and material to the Commission's decisions on the application. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. Issues that are not submitted in public comments may not be considered during a hearing.

**EXECUTIVE DIRECTOR ACTION.** If a timely contested case hearing request is not received or if all timely contested case hearing requests are withdrawn, the executive director may issue final approval of the application. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the CID. If any timely hearing requests are received and not withdrawn, the executive director will not issue final approval of the permit and will forward the application and requests to the Commissioners for their consideration at a scheduled commission meeting.

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

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

Further information may also be obtained from BM Dorchester LLC at the address stated above or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

*Amended Notice Issuance Date: February 12, 2024*

THE HONORABLE DREW SPRINGER  
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TEXAS STATE CAPITOL  
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THE HONORABLE REGGIE SMITH  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT ROOM E1.312  
TEXAS STATE CAPITOL  
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167047-PSDTX1602

STATE

00161  
2/12/24

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CITY OF DORCHESTER  
MAYOR  
373 MAIN ST  
DORCHESTER TX 75459-2475

CITY

GRAYSON COUNTY HEALTH DEPARTME  
515 N WALNUT ST  
SHERMAN TX 75090-4952

GRAYSON COUNTY JUDGE  
COUNTY COURTHOUSE - JUSTICE  
100 W HOUSTON ST STE 15  
SHERMAN TX 75090-5958

RED RIVER AUTHORITY OF TEXAS  
PO BOX 240  
WICHITA FALLS TX 76307-0240

PUBLIC HEALTH REGION 2/3  
TEXAS DEPARTMENT OF STATE HEAL  
1301 S BOWEN RD STE 200  
ARLINGTON TX 76013-2262

TEXOMA COUNCIL OF GOVERNMENTS  
1117 GALLAGHER DR STE 100  
SHERMAN TX 75090-3107

US ARMY CORPS OF ENGINEERS  
TULSA DISTRICT - CESWT  
2488 E 81ST ST  
TULSA OK 74137-4290

FIELD SUPERVISOR  
US FISH & WILDLIFE SERVICE  
STE 1105  
501 W FELIX ST  
FORT WORTH TX 76115-3400

GLENN C CLINGENPEEL  
TRINITY RIVER AUTHORITY OF TEX  
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COOKE CO COURTHOUSE  
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DALLAS WATER UTILITIES  
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DALLAS TX 75227-4044

County

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HOWE TX 75459-2482

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2569 FORD RD  
HOWE TX 75459-2427

ROBERT BAUER  
645 CHOCTAW EST CIR  
SHERMAN TX 75092-7929

HEATHER BEAVER  
245 ROCKPORT RD  
SHERMAN TX 75092-7933

NELSON BEAVER  
245 ROCKPORT RD  
SHERMAN TX 75092-7933

JENNIFER BEECROFT  
861 DERRICK LN  
PROSPER TX 75078-8851

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00162  
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GUNTER TX 75058-3142

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NANCY BOND  
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SHERMAN TX 75092-7060

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CLINT CATCHING  
HOWE ISD  
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HOWE TX 75459-4702

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DORCHESTER TX 75459-2467

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GREATER TEXOMA UTILITY AUTHORITY  
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DENISON TX 75020-8448

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BRIAN CULP  
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6386 MACKEY RD  
DORCHESTER TX 75459-2504

MRS BETHANY DEVORE  
6386 MACKEY RD  
DORCHESTER TX 75459-2504

MARY GAIL DEVORE  
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DORCHESTER TX 75459-2413

DEIRDRE DIAMOND  
2105 BLEDSOE RD  
GUNTER TX 75058-3015

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4627 CHEROKEE TRL  
DALLAS TX 75209-1915

JUDY SEARCY DRYDEN  
JJ TRUST  
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BOYD DUNN  
11831 FM 902  
DORCHESTER TX 75459-2421

MICHAEL JOSEPH ELLIOTT  
7V RANCH MICHAEL ELLIOTT  
20975 FM 902  
COLLINSVILLE TX 76233-3739

WILLIAM ENGLE  
2020 PARK RDG  
DENISON TX 75020-7361

LAURA FINCHER  
1549 TIMBERCREEK DR  
HOWE TX 75459-2887

167047-PSD TX 1602

IP / PRO T

00163  
2/12/24

LISA FLAGGERT  
GRACE FARMS MINITURE THERAPHY  
130 GREENE RD  
SHERMAN TX 75092

WILLIAM FOSTER  
13044 FM 902  
DORCHESTER TX 75459-2014

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721 LOGANS WAY DR  
PROSPER TX 75078-2529

CHRIS GARDNER  
721 LOGANS WAY DR  
PROSPER TX 75078-2529

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DORCHESTER TX 75459-2117

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SHERMAN TX 75092-7900

MATT GUDGEL  
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SHERMAN TX 75092-7012

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167047 - PSDTX 1602

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00164  
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SHERMAN TX 75092-7930

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CODY M KING  
1671 TAYLOR RD  
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KEN KING  
49 HEFLEY RD  
DORCHESTER TX 75459-2436

MRS GERI V KING  
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SHERMAN TX 75092-6411

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67047-PSD TX 1602

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2/12/24

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VAN ALSTYNE TX 75495-2844

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WHITESBORO TX 76273-7106

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DANNY THOMAS NICHOLS  
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DORCHESTER TX 75459-2472

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HOWE TX 75459-2050

MARIE NIXON  
361 BLUEBONNET LN  
SHERMAN TX 75092-7919

MARGIE NOEL  
293 NOEL RD  
HOWE TX 75459-2495

BRIAN E NORRIS  
47 TEE TAW CIR  
SHERMAN TX 75092-9511

TERA NORRIS  
47 TEE TAW CIR  
SHERMAN TX 75092-9511

BRANDON NORRIS  
47 TEE TAW CIR  
SHERMAN TX 75092-9511

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STE 1900  
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SHERMAN TX 75092-7945

TIM OVERBEY  
11831 FM 902  
DORCHESTER TX 75459-2421

BOBBY N OVERBEY SR  
11831 FM 902  
DORCHESTER TX 75459-2421

JEFF OVERSTREET  
995 SPERRY RD  
HOWE TX 75459-2100

NIKOLAUS OWEN  
1901 W SHEPHERD DR  
SHERMAN TX 75092-7047

MRS MARTHA PABEN  
1821 BLEDSOE RD  
GUNTER TX 75058-3216

JAMES PARRISH  
180 TEE TAW CIR  
SHERMAN TX 75092-6998

MRS HOLLAND PAULA  
101 BLUEBONNET LN  
SHERMAN TX 75092-6918

JAVI PINTO  
5315 HIDDEN TRAILS DR  
ARLINGTON TX 76017-2171

ZACH POLING  
FIRST BAPTIST CHURCH DORCHESTER  
11831 FM 902  
DORCHESTER TX 75459-2421

HEATHER PORTSCHE  
FIRST CLASS NORTH TEXAS  
11831 FM 902  
DORCHESTER TX 75459-2421

SHELLY PREWITT  
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SHERMAN TX 75091-2931

CYNTHIA REYES  
161 KENNEDY RD  
SHERMAN TX 75092-6949

CINDY & NAIF J RISK  
445 RIDDELS RD  
SHERMAN TX 75092-7936

JUDY CAROL ROBISON  
303 PRIMROSE LN  
SHERMAN TX 75092-6922

DOUGLAS RAY ROBISON  
303 PRIMROSE LN  
SHERMAN TX 75092-6922

167047 - PSD TX 1602

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KAYLI RUSHING  
313 PRESTON MEADOWS RD  
SHERMAN TX 75092-6955

BETTYE RUSSELL  
219 W WILSON AVE  
SHERMAN TX 75090-9007

MRS LINDA SUE RUSSELL  
9016 MAGUIRES BRIDGE DR  
DALLAS TX 75231-4017

BRIAN RUSSELL  
7308 GREENHAVEN DR  
AUSTIN TX 78757-2151

RUSSELL RUTHERFORD  
708 S CHEROKEE DR  
TIOGA TX 76271-2532

CARRIE SAINDON  
104 MALLARD CT  
GUNTER TX 75058-3270

JOANN SCHNITKER  
179 WEBER DR  
HOWE TX 75459-2093

MS MARY J SCOTT  
448 MORMAN GROVE RD  
SHERMAN TX 75092-6911

ROSA SHELTON  
12944 FM 902  
HOWE TX 75459-2012

LINDA SIMS  
428 PRESTON GLN  
GUNTER TX 75058-9511

SHARON SLAUGHTER  
PO BOX 3204  
SHERMAN TX 75091-3204

THE HONORABLE REGGIE SMITH STATE  
TEXAS HOUSE OF REPRESENTATIVES  
STE 3  
300 N TRAVIS ST  
SHERMAN TX 75090-5925

DAVID SMITH  
QUALITY GRAIN LLC  
PO BOX 151  
HOWE TX 75459-0151

DAVID SMITH  
QUALITY GRAIN LLC  
11652 FM 902  
DORCHESTER TX 75459-2416

DAVID SMITH  
CITY OF DORCHESTER  
373 MAIN ST  
DORCHESTER TX 75459-2475

MR JEFF RANDALL SPENCER  
CLAY PRECISION  
1102 FM 1417 NE  
SHERMAN TX 75090-2704

FRANCES SPRABARY  
94 MIDWAY ACRES DR  
HOWE TX 75459-2481

JAMES STEWART  
269 MAIN ST  
DORCHESTER TX 75459-2473

MRS ALICE STEWART  
269 MAIN ST  
DORCHESTER TX 75459-2473

ROBERT & SHIRLEY STEWART  
1171 ROCKPORT RD  
SHERMAN TX 75092-6907

ROBERT STEWART  
1171 ROCKPORT RD  
SHERMAN TX 75092-6907

STEPHANIE STRAWN  
6334 OB GRONER RD  
SHERMAN TX 75092-7966

DANA STRONG  
PO BOX 829  
GUNTER TX 75058-0829

SATHAPPUN SUBBIAH  
VIVID PARTNERS LLC  
5573 FM 1461  
MCKINNEY TX 75071-3044

JAMES SUTHERLAND  
161 BLUEBONNET LN  
SHERMAN TX 75092-6918

KENNETH & SUE SVEHLAK  
309 CENTRAL HIGH RD  
ENNIS TX 75119-0899

GRIFFIN TAMMY  
451 FARMINGTON RD  
SHERMAN TX 75092-7006

BETTY JEAN TAYLOR  
177 TAYLOR RD  
DORCHESTER TX 75459-2501

MR THOMAS LELAND TAYLOR III  
11451 FM 902  
DORCHESTER TX 75459-2415

CRISTI TENANT  
565 STEWART RD  
SHERMAN TX 75092-6504

167047 - PSD TX 1602

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KRISTI UTLEY  
1716 MACKEY RD  
HOWE TX 75459-2444

DIANA VANBUSKIRK  
1106 N GRANT DR  
SHERMAN TX 75092-5330

DR. RONALD VANBUSKIRK  
1106 N GRANT DR  
SHERMAN TX 75092-5330

DENISE VAWTER  
916 RICKETTS ST  
HOWE TX 75459-4529

MRS MARILYN SUE VEST  
2514 STATE HIGHWAY 289  
SHERMAN TX 75092-6510

LARRY VINCENT  
1471 TAYLOR RD  
HOWE TX 75459-2511

BECKY VINCENT  
1495 TAYLOR RD  
HOWE TX 75459-2511

LARRY VINCENT  
11831 FM 902  
DORCHESTER TX 75459-2421

JIMMY VINCENT  
11831 FM 902  
DORCHESTER TX 75459-2421

JAYMISON BELLA VOTO  
1717 TAYLOR RD  
HOWE TX 75459-2500

MR LEONARD G WALDRUM JR  
1502 PLEASANT HOME RD  
SHERMAN TX 75092-7908

BORMING WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

BIHFANG WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

BRIAN WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

MANUAL WATSON  
200 JARESH LN  
HOWE TX 75459-2120

CYNTHIA WEEMS  
60 TEE TAW CIR  
SHERMAN TX 75092-9510

RUDY WEEMS  
60 TEE TAW CIR  
SHERMAN TX 75092-9510

ROBERT WELCH  
11831 FM 902  
DORCHESTER TX 75459-2421

JOSEPH WHITE  
PO BOX 967  
VAN ALSTYNE TX 75495-0967

JIM WHITTEN  
1303 BIRDS FORT TRL  
ARLINGTON TX 76005-1251

CAROLYN WILDMAN  
6225 STATE HIGHWAY 289  
DORCHESTER TX 75459-2083

TERESA WILDMAN  
5W RANCH  
13852 FM 902  
DORCHESTER TX 75459-2115

KEVIN WILSON  
HOWE INDEPENDENT SCHOOL DISTRICT  
105 W TUTT ST  
HOWE TX 75459-4702

KRISTA LUCAS WYNN  
PO BOX 411  
WHITESBORO TX 76273-0411

ANGELA ZARALLO  
1117 MACGREGOR LN  
GUNTER TX 75058-4246

MRS REBECCA ZEY  
171 GREEN MEADOW CT  
GUNTER TX 75058-3184

167047 - PSDTR 1602

IP/PROT

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2/12/24

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 12, 2024

MR JACOB BENDER  
CHIEF FINANCIAL OFFICER  
BM DORCHESTER LLC  
1008 SOUTHVIEW CIR  
CENTER TX 75935-4537

Re: Amended Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bender:

The Texas Commission on Environmental Quality (TCEQ) has made a preliminary decision on the above-referenced application. In accordance with Title 30 Texas Administrative Code § 39.419(b), you are now required to publish Notice of Application and Preliminary Decision. You must provide a copy of this preliminary decision letter with the draft permit at the public place referenced in the public notice.

If you have any questions, please call Mr. Joel Stanford at (512) 239-0270, or write to the TCEQ, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

cc: Air Section Manager, Region 4 - Dallas/Fort Worth

Project Number: 335160

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 12, 2024

MR JACOB BENDER  
CHIEF FINANCIAL OFFICER  
BM DORCHESTER LLC  
1008 SOUTHVIEW CIR  
CENTER TX 75935-4537

Re: Amended Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bender:

The Texas Commission on Environmental Quality (TCEQ) has completed the technical review of your application and has prepared a preliminary decision and draft permit.

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

- Notices for Newspaper Publication (Examples A and B)
- Public Notice Checklist
- Instructions for Public Notice
- Affidavit of Publication for Air Permitting (Form TCEQ-20533) and Alternative Language Affidavit of Publication for Air Permitting (Form TCEQ-20534)
- Web link to download Public Notice Verification Form (refer to Public Notice Instructions)
- Notification List
- Draft Permit

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

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

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



Mr. Jacob Bender  
Page 2  
February 12, 2024

Re: Permit: 167047, PSDTX1602

If you have any questions regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300. If you have any other questions, please contact Mr. Joel Stanford at (512) 239-0270.

Sincerely,



Laurie Gharis  
Chief Clerk  
Office of the Chief Clerk  
Texas Commission on Environmental Quality

Enclosure

cc: Air Section Manager, Region 4 - Dallas/Fort Worth  
Air Permits Section Chief, New Source Review Section (6MM-AP), U.S. Environmental Protection  
Agency, Region 6, Dallas

Project Number:335160

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

**AMENDED COMBINED  
NOTICE OF PUBLIC MEETING  
AND  
NOTICE OF APPLICATION AND PRELIMINARY DECISION  
FOR AN AIR QUALITY PERMIT**

**PROPOSED AIR QUALITY PERMIT NUMBERS: 167047 AND PSDTX1602**

**APPLICATION AND PRELIMINARY DECISION.** BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047 and Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This application was submitted to the TCEQ on November 8, 2021. The proposed facility will emit the following air contaminants in a significant amount: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide and sulfuric acid. In addition, the facility will emit the following air contaminants: hazardous air pollutants and lead.

The degree of PSD increment predicted to be consumed by the proposed facility and other increment-consuming sources in the area is as follows:

### Sulfur Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
3-hour	12	512
24-hour	4.5	91
Annual	0.3	20

### PM<sub>10</sub>

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	29	30
Annual	3	17

### Nitrogen Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
Annual	0.4	25

PM<sub>2.5</sub>

Maximum Averaging Time	Maximum Increment Consumed (µg/m <sup>3</sup> )	Allowable Increment (µg/m <sup>3</sup> )
24-hour	8.7	9
Annual	2.7	4

The executive director has determined that the emissions of air contaminants from the proposed facility which are subject to PSD review will not violate any state or federal air quality regulations and will not have any significant adverse impact on soils, vegetation, or visibility. All air contaminants have been evaluated, and "best available control technology" will be used for the control of these contaminants.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The permit application, executive director's preliminary decision, draft permit, and the executive director's preliminary determination summary and executive director's air quality analysis, will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and at the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Dallas/Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas.

**INFORMATION AVAILABLE ONLINE.** These documents are accessible through the Commission's Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the executive director's preliminary decision which includes the draft permit, the executive director's preliminary determination summary, the air quality analysis, and, once available, the executive director's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. The public location mentioned above provides public access to the internet. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

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

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

**Monday, March 25, 2024 at 7:00 PM  
Hilton Garden Inn Denison/Sherman/At Texoma Event Center  
5015 South US 75  
Denison, Texas 75020**

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

**You may submit additional written public comments within 30 days of the date of newspaper publication of this notice or by the date of the public meeting, whichever is later in the manner set forth in the AGENCY CONTACTS AND INFORMATION paragraph below.**

After the deadline for public comment, the executive director will consider the comments and prepare a response to all public comment. **The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application.**

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court. **A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. A contested case hearing request must include the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement "I/we request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 30 days following this notice to the Office of the Chief Clerk, at the address provided in the information section below.**

A contested case hearing will only be granted based on disputed issues of fact or mixed questions of fact and law that are relevant and material to the Commission's decisions on the application. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. Issues that are not submitted in public comments may not be considered during a hearing.

**EXECUTIVE DIRECTOR ACTION.** If a timely contested case hearing request is not received or if all timely contested case hearing requests are withdrawn, the executive director may issue final approval of the application. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the CID. If any timely hearing requests are received and not withdrawn, the executive director will not issue final approval of the permit and will forward the application and requests to the Commissioners for their consideration at a scheduled commission meeting.

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

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

Further information may also be obtained from BM Dorchester LLC at the address stated above or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

*Amended Notice Issuance Date: February 12, 2024*

## Example B

### Publication Elsewhere in the Newspaper:

TO ALL INTERESTED PERSONS AND PARTIES:

BM Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit Number 167047 and Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, which would authorize construction of a Portland Cement at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.

3"  
minimum

← Minimum 2 column widths or 4 inches →

**Public Notice Checklist**  
**Notice of Application and Preliminary Decision for an Air Quality Permit**  
**(2nd Notice)**

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

<b>Within 33 calendar days after date of this letter</b>
<p>Publish <i>Notice of Application and Preliminary Decision for an Air Quality Permit</i> in the same newspaper(s) in which you published <i>Notice of Receipt of Intent to Obtain Permit</i> for this application.</p> <ul style="list-style-type: none"> <li>- Example A must be published in "public notice" section of newspaper. Review for accuracy prior to publishing.</li> <li>- Example B (if applicable) must be published in prominent location (other than "public notice") in same issue of newspaper</li> <li>- As part of the expedited permitting process, it is recommended that you publish immediately.</li> </ul> <p>Provide copy of the complete application, the executive director's preliminary decision (including the draft permit), and the executive director's preliminary determination summary and executive director's air quality analysis, including any revisions, at a public place for review and copying. Keep them there for duration of the designated comment period. The public place should provide public access to the internet.</p>
<b>First day of newspaper publication</b>
<p>Review published newspaper notice for accuracy. If errors, contact Air Permits Division.</p> <p>Ensure copy of the complete application (including any subsequent revisions) and the executive director's preliminary decision (including the draft permit) are at the public place.</p> <p>It is recommended that the signs from the first notice be in place and the lettering must remain legible and visible until 30 days after publication of the <i>Notice of Application and Preliminary Decision</i> (either English or alternative language notice, whichever is later).</p>
<b>Within 10 business days after date of publication</b>
<p>Proof of publication showing publication date and newspaper name should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="margin-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of newspaper clippings showing publication date and newspaper name to persons listed on <i>Notification List</i>.</p>
<b>Within 30 calendar days after date of publication</b>
<p>Affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="margin-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of affidavits to persons listed on <i>Notification List</i>.</p>
<b>Within 10 business days after end of the designated comment period</b>
<p>Public Notice Verification Form should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="margin-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of Public Notice Verification Form to persons listed on <i>Notification List</i>.</p>



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## Instructions for Public Notice For New Source Review & Prevention of Significant Deterioration Air Permit

### Notice of Application and Preliminary Decision

We have completed the technical review of your application and issued a preliminary decision. You must comply with the following instructions:

#### Review Notice

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

#### Newspaper Notice

- You must publish the enclosed *Notice of Application and Preliminary Decision for an Air Quality Permit* within **33 calendar days** after the date this information was mailed to you (see date of letter). As part of the expedited permitting process, it is recommended that you publish immediately.
- You must publish the enclosed *Notice of Application and Preliminary Decision for an Air Quality Permit* at your expense, in the same newspaper(s) in which you published the *Notice of Receipt and Intent to Obtain Permit* for this application. The newspaper must be a newspaper that is of general circulation in the municipality where the facility is or will be located. If the facility is not located within a municipality, the newspaper must be of general circulation in the municipality nearest the location.
- You must publish this notice in one issue of any applicable newspaper.
- You will find two example notices enclosed in this package. *Example A* must be published in the "public notice" section of the newspaper. The phrase "Example A" is not required to be published. *Example B* must be published in the **same issue** of the newspaper as *Example A*; however, it must be published in a prominent location (other than the public notice section). *Example B* refers the public to the "public notice" section of the newspaper where *Example A* provides more information regarding the permit application.
- *Example B* must be a total of at least **6 column inches (standard advertising units)** with a height of at least **3 inches** and a horizontal dimension of **2 column widths**. If the newspaper chosen does not use standard advertising units for measurement, the notice must be at least **12 square inches** with the shortest side of at least **3 inches**.
- The bold text of the enclosed notice **must** be printed in the newspaper in a font style or size that distinguishes it from the rest of the notice (i.e., **bold**, *italics*). **Failure to do so may require re-notice.**

## Alternative Language Notice

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

- Public notice rules require the applicant to determine whether a bilingual program is required at either the elementary or middle school nearest to the facility or proposed facility location. Bilingual education programs are determined on a district-wide basis. When students who are required to attend either school are eligible to be enrolled in a bilingual education program, some alternative language notice is required (newspaper notice).
- Since the school district, and not the schools, must provide the bilingual education program, these programs do not have to be located at the elementary or middle school nearest to the facility or proposed facility to trigger the alternative language notice requirement. If there are students who would normally attend the nearest schools eligible to be taught in a bilingual education program at a different location, alternative language notice is required.
- If triggered, publications of alternative language notices must be made in a newspaper or publication printed primarily in each language taught in the bilingual education program. The same newspaper(s) used for *Notice of Receipt and Intent to Obtain Permit* must be used for publication of the *Notice of Application and Preliminary Decision for an Air Quality Permit*. This notice is required if such a newspaper or publication exists in the municipality or the county where the facility is or will be located.
- The applicant must demonstrate a good faith effort to identify a newspaper or publication in the required language. If a newspaper or publication of general circulation published at least once a month in such language cannot be found, publishing in that language is not required, but signs must remain posted in the same location(s) utilized during the *Notice of Receipt of Intent to Obtain Permit* (1<sup>st</sup> public notice).
- Publication in an alternative language section or insertion within an English language newspaper does not satisfy these requirements.
- The applicant has the burden to demonstrate compliance with these requirements. You must fill out the **Public Notice Verification Form (Form TCEQ-20244)** indicating your compliance with the requirements regarding publication in an alternative language. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- It is suggested the applicant work with the local school district to do the following:
  - (a) determine if a bilingual program is required in the district;
  - (b) determine which language is required by the bilingual program;
  - (c) locate the nearest elementary and middle schools; and
  - (d) determine if any students attending either school are entitled to be enrolled in a bilingual educational program.
- **If you determine that you must meet the alternative language notice requirements after receipt of the full public notice package, you are responsible for ensuring that the publication in the alternative language is complete and accurate in that language. Spanish notice templates are available through the Air Permits Division Web site at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html). All italic notes should be replaced with the corresponding Spanish translations for the specific application and published in the alternative language publication. Email a copy to Air Permits Division staff.**
- If you are required to publish notice in a language other than Spanish, you must translate the entire public notice at your own expense.



## Public Comment Period

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

## Proof of Publication

- Check each publication to ensure that the articles were accurately published. If a notice was not published correctly you may be required to republish.
- For each newspaper in which you published, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk within **10 business days** after the date of publication. Acceptable proofs of publication are 1) copies of the published notice or 2) the newspaper clippings of the published notice. If you choose to submit copies of the published notice to the Office of the Chief Clerk, copies must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain newspaper clippings or tear sheets of the notice for your records.
- You must submit an **affidavit of publication for air permitting and alternate language affidavit of publication for air permitting (if applicable)** to the Office of the Chief Clerk within **30 calendar days** after the date of publication. **You must use the enclosed affidavits of publication.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with the proof of publication described above.
- You must submit the **Public Notice Verification Form (Form TCEQ-20244)** to the Office of the Chief Clerk within **10 business days** of the end of this public comment period. You must use this form to certify that you have met alternative language notice requirements. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- The **affidavits of publication, Public Notice Verification Form, and acceptable proof of publication of the published notices** should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to:

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

- Please ensure that the affidavit(s) you send to the Chief Clerk have all blanks filled in correctly.
- Photocopies of newspaper clippings, affidavits, and verifications must also be sent to those listed on the enclosed *Notification List* within the deadlines specified above.

## Failure to Publish and Submit Proof of Publication

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

### Sign Posting

It is recommended that the signs that were put in place prior to publication of the first notice remain in place and be legible and visible until 30 days after publication of the *Notice of Application and Preliminary Decision* (either English or alternative language notice, whichever is later).

### Application in a Public Place

- You must provide a copy of the complete application, the executive director's preliminary decision (including the draft permit), the executive director's preliminary determination summary and the executive director's air quality analysis, (including any subsequent revisions), at a public place for review and copying by the public. This place must be in the county in which the facility is located or proposed to be located.
- A public place is one that is publicly owned or operated (ex: libraries, county courthouses, or city halls). Location selected must provide public access to the internet.
- This copy must be accessible to the public for review and copying. The copy must be available beginning on the first day of newspaper publication and remain in place until the commission has taken action on the application or the commission refers issues to the State Office of Administrative Hearings.
- If the application is submitted to the TCEQ with information marked as "CONFIDENTIAL," you are required to indicate which specific portions of the application are not being made available to the public. These portions of the application must be accompanied with the following statement: "Any request for portions of this application that are marked as confidential must be submitted in writing, pursuant to the Public Information Act, to the Texas Commission on Environmental Quality, Public Information Coordinator, MC-197, P.O. Box 13087, Austin, Texas 78711-3087."
- You must submit verification of file availability using the ***Public Notice Verification Form (Form TCEQ-20244)*** within **10 business days** after end of the publications' designated comment period. Do not submit the form verifying that the application was in a public place until after the comment period is complete. If a public meeting is held or second notice is required causing the public comment period to be extended, at a later date you will be required to verify that the application was in a public place during the entire public comment period. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

### General Information

When contacting the Commission regarding this application, please refer to the permit number at the top of the *Notice of Application and Preliminary Decision*.

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

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

Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

## AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

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

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

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

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

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

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

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

[Affix Seal]

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

Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

## ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

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

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

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

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

[Affix Seal]

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

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

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

## Notification List

It is the responsibility of the applicant to furnish the following offices with copies of the notices published, the *Affidavit of Publication for Air Permitting*, the *Alternative Language Affidavit of Publication for Air Permitting (if applicable)*, and a completed copy of the *Public Notice Verification Form (Form TCEQ-20244)*. Acceptable proof of publication and any affidavits and Form TCEQ-20244 should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, AIR Expedited Permitting, P.O. Box 13087, Austin, Texas 78711-3087.

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

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**Email copies to Mr. Joel Stanford at** [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov)

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

Texas Commission on Environmental Quality  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O. Box 12873  
Austin, Texas 78711-2873

The Honorable Bruce Dawsey  
County Judge  
County Courthouse  
100 West Houston  
Sherman, TX 75090

The Honorable David Smith  
Mayor of Dorchester  
373 Main Street  
Dorchester, TX 75459

## **Special Conditions**

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

### **Emission Standards**

1. This permit authorizes only those sources of emissions listed in the attached table entitled "Emission Sources - Maximum Allowable Emission Rates" (MAERT), and these sources are restricted to the emission limits and other conditions specified in that attached table. In addition to the emissions from routine operations, this permit authorizes emissions from planned maintenance, startup, and shutdown (MSS) activities, and those emissions shall comply with the limits specified in the MAERT. Attachment A identifies the inherently low emitting (ILE) planned maintenance activities that are authorized by this permit.

### **Fuel Specifications**

2. Fuel for the Cement Kiln (EPN 21-SK-230) and the Finish Mill Air Heater (EPN 51-SK-250) shall be limited to natural gas containing no more than 5 grains of total sulfur per 100 dry standard cubic feet (dscf).
3. Fuel for the Emergency Generator Engine (EPN EG-1) shall be pipeline quality natural gas. Use of any other fuel will require prior approval of the Executive Director of the Texas Commission on Environmental Quality (TCEQ).
4. Upon request by the Executive Director of the TCEQ or the TCEQ Regional Director or any local air pollution control program having jurisdiction, the holder of this permit shall provide a sample and/or an analysis of the fuels used in these facilities or shall allow air pollution control program representatives to obtain a sample for analysis.

### **Federal Applicability**

5. These facilities shall comply with all applicable requirements of the U.S. Environmental Protection Agency (EPA) regulations on Standards of Performance for New Stationary Sources in 40 CFR Part 60, specifically the following:
  - A. Subpart A – General Provisions;
  - B. Subpart F – Portland Cement Plants;
  - C. Subpart OOO – Nonmetallic Mineral Processing Plants; and
  - D. Subpart JJJJ - Standards of Performance for Stationary Spark Ignition Internal Combustion Engines
6. These facilities shall comply with all applicable requirements of the EPA Regulations on National Emission Standards for Hazardous Air Pollutants for Source Categories in 40 CFR Part 63, specifically the following:
  - A. Subpart A – General Provisions;
  - B. Subpart LLL – Portland Cement Manufacturing Industry; and
  - C. Subpart ZZZZ – Stationary Reciprocating Internal Combustion Engines.

7. If any condition of this permit is more stringent than the regulations so incorporated, then for the purposes of complying with this permit, the permit shall govern and be the standard by which compliance shall be demonstrated.

#### Opacity/Visible Emission Limitations

8. Opacity of particulate matter emissions from all dust collector (baghouse) stacks shall not exceed 5 percent, averaged over a six-minute period. All other sources listed on the MAERT shall be limited to 10 percent opacity, averaged over a six-minute period.
9. Visible fugitive emissions shall not leave the property for more than 30 cumulative seconds in any six-minute period.

#### Operational Limitations, Work Practices, and Plant Design

10. Emission rates are based on and the kiln shall be limited to maximum clinker production rates of 3,333 short tons per day and 1,066,560 short tons during a rolling 12-month period.
11. Emissions from the facilities shall not exceed the following:

**Table 1: Cement Kiln Baghouse Stack (EPN 21-SK-230) Emission Limits (Excluding Planned Maintenance, Startup, and Shutdown)**

Pollutant	1-Hr Average Limitation	Short Term Limit – 30 day Rolling Average (except as noted)	Rolling 12 Month/Annual Limit
PM (condensable)	0.28 lb/ton of clinker	0.28 lb/ton of clinker	0.28 lb/ton of clinker
PM (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
PM <sub>10</sub> (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
PM <sub>2.5</sub> (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
CO	9.00 lb/ton of clinker	9.00 lb/ton of clinker	3.00 lb/ton of clinker
NO <sub>x</sub>	0.54 lb/ton of clinker	0.54 lb/ton of clinker	0.54 lb/ton of clinker
SO <sub>2</sub>	0.60 lb/ton of clinker	0.40 lb/ton of clinker	0.40 lb/ton of clinker
VOC (as THC)	24 ppmvd corrected to 7% O <sub>2</sub>	24 ppmvd corrected to 7% O <sub>2</sub>	24 ppmvd corrected to 7% O <sub>2</sub>
O-HAP	--	12 ppmvd corrected to 7% O <sub>2</sub>	12 ppmvd corrected to 7% O <sub>2</sub>

Pollutant	1-Hr Average Limitation	Short Term Limit – 30 day Rolling Average (except as noted)	Rolling 12 Month/Annual Limit
Dioxins and Furans	--	0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O <sub>2</sub>	0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O <sub>2</sub>
H <sub>2</sub> SO <sub>4</sub>	1.10 lb/ton of clinker	--	0.11 lb/ton of clinker
HCl	--	3 ppmvd corrected to 7% O <sub>2</sub>	3 ppmvd corrected to 7% O <sub>2</sub>
NH <sub>3</sub>	35 ppmv corrected to 7% O <sub>2</sub>	35 ppmv corrected to 7% O <sub>2</sub>	35 ppmvd corrected to 7% O <sub>2</sub>
Hg	--	0.000021 lb/ton of clinker	0.000021 lb/ton of clinker
Pb	--	7.50E-05 lb/ton of clinker	7.50E-05 lb/ton of clinker

12. The Emergency Generator Engine (EPN EG-1) shall be limited to 100 hours per year for maintenance and readiness testing as defined at 40 CFR §60.4243(d). The following additional requirements apply:
- A. The engine shall be equipped with a non-resettable hour meter.
  - B. Compliance with the emission limits referenced by paragraph B of this Special Condition shall be demonstrated by retaining a copy of the manufacturer's certificate of conformity, or through other methods receiving prior written approval of the TCEQ Executive Director.

#### Bagfilters, Scrubber, and Dry Sorbent Injection System

13. Fabric filter dust collectors shall be designed to meet the maximum outlet grain loading values listed in the table below, in units of grain per dry standard cubic foot (gr/dscf) of exhaust. The dust collectors shall be properly installed and in good working order and shall control particulate matter emissions, when this equipment is in operation, from the following sources:

**Table 2: Fabric Filter Dust Collector Maximum Filterable Outlet Grain Loading Values**

EPN	Source Name	Maximum Filterable Outlet Grain Loading (gr/dscf)
21-SK-230	Cement Kiln	0.002
51-SK-250	Finish Mill	0.005
10-BF-035	Crusher Building	0.005
10-BF-140	Material Transfer (LS to Storage)	0.005
12-BF-140	Additive Unloading (Rail)	0.005
11-BF-270	Material Transfer (LS to Hopper)	0.005



EPN	Source Name	Maximum Filterable Outlet Grain Loading (gr/dscf)
11-BF-285	Material Transfer (LS to Hopper)	0.005
12-BF-315	Truck Unloading	0.005
12-BF-325	Material Transfer (Rail Add. to Storage)	0.005
12-BF-360	Material Transfer (Truck Add. to Storage)	0.005
13-BF-030	Raw Mill Feed (Top of Bin Baghouse)	0.005
13-BF-500	Raw Mill Feed Bin Building	0.005
20-BF-010	Raw Mill Building	0.005
20-BF-182	Raw Mill Building	0.005
20-BF-360	Raw Mill Building	0.005
21-BF-330	Top of CKD Bin	0.005
22-BF-060	Bottom of Raw Meal Silo	0.005
22-BF-080	Preheater Tower	0.005
22-BF-160	Top of Raw Meal Silo	0.005
22-BF-385	Top of Surge Bin (RM Silo)	0.005
30-BF-260	Bottom of Preheater Tower	0.005
30-BF-320	Top of Preheater Tower	0.005
42-BF-270	Cooler Discharge	0.005
41-BF-130	Top of Bin (Bypass Dust)	0.005
44-BF-030	Top of Clinker Silo Baghouse	0.005
44-BF-185	Transfer Tower (Clinker Strg. And Handling)	0.005
50-BF-050	Top of Clinker Feed Bin	0.005
50-BF-020	Top of Gypsum Feed Bin	0.005
50-BF-350	Cement Feed Bin Extraction	0.005
51-BF-050	Cement Mill Building	0.005
51-BF-140	Cement Mill Building	0.005
51-BF-350	Top of Cement Silo (Bucket Elevator Discharge)	0.005
51-BF-380	Bottom of Cement Silo (Bucket Elevator Feed)	0.005
52-BF-110	Top of Cement Silo 1	0.005
53-BF-110	Top of Cement Silo 2	0.005
52-BF-190	Top of Surge Bin (CM Silo-1)	0.005

EPN	Source Name	Maximum Filterable Outlet Grain Loading (gr/dscf)
53-BF-190	Top of Surge Bin (CM Silo-2) B	0.005
52-BF-270	Loadout System (CM Silo-1)	0.005
53-BF-270	Loadout System (CM Silo-2) Baghouse	0.005

14. Acids and Sulfur compounds from the Kiln and associated systems shall be directed to a dry scrubbing system in order to meet the Kiln emission limitations found in this permit. Additionally, a bypass system consisting of a quenching chamber, a baghouse with lime injection, and a fan may be utilized. The dry scrubber and/or bypass system shall meet the following requirements:

- A. The scrubber and/or bypass system shall operate with no less than the specified control efficiency for the following pollutants on a 1-hour average basis or 30-day rolling average basis, as required by Special Condition Number 11:

Pollutant:	Control Efficiency
SO <sub>2</sub>	90

- B. Prior to the start of operations of the facilities covered by this permit, the permit holder shall obtain a permit alteration or permit amendment which updates the application representations relating to monitoring, target pollutants, and control efficiencies for the scrubber and bypass system.

### Material Handling and Housekeeping

15. Limestone Stockpiles 1 and 2, the Gypsum Stockpile, the High Grade Limestone Stockpile, the Sand Stockpile, and in general all incoming raw materials shall be stored in fully enclosed storage buildings.
16. The following material handling operations shall utilize the specified controls:

**Table 3: Material Handling Operation Controls**

EPN	Source Name	Controls
TRK_MH	Additive - Material Handling Truck Unloading	Three-sided walls and fogging nozzles.
RR_MH	Additive - Material Handling Rail Unloading	Two-sided walls and fogging nozzles.
LSCRSHBD_MH	Limestone – Material Handling LS Crusher Building	Three-sided walls and fogging nozzles.

Dustless telescopic spouts shall be used for loading trucks or rail from bins or silos.

17. Raw material conveyers shall be fully enclosed.
18. Plant roads shall be paved and cleaned, as necessary, to control the emission of dust to the minimum level possible under existing conditions. Haul roads shall be sprinkled with water and/or chemicals, as necessary, to maintain compliance with all applicable TCEQ rules and regulations.
19. A street sweeper and other mobile equipment shall pick up debris from the plant roads. The street sweeper will be a full-sized truck which can be driven to the mined-out quarry to dispose of the debris collected.
20. Material collected by air pollution abatement equipment which is not returned to the process shall be disposed of on-site in a manner that minimizes any emissions in transit and prevents any emissions after disposal.
21. The holder of this permit shall physically identify and mark in a conspicuous location all equipment that has the potential of emitting air contaminants as follows:
  - A. The facility identification numbers as submitted to the Emissions Inventory Section of the TCEQ.
  - B. The emission point numbers as listed on the MAERT.

#### **Cement Kiln Selective Catalytic Reduction**

22. The following requirements shall apply to the Cement Kiln (EPN 21-SK-230).
  - A. Emissions of NO<sub>x</sub>, CO, and NH<sub>3</sub> from the Cement Kiln shall not exceed the values specified in Special Condition 11. Compliance with the NO<sub>x</sub> emissions limits shall be achieved through the use of a Selective Catalytic Reduction (SCR) system or combination of SCR and Selective Non-Catalytic Reduction (SNCR) system.
  - B. Aqueous ammonia shall be used in the SCR system or combination of SCR and SNCR system and shall have a concentration of no more than 19% ammonia by weight. The aqueous ammonia shall be stored in pressure vessels.
  - C. Concentration of a pollutant in the exhaust of the cement kiln shall be evaluated on a dry basis, corrected to 7% oxygen.
  - D. Compliance with the NO<sub>x</sub> and CO emission limits of these Special Conditions shall be demonstrated through use of Continuous Emissions Monitoring System (CEMS).

#### **Planned Maintenance, Startup, and Shutdown**

23. The holder of this permit shall minimize emissions during planned MSS activities by operating the facility and associated air pollution control equipment in accordance with good air pollution control practices, safe operating practices, and protection of the facility.
24. The emissions during planned startup and shutdown activities of the Cement Kiln shall be minimized as follows:

- A. When the precalciner operating temperature is too low for SCR or combination of SCR and SNCR to be engaged, the main kiln burner shall be operated in low-heat input mode and no feed shall be allowed to enter the kiln.
  - B. The feed entering the preheater shall not be introduced into the system until the SCR or combination of SCR and SNCR system is at temperature and fully operational.
25. The emissions from ILE planned maintenance activities identified in Attachment A of this permit shall be complied with as follows:
- A. The total emissions from all ILE planned maintenance activities shall be no more than the estimated potential to emit for those activities as represented in the MSS permit amendment application and subsequent associated submittals.
  - B. The permit holder shall annually confirm the continued validity of the estimated potential to emit as represented in the MSS permit amendment application and subsequent associated submittals.
26. Emissions from planned MSS activities authorized by this permit shall be determined by the use of an appropriate method, including but not limited to any of following methods:
- A. Use of a continuous emissions monitoring system (CEMS). The CEMS shall be certified to measure the pollutant's emission over the entire range of a planned maintenance activity.
  - B. Use of emission factors, including but not limited to, facility-specific parameters, manufacturer's emission factors, and/or engineering knowledge of the facility's operations.
  - C. Use of emissions data measured (by a CEMS or during emissions testing) during the same type of planned MSS activity occurring at or on an identical or similar facility, and correlation of that data with the facility's relevant operating parameters, including but not limited to, temperature, fuel input, and fuel sulfur content.
  - D. Use of emissions testing data collected during a planned maintenance activity occurring at or on the facility, and correlation of that data with the facility's relevant operating parameters, including but not limited to, temperature, fuel input, and fuel sulfur content.
  - E. Additional occurrences of MSS activities authorized by this permit may be authorized under permit by rule only if conducted in compliance with this permit's procedures, emission controls, monitoring, and recordkeeping requirements applicable to the activity.

## **Ammonia Handling**

### **Piping, Valves, Pumps, and Compressors in contact with ammonia - 28AVO**

27. Except as may be provided for in the Special Conditions of this permit, the following requirements apply to the above-referenced equipment:
- A. Audio, olfactory, and visual checks for leaks within the operating area shall be made once per shift.
  - B. Immediately, but no later than 1 hour upon detection of a leak, plant personnel shall take at least one of the following actions:

- (1) Isolate the leak.
- (2) Commence repair or replacement of the leaking component.
- (3) Use a leak collection/containment system to prevent the leak until repair or replacement can be made if immediate repair is not possible.

Date and time of each inspection shall be noted in the operator's log or equivalent. Records shall be maintained at the plant site of all repairs and replacements made due to leaks. These records shall be made available to representatives of the Texas Commission on Environmental Quality (TCEQ) upon request.

### **Initial Demonstration of Compliance**

28. To demonstrate compliance with the MAERT and with emission performance levels as specified in the special conditions, the holder of this permit shall perform stack sampling and/or other testing as required to establish the actual pattern and quantities of air contaminants being emitted into the atmosphere from the Cement Kiln Baghouse Stack (EPN 21-SK-230). Air contaminants to be tested for include (but are not limited to) PM (filterable and condensable), PM<sub>10</sub>, PM<sub>2.5</sub>, CO, NO<sub>x</sub>, SO<sub>2</sub>, THC, H<sub>2</sub>SO<sub>4</sub>, HCl, NH<sub>3</sub>, dioxins/furans, methane, Hg, and Pb. Testing shall be performed in accordance with the applicable initial compliance requirements of NSPS Subparts A and F and NESHAP Subpart LLL. Initial determination of compliance for VOC shall be performed in accordance with Special Condition No. 43. Sampling shall be accomplished within 60 days of achieving maximum production but not later than 180 days after startup. Sampling must be conducted in accordance with the TCEQ Guidelines for Stack Sampling Facilities and in accordance with the applicable EPA 40 CFR procedures. Any deviations from those procedures must be approved by the TCEQ Executive Director prior to sampling. The initial demonstration of compliance for NO<sub>x</sub>, CO, and SO<sub>2</sub> hourly emissions for the Cement Kiln shall be based on all quality assured hourly average data collected by the CEMS for all operating hours during the first 30 kiln operating days following the initial CEMS certification. The initial demonstration of compliance for Hg shall be based on data collected from operating the sorbent trap monitoring system for the first 30 kiln operating days. The initial demonstration of compliance for H<sub>2</sub>SO<sub>4</sub> shall be conducted when the in-line raw mill is not operating.
29. To demonstrate compliance with the MAERT and with emission performance levels as specified in the special conditions, the holder of this permit shall perform stack sampling and/or other testing as required to establish the actual pattern and quantities of air contaminants being emitted into the atmosphere from the Finish Mill Baghouse Stack (EPN 51-SK-250). Air contaminants to be tested for include (but are not limited to) PM, PM<sub>10</sub>, and PM<sub>2.5</sub>. Sampling shall be accomplished within 60 days of achieving maximum production but not later than 180 days after startup. Sampling must be conducted in accordance with the TCEQ Guidelines for Stack Sampling Facilities and in accordance with the applicable EPA 40 CFR procedures. Any deviations from those procedures must be approved by the TCEQ Executive Director prior to sampling.

### **Sampling Requirements**

30. The holder of this permit is responsible for providing sampling and testing facilities and conducting the sampling and testing operations at their own expense. Sampling ports and platforms shall be incorporated into the design of the stack(s) according to the specifications set forth in the attachment entitled "Guidelines for Stack Sampling Facilities" prior to stack sampling. Alternate

sampling facility designs may be submitted for approval by the TCEQ Regional Office with jurisdiction.

31. A pretest meeting shall be held with personnel from the TCEQ before the required tests are performed. The TCEQ Regional Office with jurisdiction shall be notified not less than 45 days prior to sampling to schedule a pretest meeting. The notice shall include:
  - A. Date for pretest meeting;
  - B. Date sampling will occur;
  - C. Points or sources to be sampled;
  - D. Name of firm conducting sampling;
  - E. Type of sampling equipment to be used; and
  - F. Method or procedure to be used in sampling.

The purpose of the pretest meeting is to review the necessary sampling and testing procedures, to provide the proper data forms for recording pertinent data, and to review the format procedures for submitting the test reports.

32. Alternate sampling methods and representative unit testing may be proposed by the permit holder. A written proposed description of any deviation from sampling procedures or emission sources specified in permit conditions or TCEQ or EPA sampling procedures shall be made available to the TCEQ prior to the pretest meeting. Such a proposal must be approved by the TCEQ Regional Office with jurisdiction at least two weeks prior to sampling.
33. Requests to waive testing for any pollutant specified shall be submitted, in writing, for approval to the TCEQ Office of Air, Air Permits Division in Austin.
34. During stack sampling emission testing, the facilities shall operate at maximum represented production rates. Primary operating parameters that enable determination of production rates shall be monitored and recorded during the stack test. These parameters are to be determined at the pretest meeting.
35. If the plant is unable to operate at the maximum represented production rates during testing, then additional stack testing shall be required when the production rate exceeds the previous stack test production rate by +2 percent unless otherwise determined, in writing, by the TCEQ Executive Director. Additional testing, if required, shall be conducted within 180 days of achieving a production rate which exceeds the previous stack test production rate by +10 percent.
36. Requests for additional time to perform sampling shall be submitted to the TCEQ Regional Office with jurisdiction. Additional time to comply with the applicable federal requirements requires EPA approval, and requests shall be submitted to the TCEQ Regional Office with jurisdiction.
37. Copies of the final sampling report shall be forwarded to the TCEQ within 60 days after sampling is completed. Sampling reports shall comply with the attached provisions of Chapter 14 of the TCEQ Sampling Procedures Manual. The reports shall be distributed as follows:

One copy to the TCEQ Regional Office with jurisdiction.



One copy to the TCEQ Office of Air, Air Permits Division in Austin.

One copy to each appropriate local air pollution control program with jurisdiction.

38. If, as a result of stack sampling, compliance with the permitted emission rates cannot be demonstrated, the holder of this permit shall adjust any operating parameters so as to comply with Special Condition No. 1 and the permitted emission rates.
39. If the holder of this permit is required to adjust any operating parameters for compliance, then beginning no later than 60 days after the date of the test conducted, the holder of this permit shall submit to the TCEQ, on a monthly basis, a record of adjusted operating parameters and daily records of production sufficient to demonstrate compliance with the permitted emission rates. Daily records of production and operating parameters shall be distributed as follows:

One copy to the TCEQ Regional Office with jurisdiction.

One copy to the TCEQ Office of Air, Air Permits Division in Austin.

#### **Demonstration of Continuous Compliance and Compliance Assurance Monitoring**

40. The holder of this permit shall install, calibrate, operate, and maintain on the Cement Kiln Baghouse Stack (EPN 21-SK-230) a PM continuous parametric monitoring system (CPMS) operated as specified in accordance with in 40 CFR Part 60, Subpart F. The CPMS is required to pass the initial certification requirements in 40 CFR Part 63, Subpart LLL. If the CPMS indicates an exceedance of the site-specific operating limit established per 40 CFR 63, Subpart LLL PM emission compliance, a visible emission observation shall be performed within 24 hours to establish compliance with the applicable opacity limits of Special Conditions No. 8. The visible emission determination must be made in accordance with 40 CFR Part 60, Appendix A, Test Method 22. The observation period when conducting Method 22 shall extend for at least one minute during normal operations. Contributions from uncombined water shall not be included in determining compliance with this condition. If visible emissions are observed, then the permit holder must conduct a six-minute test of opacity in accordance with 40 CFR Part 60 Appendix A, Test Method 9. The Method 9 test must begin within one hour of any observation of visible emissions.
41. The permit holder shall install, calibrate, and maintain a continuous emission monitoring system (CEMS) at the Cement Kiln for O<sub>2</sub>, SO<sub>2</sub>, CO, NO<sub>x</sub>, and Total Hydrocarbon (as a surrogate for VOC as required by 40 CFR Part 63, Subpart LLL).
42. Each CEMS required under this permit shall satisfy the following requirements:
  - A. The CEMS shall meet the design and performance specifications, pass the field tests, and meet the installation requirements and the data analysis and reporting requirements specified in the applicable Performance Specification Nos. 1 through 9, Title 40 Code of Federal Regulation Part 60 (40 CFR Part 60), Appendix B. If there are no applicable performance specifications in 40 CFR Part 60, Appendix B, contact the TCEQ Office of Air, Air Permits Division for requirements to be met.
  - B. Subparagraph (1) below applies to sources subject to the quality-assurance requirements of 40 CFR Part 60, Appendix F; section 2 applies to all other sources:

- (1) The permit holder shall assure that the CEMS meets the applicable quality-assurance requirements specified in 40 CFR Part 60, Appendix F, Procedure 1. Relative accuracy exceedances, as specified in 40 CFR Part 60, Appendix F, Section 5.2.3 and any CEMS downtime shall be reported to the appropriate TCEQ Regional Manager, and necessary corrective action shall be taken. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Manager.
- (2) The system shall be zeroed and spanned daily, and corrective action taken when the 24-hour span drift exceeds two times the amounts specified in the applicable Performance Specification Nos. 1 through 9, 40 CFR Part 60, Appendix B, or as specified by the TCEQ if not specified in Appendix B. Zero and span is not required on weekends and plant holidays if instrument technicians are not normally scheduled on those days.

Each monitor shall be quality-assured at least quarterly using Cylinder Gas Audits (CGA) in accordance with 40 CFR Part 60, Appendix F, Procedure 1, Section 5.1.2, with the following exception: a relative accuracy test audit (RATA) is not required once every four quarters (i.e., four successive quarterly CGA may be conducted). An equivalent quality-assurance method approved by the TCEQ may also be used. Successive quarterly audits shall occur no closer than two months.

All CGA exceedances of +15 percent accuracy indicate that the CEMS is out of control.

- C. The monitoring data shall be reduced to hourly average concentrations at least once every day, using a minimum of four equally-spaced data points from each one-hour period. The individual average concentrations shall be reduced to units of the permit allowable emission rate in lb/hr at least once every week.
  - D. All monitoring data and quality-assurance data shall be maintained by the source. The data from the CEMS may, at the discretion of the TCEQ, be used to determine compliance with the conditions of this permit.
  - E. The appropriate TCEQ Regional Office shall be notified at least 30 days prior to any required RATA in order to provide them the opportunity to observe the testing.
  - F. Quality-assured (or valid) data must be generated when the source generating emissions is operating except during the performance of a daily zero and span check. Loss of valid data due to periods of monitor break down, out-of-control operation (producing inaccurate data), repair, maintenance, or calibration may be exempted provided it does not exceed 5 percent of the time (in minutes) that the source generating emissions operated over the previous rolling 12-month period. The measurements missed shall be estimated using engineering judgment and the methods used recorded. Options to increase system reliability to an acceptable value, including a redundant CEMS, may be required by the TCEQ Regional Manager.
43. The holder of this permit shall install, calibrate, operate, and maintain a CEMS to measure and record the in-stack concentrations of THC from the cement kiln in accordance with the requirements of 40 CFR Part 63, Subpart LLL. The holder of this permit shall install, calibrate, operate, and maintain a continuous flow rate sensor to measure and record the exhaust flow rate. The THC CEMS, which may be the same unit as described in Special Condition 42, is subject to the following:
- A. The THC CEMS and the continuous flow rate sensor shall be used as a CERMS for VOC.



- B. The CEMS monitoring data shall be reduced to hourly average concentrations in accordance with 40 CFR §60.13(h)(2)(i)-(ix).

Each CEMS shall complete a minimum of one cycle of sampling, analyzing, and data recording for each successive 15-minute period.

Data recorded during periods of CEMS breakdowns, repairs, calibration checks, and zero and span adjustments shall not be included in the computed data averages.

- C. Compliance with VOC emission limits in the MAERT shall be determined by applying the site specific VOC to methane fraction to THC CEMS data to calculate VOC lb/hr emissions from the kiln on a 30-day rolling average.

44. The Hg concentration in the Cement Kiln Baghouse Stack (EPN 21-SK-230) shall be measured continuously using a sorbent trap based CEMS or Mercury CEMS as required by and in accordance with the methods, frequencies, and quality assurance methods detailed in 40 CFR Part 63, Subpart LLL.

45. The NH<sub>3</sub> concentration in the Cement Kiln Baghouse Stack (EPN 21-SK-230) shall be tested or calculated according to one of the methods listed below and shall be tested or calculated according to frequency listed below. Testing for the NH<sub>3</sub> stack concentration is only required on days when the SCR or combination of SCR and SNCR unit is in operation.

- A. The holder of this permit may install, calibrate, maintain, and operate a CEMS to measure and record the concentrations of NH<sub>3</sub>. The NH<sub>3</sub> concentrations shall be corrected and reported in accordance with Special Condition No. 11 above.
- B. The NH<sub>3</sub> stack concentration may be measured using a sorbent or stain tube device specific for NH<sub>3</sub> measurement in the appropriate range. The frequency of sorbent or stain tube testing shall be monthly.
- (1) If the sorbent or stain tube testing indicates an ammonia (NH<sub>3</sub>) stack concentration that exceeds 35 parts per million (ppm) at any time, the permit holder shall begin NH<sub>3</sub> testing by either the Phenol-Nitroprusside Method, the Indophenol Method, or EPA Conditional Test Method (CTM) 27 on a quarterly basis in addition to the monthly sorbent or stain tube testing.
- (2) If the quarterly testing indicates NH<sub>3</sub> stack concentration is 35 ppm or less, the Phenol Nitroprusside Indophenol CTM 27 tests may be suspended until sorbent or stain tube testing again indicate 35 ppm NH<sub>3</sub> stack concentration or greater.
- C. The permit holder may install and operate a second NO<sub>x</sub> CEMS probe located between the kiln and the SCR or combination of SCR and SNCR, upstream of the stack NO<sub>x</sub> CEMS, which may be used in association with the SCR or combination of SCR and SNCR efficiency and NH<sub>3</sub> injection rate to estimate NH<sub>3</sub> stack concentration. This condition shall not be construed to set a minimum NO<sub>x</sub> reduction efficiency on the SCR or combination of SCR and SNCR unit. These results shall be recorded and used to determine compliance with Special Condition No. 11.
- D. The permit holder may install and operate a dual stream system of NO<sub>x</sub> CEMS at the exit of the SCR or combination of SCR and SNCR. One of the exhaust streams would be routed, in an unconverted state, to one NO<sub>x</sub> CEMS, and the other exhaust stream would be routed through an NH<sub>3</sub> converter to convert NH<sub>3</sub> to NO<sub>x</sub> and then to a second NO<sub>x</sub> CEMS. The NH<sub>3</sub> stack concentration shall be calculated from the delta between the two NO<sub>x</sub> CEMS readings

(converted and unconverted). These results shall be recorded and used to determine compliance with Special Condition No. 11.

- E. The permit holder may establish a correlation between the maximum  $\text{NH}_3$  stack concentration limit and maximum  $\text{NH}_3$  injection rate or other surrogate parameter that may be monitored to determine compliance with  $\text{NH}_3$  stack concentrations. These results shall be recorded and used to determine compliance with Special Condition No. 11.
  - F. Other alternative methods used for measuring  $\text{NH}_3$  stack concentration shall require prior written approval from the TCEQ Air Permits Division in Austin.
46. The capture and control system for each baghouse shall be operated and maintained in accordance with the manufacturer's recommendations to assure that the minimum control efficiency is met at all times when the controlled source is required to be operated. The following requirements shall apply to each baghouse.
- A. The holder of this permit shall install, calibrate (if applicable), and maintain a differential pressure gauge to monitor pressure drop across the [baghouse, cartridge filter system, or filter pads]. The (each) monitoring device that requires calibration shall be calibrated at least annually in accordance with the manufacturer's specifications and shall be accurate to within a range of  $\pm 0.5$  inch water gauge pressure ( $\pm 125$  pascals) or a span of  $\pm 3$  percent. The monitoring device that only requires to be zeroed shall be zeroed at least once a week.
  - B. The filter media differential pressure shall be maintained between [2 and 6] inches water column, or as defined by the manufacturer.
  - C. Pressure drop readings shall be recorded at least once per day that the system is required to be operated. Bags or filters shall be replaced whenever the pressure drop across the filter media no longer meets the limits in these Special Conditions or the manufacturer's recommendation.
  - D. If the filter system operating performance parameters are outside of the [2 and 6] inches water column or the manufacturer's recommended operating range, the affected facility shall not be operated until the abatement equipment is repaired; and
  - E. Planned maintenance on the dust collection system shall be performed only when the facilities being controlled by the dust collection system are not in operation.
  - F. The capture system's duct work shall be operated under negative pressure and an audio, visual, and olfactory (AVO) inspection of the capture system shall be performed monthly to check for leaking components. The capture system shall be maintained free of holes, cracks, and other conditions that would reduce the collection efficiency of the capture system; and
  - G. An inspection and maintenance log shall be kept for each baghouse dust collector whereby the log shall note the date of each inspection, the name of the inspector and any repairs and/or maintenance work performed.
47. The holder of this permit shall conduct a monthly visible emissions determination to demonstrate compliance with the opacity limitations specified in this permit for each of the baghouse (dust collector) stacks with the exception of the Finish Mill Baghouse Stack (EPN 51-SK-250), for which visible emissions determinations shall be conducted daily. This visible emissions determination shall be performed: 1) during normal plant operations, 2) for a minimum of six minutes, 3) approximately perpendicular to plume direction, 4) with the sun behind the observer (to the extent practicable), and 5) at least two stack heights, but not more than five stack heights, from the

emission point. If visible emissions are observed from the emission point, the owner or operator shall:

- A. Take immediate action to eliminate visible emissions, record the corrective action within 24 hours, and comply with any applicable requirements in 30 Texas Administrative Code (TAC) § 101.201, Emissions Event Reporting and Recordkeeping Requirements; or
  - B. Determine opacity using 40 CFR Part 60, Appendix A, Test Method 9. If the opacity limit is exceeded, take immediate action (as appropriate) to reduce opacity to within the permitted limit, record the corrective action within 24 hours, and comply with applicable requirements in 30 TAC § 101.201, Emissions Event Reporting and Recordkeeping Requirements.
48. The holder of this permit shall conduct a monthly visible fugitive emissions determination to demonstrate compliance with the visible fugitive emissions limitation specified in this permit for the plant property. This visible fugitive emissions determination shall be performed: 1) during normal plant operations, 2) for a minimum of six minutes, 3) approximately perpendicular to plume direction, 4) with the sun behind the observer (to the extent practicable), 5) at least 15 feet, but not more than 0.25 mile, from the plume, and 6) in accordance with EPA 40 CFR Part 60, Appendix A, Test Method 22, except where stated otherwise in this condition. If visible fugitive emissions leaving the property exceed 30 cumulative seconds in any six-minute period, the owner or operator shall take immediate action (as appropriate) to eliminate the excessive visible fugitive emissions. The corrective action shall be documented within 24 business hours of completion.
49. The TCEQ Regional Office shall be notified as soon as possible, but not later than 24 hours, after the discovery of any monitor malfunction that is expected to result in more than 24 hours of lost data. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Director in case of extended monitor downtime. Necessary corrective action shall be taken if the downtime exceeds 5 percent of the operating hours in the quarter. Failure to complete any corrective action as directed by the TCEQ Regional Office may be deemed a violation of the permit.
50. The control devices associated with EPNs 10-BF-035, 10-BF-140, 12-BF-140, 12-BF-315, 13-BF-500, 20-BF-010, 21-SK-230, 51-SK-250, 22-BF-160, 44-BF-030, 50-BF-350, 51-BF-050, 51-BF-140, 52-BF-110, and 53-BF-110 shall not have a bypass, with the exception of the alkali bypass for the kiln (EPN 21-SK-230).

#### **Recordkeeping Requirements**

51. Records shall be maintained at this facility site and made available at the request of personnel from the TCEQ or any other air pollution control program having jurisdiction to demonstrate compliance with permit limitations. These records shall be totaled for each calendar month, retained for a rolling 60-month period, and include the following:
- A. Daily and monthly clinker production rates for the Cement Kiln (in tons);
  - B. After the CEMS certification (or sorbent trap validation for Hg), CEMS data as specified in Special Condition No. 42 C and a 30-day rolling average NO<sub>x</sub>, CO, SO<sub>2</sub>, NH<sub>3</sub>, THC, and Hg emissions, as applicable, from the kiln shall be calculated on a lb/hr basis. A new 30-day rolling average shall be calculated at the end of each day;

- C. After the CEMS certification, the holder of this permit shall maintain a raw data file of all CEMS measurements from the EPN 21-SK-230, including CEMS performance testing measurements, all CEMS calibration checks and adjustments and maintenance performed on these systems. This data shall be maintained in either hard copy or electronically so long as it is suitable for inspection;
  - D. Excess emissions and monitoring systems performance report for opacity consistent with the requirements of 40 CFR § 60.7(c) and (d);
  - E. Documentation of all CEMS or COMS quality-assurance measures, calibration checks, adjustments, and maintenance performed on these systems and documentation of alternative NH<sub>3</sub> continuous demonstration of compliance, if any;
  - F. Records of AVO checks for Piping, Valves, Pumps, and Compressors in contact with ammonia;
  - G. Records of pressure drop readings for each baghouse;
  - H. Malfunctions of any air pollution abatement systems;
  - I. Documentation of air pollution control equipment inspections, maintenance, and repair;
  - J. Records of visible emission/opacity observations and any corrective actions taken;
  - K. Hours of operation of the Emergency Generator (EPN EG-1);
  - L. Records of planned MSS activities, including the following, to demonstrate compliance with Special Condition Nos. 23-26 and the MAERT:
    - (1) Records of startup and shutdown of the kiln, including the date, time, duration, and emissions associated with those activities.
    - (2) Records of ILE planned maintenance activities and annual validations.
52. The following records shall be maintained at this facility site and made available at the request of personnel from the TCEQ or any other air pollution control program having jurisdiction. These records shall be retained for a rolling 60-month period:
- A. All monitoring data and support information as specified in 30 TAC § 122.144; and
  - B. Inspections of capture systems and abatement devices shall be recorded as they occur.

### Reporting Requirements

53. The holder of this permit shall submit a copy of semiannual CPMS reports to the TCEQ Regional Office with jurisdiction in a format specified by the TCEQ Regional Office. All reports shall be postmarked by the 30th day following the end of each semiannual period and shall include the following information for each monitor:
- A. The date and duration of time from the commencement to the completion of an event which resulted in excess opacity.
  - B. The date and time of the commencement and completion of each specific time period of excess opacity within that event.
  - C. The total time duration of excess opacity.

- D. The nature and cause of any malfunction resulting in excess opacity and the corrective action taken and/or preventative measures adopted.
  - E. The date and time identifying each period during which a CPMS was inoperative, except for zero span checks, and the nature of the system repairs and/or adjustments which occurred during the downtime.
  - F. When no excess opacities have occurred or the CPMS have not been inoperative, repaired, or adjusted, such information shall be stated in the report.
  - G. The reporting of excess opacity required by this condition does not relieve the holder of this permit from notification requirements of upset conditions as required by 30 TAC §§ 101.201 and 101.211.
  - H. For the purposes of reporting pursuant to these Special Conditions, excess periods of opacity are defined as each six-minute period of operation during which the average opacity, as measured and recorded by the CPMS, exceed the limitations in Special Condition No. 8.
54. The holder of this permit shall submit a copy of semiannual CEMS reports to the TCEQ Regional Office with jurisdiction in a format specified by the TCEQ Regional Office. All reports shall be postmarked by the 30th day following the end of each semiannual period and shall include the following information for each monitor:
- A. The date and duration of time from the commencement to the completion of an event which resulted in excess emissions of any pollutant.
  - B. The date and time of the commencement and completion of each specific time period of excess emissions within that event.
  - C. The total time duration of excess emissions.
  - D. The magnitude of the emissions, including the highest emission rate, and the average emission rate. All excess emissions shall be converted into the units of the permit. All conversion factors and equations shall be included.
  - E. The nature and cause of any malfunction resulting in excess emissions and the corrective action taken and/or preventative measures adopted.
  - F. The date and time identifying each period during which a CEMS was inoperative, except for zero span checks, and the nature of the system repairs and/or adjustments which occurred during the downtime.
  - G. When no excess emissions have occurred or the CEMS have not been inoperative, repaired, or adjusted, such information shall be stated in the report.
  - H. In addition to the other information required in this Special Condition, a summary of the excess emissions shall be reported using the form identified as Figure 1 in 40 CFR § 60.7 or similar form determined to be acceptable by the TCEQ Regional Office.
  - I. The reporting of excess emissions required by this condition does not relieve the holder of this permit from notification requirements of upset conditions as required by 30 TAC § 101.201 or notification of maintenance as required by 30 TAC § 101.211.

#### **Greenhouse Gases Special Conditions**

55. Emissions from the Kiln exhaust shall not exceed the following limits:



Greenhouse Gases (GHG)	Limit/Emission Factor
CO <sub>2e</sub>	0.92 ton/ton clinker 12 month rolling average

56. Initial determination of compliance as specified in Special Condition No. 28 shall also include sampling for CO<sub>2</sub>.

Provided it is conducted within the time frames and conforms with the notification requirements of this Special Condition and Special Condition No. 28, the CO<sub>2</sub> CEMS may satisfy for the initial performance test, in accordance with 40 CFR §98.34(c)(1), conforming with the Performance Specification 3 in appendix B to Part 60 for CO<sub>2</sub> concentration monitors and Performance Specification 5 in appendix B to Part 60 for the continuous rate monitoring system.

57. The permittee shall install, calibrate, maintain, and operate a CO<sub>2</sub> CEMS or other appropriate monitoring methodology and/or equipment to measure and record the concentration from the Cement Kiln in accordance with the CO<sub>2</sub> CEMS system requirements in 40 CFR 98.83(a).
- A. The CEMS shall meet the design and performance specifications, pass the field tests, and meet the installation requirements and the data analysis and reporting requirements specified in the applicable Performance Specification Nos. 1 through 9, 40 CFR Part 60, Appendix B, or an acceptable alternative. If there are no applicable performance specifications in 40 CFR Part 60, Appendix B, contact the TCEQ Office of Air, Air Permits Division in Austin for requirements to be met.
  - B. The holder of this permit shall assure that the CEMS meets the applicable quality-assurance requirements specified in 40 CFR Part 60, Appendix F, Procedure 1, or an acceptable alternative. Relative accuracy exceedances, as specified in 40 CFR Part 60, Appendix F, § 5.2.3, and any CEMS downtime and all cylinder gas audit exceedances of ±15 percent accuracy shall be reported semiannually to the appropriate TCEQ Regional Director, and necessary corrective action shall be taken. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Director.
  - C. The monitoring data shall be reduced to hourly average values at least once every day, using a minimum of four equally-spaced data points from each one-hour period. At least two valid data points shall be generated during the hourly period in which zero and span is performed.
  - D. All monitoring data and quality-assurance data shall be maintained by the source for a period of five years and shall be made available to the TCEQ Executive Director or a designated representative upon request. The hourly average data from the CEMS shall be used to determine compliance with the conditions of this permit. The Kiln CEMS data shall also be used to produce TPY each month and used to determine compliance with the annual tonnage emission limits of this permit.
  - E. The appropriate TCEQ Regional Office shall be notified at least 30 days prior to any required RATAs in order to provide them the opportunity to observe the testing.

#### Greenhouse Gases Recordkeeping Requirements

58. Permit holders must keep records sufficient to demonstrate compliance with 30 TAC 116.164. Records shall be sufficient to demonstrate the amount of emissions of GHGs from the source as a result of construction; a physical change or a change in method of operation does not require

Special Conditions

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

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authorization under 30 TAC 116.164(a). Records shall be maintained for a period of five years after collection.

59. The holder of this permit shall maintain the following records at the plant site in a form suitable for inspection for a period of five years after collection, and the records shall be made available upon request to representatives of the TCEQ, EPA, or any air pollution control agency with jurisdiction.
- A. Daily and monthly clinker production rates for the Cement Kiln (in tons);
  - B. For each continuous emissions monitor, records of the nature and cause of any malfunction (if known), the corrective action taken, or preventive measures adopted shall be kept; and
  - C. Total monthly CO<sub>2</sub> and CO<sub>2e</sub> emissions are to be calculated and recorded monthly as follows:
    - (1) Sum total monthly CO<sub>2</sub> emissions from CEMS data.
    - (2) Calculate total nitrous oxide (N<sub>2</sub>O) and methane (CH<sub>4</sub>) monthly emissions using monthly production data, heat input, and worst-case emission factors from Table C-2 of 40 CFR Part 98, Subpart C.
    - (3) Convert CO<sub>2</sub>, N<sub>2</sub>O and CH<sub>4</sub> monthly emissions to CO<sub>2e</sub> emissions using Equation A-1 of 40 CFR Part 98, Subpart A.

The monthly data from this Special Condition shall be used to calculate rolling 12-month total emission rates of CO<sub>2e</sub> to demonstrate compliance with emissions limits in the MAERT.

Date:

**Attachment A**

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

**Inherently Low Emitting (ILE) Maintenance Activities**

<b>Planned Maintenance Activity</b>	<b>Pollutant</b>					
	<b>VOC</b>	<b>NOx</b>	<b>CO</b>	<b>PM</b>	<b>SO2</b>	<b>CO2</b>
Vacuum truck solids unloading				X		
CEMS calibration	X	X	X		X	X
Refractory maintenance operations				X		
Miscellaneous particulate filter maintenance				X		
Kiln particulate filter maintenance				X		
Equipment heating	X	X	X	X	X	X

Date:



# Emission Sources - Maximum Allowable Emission Rates

Permit Numbers 167047 and PSDTX1602

This table lists the maximum allowable emission rates and all sources of air contaminants on the applicant's property covered by this permit. The emission rates shown are those derived from information submitted as part of the application for permit and are the maximum rates allowed for these facilities, sources, and related activities. Any proposed increase in emission rates may require an application for a modification of the facilities covered by this permit.

## Air Contaminants Data

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
21-SK-230	Cement Kiln Baghouse Stack	NO <sub>x</sub>	75.34	289.00
		SO <sub>2</sub>	83.33	213.31
		H <sub>2</sub> SO <sub>4</sub>	152.76	58.66
		HCl	2.38	10.41
		CO	1249.88	1599.84
		PM	41.66	159.98
		PM <sub>10</sub>	41.66	159.98
		PM <sub>2.5</sub>	41.66	159.98
		Pb	0.01	0.04
		Hg	<0.01	0.01
		VOC	25.24	100.49
		NH <sub>3</sub>	12.95	56.72
51-SK-250	Finish Mill Baghouse Stack	NO <sub>x</sub>	0.16	0.70
		SO <sub>2</sub>	<0.01	0.04
		CO	1.31	5.74
		PM	3.23	14.13
		PM <sub>10</sub>	3.23	14.13
		PM <sub>2.5</sub>	3.23	14.13
		VOC	0.09	0.38
10-BF-035	Crusher Building Baghouse Stack	PM	1.36	5.97
		PM <sub>10</sub>	1.36	5.97
		PM <sub>2.5</sub>	1.36	5.97
10-BF-140	Material Transfer (LS to Storage) Baghouse Stack	PM	0.25	1.11
		PM <sub>10</sub>	0.25	1.11

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM <sub>2.5</sub>	0.25	1.11
12-BF-140	Additive Unloading (Rail) Baghouse Stack	PM	0.25	1.11
		PM <sub>10</sub>	0.25	1.11
		PM <sub>2.5</sub>	0.25	1.11
11-BF-270	Material Transfer (LS to Hopper) Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
11-BF-285	Material Transfer (LS to Hopper) Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
12-BF-315	Truck Unloading Baghouse Stack	PM	0.76	3.31
		PM <sub>10</sub>	0.76	3.31
		PM <sub>2.5</sub>	0.76	3.31
12-BF-325	Material Transfer (Rail Add. to Storage) Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
12-BF-360	Material Transfer (Truck Add. to Storage) Baghouse Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
13-BF-030	Raw Mill Feed (Top of Bin Baghouse) Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
13-BF-500	Raw Mill Feed Bin Building Baghouse Stack	PM	0.43	1.88
		PM <sub>10</sub>	0.43	1.88
		PM <sub>2.5</sub>	0.43	1.88
20-BF-010	Raw Mill Building Baghouse Stack	PM	0.30	1.33
		PM <sub>10</sub>	0.30	1.33

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM <sub>2.5</sub>	0.30	1.33
20-BF-182	Raw Mill Building Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
20-BF-360	Raw Mill Building Baghouse Stack	PM	0.11	0.50
		PM <sub>10</sub>	0.11	0.50
		PM <sub>2.5</sub>	0.11	0.50
21-BF-330	Top of CKD Bin Baghouse Stack	PM	0.08	0.33
		PM <sub>10</sub>	0.08	0.33
		PM <sub>2.5</sub>	0.08	0.33
22-BF-060	Bottom of Raw Meal Silo Baghouse Stack	PM	0.23	0.99
		PM <sub>10</sub>	0.23	0.99
		PM <sub>2.5</sub>	0.23	0.99
22-BF-080	Preheater Tower Baghouse Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
22-BF-160	Top of Raw Meal Silo Baghouse Stack	PM	0.38	1.66
		PM <sub>10</sub>	0.38	1.66
		PM <sub>2.5</sub>	0.38	1.66
22-BF-385	Top of Surge Bin (RM Silo) Baghouse Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
30-BF-260	Bottom of Preheater Tower Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
30-BF-320	Top of Preheater Tower Baghouse Stack	PM	0.11	0.50
		PM <sub>10</sub>	0.11	0.50

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM <sub>2.5</sub>	0.11	0.50
42-BF-270	Cooler Discharge Baghouse Stack	PM	0.16	0.72
		PM <sub>10</sub>	0.16	0.72
		PM <sub>2.5</sub>	0.16	0.72
41-BF-130	Top of Bin (Bypass Dust) Baghouse Stack	PM	0.05	0.22
		PM <sub>10</sub>	0.05	0.22
		PM <sub>2.5</sub>	0.05	0.22
44-BF-030	Top of Clinker Silo Baghouse Stack	PM	0.63	2.76
		PM <sub>10</sub>	0.63	2.76
		PM <sub>2.5</sub>	0.63	2.76
44-BF-185	Transfer Tower (Clinker Storage and Handling) Baghouse Stack	PM	0.15	0.66
		PM <sub>10</sub>	0.15	0.66
		PM <sub>2.5</sub>	0.15	0.66
50-BF-050	Top of Clinker Feed Bin Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44
50-BF-020	Top of Gypsum Feed Bin Baghouse Stack	PM	0.09	0.39
		PM <sub>10</sub>	0.09	0.39
		PM <sub>2.5</sub>	0.09	0.39
50-BF-350	Cement Feed Bin Extraction Baghouse Stack	PM	0.40	1.77
		PM <sub>10</sub>	0.40	1.77
		PM <sub>2.5</sub>	0.40	1.77
51-BF-050	Cement Mill Building Baghouse Stack	PM	0.30	1.32
		PM <sub>10</sub>	0.30	1.32
		PM <sub>2.5</sub>	0.30	1.32
51-BF-140	Cement Mill Building Baghouse Stack	PM	0.23	1.01
		PM <sub>10</sub>	0.23	1.01

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM <sub>2.5</sub>	0.23	1.01
51-BF-350	Top of Cement Silo (Bucket Elevator Discharge) Baghouse Stack	PM	0.11	0.50
		PM <sub>10</sub>	0.11	0.50
		PM <sub>2.5</sub>	0.11	0.50
51-BF-380	Bottom of Cement Silo (Bucket Elevator Feed) Baghouse Stack	PM	0.14	0.61
		PM <sub>10</sub>	0.14	0.61
		PM <sub>2.5</sub>	0.14	0.61
52-BF-110	Top of Cement Silo 1 Baghouse Stack	PM	0.43	1.88
		PM <sub>10</sub>	0.43	1.88
		PM <sub>2.5</sub>	0.43	1.88
53-BF-110	Top of Cement Silo 2 Baghouse Stack	PM	0.40	1.77
		PM <sub>10</sub>	0.40	1.77
		PM <sub>2.5</sub>	0.40	1.77
52-BF-190	Top of Surge Bin (CM Silo-1) Baghouse Stack	PM	0.15	0.66
		PM <sub>10</sub>	0.15	0.66
		PM <sub>2.5</sub>	0.15	0.66
53-BF-190	Top of Surge Bin (CM Silo-2) Baghouse Stack	PM	0.15	0.66
		PM <sub>10</sub>	0.15	0.66
		PM <sub>2.5</sub>	0.15	0.66
52-BF-270	Loadout System (CM Silo-1) Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44
53-BF-270	Loadout System (CM Silo-2) Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
LSCRSHBD_MH	Limestone - Material Handling LS Crusher Building (5)	PM	0.04	0.15
		PM <sub>10</sub>	0.02	0.07
		PM <sub>2.5</sub>	<0.01	0.01
TRK_MH	Additive - Material Handling Truck Unloading (5)	PM	0.01	0.04
		PM <sub>10</sub>	<0.01	0.01
		PM <sub>2.5</sub>	<0.01	<0.01
RR_MH	Additive - Material Handling Rail Unloading (5)	PM	0.01	0.04
		PM <sub>10</sub>	<0.01	0.01
		PM <sub>2.5</sub>	<0.01	<0.01
LS_STKPL	Limestone Stockpile 1 (5)	PM	0.08	0.33
		PM <sub>10</sub>	0.04	0.17
		PM <sub>2.5</sub>	0.01	0.03
LS_STKPL	Limestone Stockpile 2 (5)	PM	0.08	0.33
		PM <sub>10</sub>	0.04	0.17
		PM <sub>2.5</sub>	0.01	0.03
ADD_STKPL	Gypsum Stockpile (5)	PM	0.03	0.11
		PM <sub>10</sub>	0.01	0.06
		PM <sub>2.5</sub>	0.002	0.01
ADD_STKPL	High Grade Limestone Stockpile (5)	PM	0.05	0.20
		PM <sub>10</sub>	0.02	0.10
		PM <sub>2.5</sub>	<0.01	0.02
ADD_STKPL	Sand Stockpile (5)	PM	0.02	0.09
		PM <sub>10</sub>	0.01	0.05
		PM <sub>2.5</sub>	<0.01	0.01
EG-1	Emergency Generator Engine	NO <sub>x</sub>	8.87	0.44
		SO <sub>2</sub>	<0.01	<0.01
		CO	17.74	0.89

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM	0.14	0.01
		PM <sub>10</sub>	0.14	0.01
		PM <sub>2.5</sub>	0.14	0.01
		VOC	4.58	0.23
NH3FUG	NH3 Fugitives (5)	NH <sub>3</sub>	0.06	0.28
MSSFUG	ILE MSS Activities	NO <sub>x</sub>	<0.01	<0.01
		SO <sub>2</sub>	<0.01	<0.01
		CO	<0.01	<0.01
		PM	0.81	0.77
		PM <sub>10</sub>	0.66	0.76
		PM <sub>2.5</sub>	0.28	0.38
		VOC	<0.01	<0.01

(1) Emission point identification - either specific equipment designation or emission point number from plot plan.

(2) Specific point source name. For fugitive sources, use area name or fugitive source name.

(3) VOC - volatile organic compounds as defined in Title 30 Texas Administrative Code § 101.1

NO<sub>x</sub> - total oxides of nitrogen

CO - carbon monoxide

SO<sub>2</sub> - sulfur dioxide

PM - total particulate matter, suspended in the atmosphere, including PM<sub>10</sub> and PM<sub>2.5</sub>, as represented

PM<sub>10</sub> - total particulate matter equal to or less than 10 microns in diameter, including PM<sub>2.5</sub>, as represented

PM<sub>2.5</sub> - particulate matter equal to or less than 2.5 microns in diameter

HCl - hydrogen chloride

H<sub>2</sub>SO<sub>4</sub> - sulfuric acid

Pb - Lead

Hg - Mercury

NH<sub>3</sub> - ammonia

(4) Compliance with annual emission limits (tons per year) is based on a 12-month rolling period.

(5) Emission rate is an estimate and is enforceable through compliance with the applicable special condition(s) and permit application representations.

Date: \_\_\_\_\_ DRAFT



## Emission Sources - Maximum Allowable Emission Rates

Permit Number GHGPSDTX212

This table lists the maximum allowable emission rates of greenhouse gas (GHG) emissions, as defined in Title 30 Texas Administrative Code § 101.1, for all sources of GHG air contaminants on the applicant's property that are authorized by this permit. The emission rates shown are those derived from information submitted as part of the application for permit and are the maximum rates allowed for these facilities, sources, and related activities. Any proposed increase in emission rates may require an application for a modification of the facilities authorized by this permit.

### Air Contaminants Data

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
21-SK-230	Cement Kiln Baghouse Stack	CO <sub>2e</sub>	-	981,402.53
51-SK-250	Finish Mill Baghouse Stack	CO <sub>2e</sub>	-	8,210.12
EG-1	Emergency Generator Engine	CO <sub>2e</sub>	-	42.25

- (1) Emission point identification - either specific equipment designation or emission point number from plot plan.
- (2) Specific point source name. For fugitive sources, use area name or fugitive source name.
- (3) CO<sub>2e</sub> - carbon dioxide equivalents based on the following Global Warming Potentials (GWP) found in Table A-1 of Subpart A 40 CFR Part 98 (78 FR 71904) for each pollutant: CO<sub>2</sub> (1), N<sub>2</sub>O (298), CH<sub>4</sub>(25)
- (4) Compliance with annual emission limits (tons per year) is based on a 12-month rolling period. These rates include emissions from maintenance, startup, and shutdown.

Date:           DRAFT



## Preliminary Determination Summary

Bm Dorchester LLC  
Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

### I. Applicant

BM Dorchester LLC  
1008 Southview Cir  
Center, TX 75935-4537

### II. Project Location

Portland Cement Plant

Located at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road

Dorchester, Grayson County, Texas 75459

### III. Project Description

The Applicant has requested initial authorization of a cement kiln. Emissions from planned startup and shutdown activities will be authorized by this permit. Startup and shutdown emissions are virtually indistinguishable from productions emissions. Although there may be minor emissions associated with startup and shutdown, emission factors used to quantify production emissions are considered to have enough conservatism to include any incidental increases that may be attributed to startup and shutdown (see the kiln BACT discussion for more on this for that source).

### IV. Emissions

Air Contaminant	Proposed Allowable Emission Rates (tpy)
PM	217.72
PM <sub>10</sub>	217.06
PM <sub>2.5</sub>	216.17
VOC	101.11
NO <sub>x</sub>	290.15
CO	1606.48
SO <sub>2</sub>	213.37
Pb	0.04
NH <sub>3</sub>	57.00
H <sub>2</sub> SO <sub>4</sub>	58.66
HCl	10.41
CO <sub>2</sub> e*	989,654.90

\*CO<sub>2</sub>e - carbon dioxide equivalents based on global warming potentials of  
CH<sub>4</sub> = 25, N<sub>2</sub>O = 298, SF<sub>6</sub>=22,800.

## V. Federal Applicability

The proposed site is located in Greyson County, which is classified as attainment for all criteria pollutants. Cement kilns are a PSD named source. Therefore, the PSD review threshold is 100 tpy for criteria pollutants. Once this threshold has been exceeded, each criteria pollutant and GHGs are compared against the PSD Significant Emission Rate (SER) to determine if the project triggers PSD review for these pollutants. The emissions of PM, PM<sub>10</sub>, PM<sub>2.5</sub>, CO, NO<sub>x</sub>, SO<sub>2</sub>, VOC, CO<sub>2</sub>e (GHGs), and H<sub>2</sub>SO<sub>4</sub> are greater than their corresponding SERs.

The following chart illustrates the annual project emissions for each pollutant and whether this pollutant triggers PSD review.

Pollutant	Project Emissions (tpy)	PSD Triggered Y/N
VOC	101.11	Y
NO <sub>x</sub>	290.15	Y
SO <sub>2</sub>	213.37	Y
CO	1606.48	Y
PM	217.72	Y
PM <sub>10</sub>	217.06	Y
PM <sub>2.5</sub>	216.17	Y
H <sub>2</sub> SO <sub>4</sub>	58.66	Y

The site is a major source for a non-GHG pollutant. In addition, the site has a potential to emit of more than 100,000 tpy CO<sub>2</sub>e which makes it a major source of GHG and PSD review is triggered.

Pollutant	Project Emissions (tpy)	Major Source or Major Mod Trigger Level (tpy)	PSD Triggered Y/N
CO <sub>2</sub> e	989,654.90	75,000	Y

The proposed emissions include MSS scenarios, which are not expected to exceed normal operational emissions.

## VI. Control Technology Review

The proposed control technology is consistent with PSD BACT for PSD pollutants and state minor BACT for non-PSD pollutants. A control technology review was conducted for all pollutants. The controls described in this section were determined to satisfy BACT requirements based on a review of recently issued permits from Texas and other states, and consideration of the RACT/BACT/LAER Clearinghouse (RBLC) data provided by the applicant. MSS emissions are not expected to exceed normal operation given the nature of most of the sources at this facility (baghouse controlled or fugitive emissions). The section on the kiln below contains information relating to startup scenarios provided by the Applicant which describe why startup emissions for the kiln are not expected to exceed normal operational scenarios.

Source Name	EPN	Best Available Control Technology Description
Kiln System	21-SK-230	<p><b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b>            Add on control: Baghouse at 0.002 grains per dry standard cubic foot (gr/dscf). 5% opacity.</p> <p>PM, PM<sub>10</sub>, PM<sub>2.5</sub> (filterable): 0.02 lbs. PM per ton of clinker on a 1-hour average and a rolling 12-month average            PM, PM<sub>10</sub>, PM<sub>2.5</sub> (condensable): 0.28 lbs. PM per ton of clinker on a 1-hour average, 30-day rolling average, and a rolling 12-month average.</p> <p><b>CO:</b>            No add on controls.</p> <p>BACT determination based on other kilns. 9.0 lbs of CO/ton of clinker on a 1-hour average and 30-day rolling average. 3.0 lbs. of CO/ton of clinker on a rolling 12-month average.</p> <p><b>NO<sub>x</sub>:</b>            Add on and other control: Selective Catalytic Reduction (SCR) system or combination of SCR and Selective Non-Catalytic Reduction (SNCR) system, staged combustion, low NO<sub>x</sub> burners, good combustion practices. Notably the proposed NO<sub>x</sub> rate exceeds RBLC PSD and state BACT, which is typically 1.5 lb/ton of clinker compared to the 0.54 lb/ton of clinker proposed.</p> <p>0.54 lbs. of NO<sub>x</sub> per ton of clinker on a 1-hour rolling average, 30-day rolling average, and 12 month rolling average.</p> <p><b>SO<sub>2</sub>:</b>            Add on and other control: Scrubber with a represented control efficiency of 90%, the alkali absorption inherent in the pre-calciner kiln, and</p>

Source Name	EPN	Best Available Control Technology Description
		<p>the use of low sulfur content natural gas as fuel.</p> <p>0.60 lbs. SO<sub>2</sub> per ton of clinker on a 1-hour rolling average, 0.40 lb per ton of clinker on a 30-day and 12 month rolling average.</p> <p><b>VOC:</b>          No add on controls. Good combustion practices. 24 ppmv at 7% O<sub>2</sub> for THC on a 1-hour average, 30-day rolling average, and 12 month rolling average. Note that VOC levels are related to composition and concentration of organic materials in the quarry and BACT determinations are driven by this.</p> <p><b>O-HAP</b>          No add on controls.          12 ppmvd total organic HAP on a 30-day rolling average and 12 month rolling average. Note that this rate is based on preliminary organic information from the quarry.</p> <p><b>Dioxins and Furans</b>          No add on controls.          0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O<sub>2</sub> on a 30-day rolling average and 12 month rolling average.</p> <p><b>H<sub>2</sub>SO<sub>4</sub>:</b>          Add on and other control: scrubber. The control efficiency of the scrubber will be specified in an as-built modification.          1.10 lbs. per ton of clinker on an hourly basis when the in-line raw mill and scrubber are not operating. 0.11 lbs. per ton of clinker on a 12-month rolling average basis.</p> <p><b>HCl:</b>          No add on controls.          3 ppmvd corrected to 7% O<sub>2</sub> on a 30-day rolling average and 12 month rolling average.</p> <p><b>Hg</b>          No add on controls.          0.000021 lb/ton of clinker on a 30-day rolling average and 12 month rolling average.</p> <p><b>Pb</b>          7.50E-05 lb/ton of clinker on a 30-day rolling average and 12 month rolling average.</p>

Source Name	EPN	Best Available Control Technology Description
		<p><b>GHG:</b>          No add on controls. Proper design and operation.          0.92 lbs. per ton of clinker on a 30 day rolling average.</p> <p><b>NH<sub>3</sub> (SCR):</b>          No add on controls. Operation in a manner to minimize ammonia slip.          35 ppmv at 7% O<sub>2</sub> on a 30-day rolling average.</p> <p><b>MSS:</b> The Applicant has represented the following in relation to kiln startup and shutdown:</p> <p>The SCR will be operating at all times when fuel is being fired in the kiln/pre-heater except during kiln heat-ups at the beginning of startup. During these times, no raw materials will be fed into the kiln. During a cold startup after major refractory work, it will take about 36 hours to heat up the kiln. This operation is expected to only occur once per year. During the kiln heat-up process, NO<sub>x</sub> emissions are estimated to range from 3 to 12 lb/hr based the AP-42 Table 1.4-1 NO<sub>x</sub> emission factor for a large (&gt;100 MMBtu/hr) boiler equipped with a low NO<sub>x</sub> burner*.</p> <p>This NO<sub>x</sub> emission rate range is well below the proposed MAERT NO<sub>x</sub> limit for normal kiln operations of 75.34 lb/hr, which is less than the kiln emission rate of 143.7 lb/hr evaluated in the Air Quality Analysis (AQA) submitted along with the initial application materials. During these kiln heat-up periods, supplemental air will be added to ensure that any combustion emissions are being exhausted. Although stack flow and temperature during these kiln heat-up periods have not been quantified, any reduction in dispersion due to stack flow and/or temperature is not expected to offset the ~13X lower NO<sub>x</sub> emissions expected during planned kiln MSS periods shown in the example below.</p> <p>In addition, the total planned kiln MSS operating hours per year are expected to be not more than 72 hr/yr, which would qualify as an intermittent source under TCEQ and US EPA modeling guidance. The expected planned MSS hours are listed below:</p> <p>Case 1 - Kiln heat-up from cold after major refractory work - estimated to occur once per year at main maintenance stoppage (36 hrs per event)</p>

Source Name	EPN	Best Available Control Technology Description
		<p>Case 2 - Kiln heat-up from cold after maintenance work w/o refractory work - estimated to occur once per year at secondary maintenance stoppage (12 hrs per event)</p> <p>Case 3 - Kiln heat-up from short stoppage for secondary maintenance work not requiring a full cool-down - estimated to occur about four times per year (6 hrs per event)</p>
		<p>Example Calculation - Maximum heat input during any warm-up case is not expected to exceed 81 MMBtu/hr. Therefore, the maximum NO<sub>x</sub> emissions during warm-up periods are estimated as follows:</p> $81 \text{ MMBtu/hr} * 140 \text{ lb NO}_x/10^6 \text{ scf} / 1020 \text{ Btu/scf} = 11.15 \text{ lb/hr NO}_x$ <p>* It should be noted that the factor used for the qualitative comparison above is conservative in that it reflects a low NO<sub>x</sub> burner for a large (&gt;100 MMBtu/hr) combustion unit; however, given that the kiln burner is a low NO<sub>x</sub> burner rated at less than 100 MMBtu/hr (peak heat input during a start-up is expected to be approximately 81 MMBtu/hr), the NO<sub>x</sub> emissions from the kiln burner during start-up could be as much as 36X lower than the emissions modeled in the AQA.</p>
Clinker Cooler	42-SK-370	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Baghouse with an outlet grain loading of 0.005 gr/dscf. 5% opacity.
Finish Mill and Air Heater	51-SK-250	15.9 MMBtu/hr heater: <b>NO<sub>x</sub>:</b> 0.01 lb/MMBtu based on the higher heating value of the fuel and the use of a low NO <sub>x</sub> burner.
Crusher, Milling, Raw Material Handling, and Product Handling	BF-Series EPNs (Numerous)	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Add on control: Baghouse at 0.005 gr/dscf. 5% opacity.
Limestone, Gypsum, High Grade Limestone, and Sand Stockpiles	LS STKPL, ADD STKPL	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 90% reduction. Stockpiles will be required to be stored within a fully enclosed building.
Ammonia handling	NH3FUG	<b>NH<sub>3</sub>:</b> AVO checks once per shift (28AVO). A control efficiency of 93-97% - dependent on the piping component type.
Emergency Generator Engine	EG-1	<b>Products of combustion:</b>

Source Name	EPN	Best Available Control Technology Description
		Limited to pipeline quality natural gas. Subject to 40 CFR Part 60 JJJJ and Part 63 ZZZZ. Operation is limited to 100 hours per year. A non-resettable hour meter is required in the Special Conditions.
Raw Material Loading	RR_MH, TRK_MH	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 85% reduction. Partial enclosure defined as consisting of two sided (rail loading) or three-sided walls (truck loading) with fogging nozzles. Dustless telescopic spouts are required be used for loading trucks or rail from bins or silos. 85% is conservative given the additional controls and aspiration on this system.
Raw Material Handling (Crusher Building)	LSCRSHBD_MH	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 85% reduction. The actual crusher is controlled by a baghouse, this EPN is the dump into the crushing system. Partial enclosure is defined as three-sided walls with fogging nozzles. The operation is represented as taking place within the crusher's building, and the crusher loading hopper will be located below-grade to accommodate trucks dumping mined limestone. Therefore, 85% is expected to be a conservative control efficiency.
Silo Loading	N/A	Dustless telescoping spouts are required for these. This removes the units as potential fugitive dust sources, and emissions would be associated with the baghouses/dust collectors which control these units.
ILE MSS Activities	MSS FUG	<b>Refractory Removal:</b> <b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Refractory (a bricklike material) is removed as needed for repairs or replacement. Operations taking place inside the kiln or cooler will be enclosed by nature, resulting in a 90% reduction in emissions. Drop into trucks was accounted for with no controls.  <b>Vacuum Truck Loading and Unloading:</b> <b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Partial enclosure will be utilized for an 85% reduction on loadouts. The trucks have a filter with an outlet grain loading of 0.01 gr/dscf for loading operations.  <b>CEMS Calibration</b> <b>NO<sub>x</sub>, CO, THC, SO<sub>2</sub></b> Emissions are due to the release of calibration gas from the feed analyzers and CEMS unit. No add on controls.

## VII. Air Quality Analysis

The air quality analysis (AQA) is acceptable for all review types and pollutants. The results are summarized below.

### A. De Minimis Analysis

A De Minimis analysis was initially conducted to determine if a full impacts analysis would be required. The De Minimis analysis modeling results indicate that 1-hr SO<sub>2</sub>, 24-hr and annual PM<sub>10</sub>, 24-hr and annual PM<sub>2.5</sub> (NAAQS), 24-hr and annual PM<sub>2.5</sub> (Increment), and 1-hr NO<sub>2</sub> exceed the respective de minimis concentrations and require a full impacts analysis. The De Minimis analysis modeling results for 3-hr, 24-hr, and annual SO<sub>2</sub>, annual NO<sub>2</sub>, and 1-hr and 8-hr CO indicate that the project is below the respective de minimis concentrations and no further analysis is required.

The justification for selecting the EPA's interim 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> De Minimis levels is based on the assumptions underlying EPA's development of the 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> De Minimis levels. As explained in EPA guidance memoranda<sup>1,2</sup>, the EPA believes it is reasonable as an interim approach to use a De Minimis level that represents 4% of the 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> NAAQS.

The PM<sub>2.5</sub> and ozone De Minimis levels are the EPA recommended De Minimis levels. The use of the EPA recommended De Minimis levels is sufficient to conclude that a proposed source will not cause or contribute to a violation of an ozone and PM<sub>2.5</sub> NAAQS or PM<sub>2.5</sub> PSD increments based on the analyses documented in EPA guidance and policy memoranda<sup>3</sup>.

While the De Minimis levels for both the NAAQS and increment are identical for PM<sub>2.5</sub> in the table below, the procedures to determine significance (that is, predicted concentrations to compare to the De Minimis levels) are different. This difference occurs because the NAAQS for PM<sub>2.5</sub> are statistically-based, but the corresponding increments are exceedance-based.

**Table 1. Modeling Results for PSD De Minimis Analysis  
 in Micrograms Per Cubic Meter (µg/m<sup>3</sup>)**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	De Minimis (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	12	7.8
SO <sub>2</sub>	3-hr	12	25
SO <sub>2</sub>	24-hr	4.5	5
SO <sub>2</sub>	Annual	0.3	1

<sup>1</sup> [www.epa.gov/sites/production/files/2015-07/documents/appwso2.pdf](http://www.epa.gov/sites/production/files/2015-07/documents/appwso2.pdf)

<sup>2</sup> [www.tceq.texas.gov/assets/public/permitting/air/memos/guidance\\_1hr\\_no2naaqs.pdf](http://www.tceq.texas.gov/assets/public/permitting/air/memos/guidance_1hr_no2naaqs.pdf)

<sup>3</sup> [www.tceq.texas.gov/permitting/air/modeling/epa-mod-guidance.html](http://www.tceq.texas.gov/permitting/air/modeling/epa-mod-guidance.html)



Pollutant	Averaging Time	GLCmax ( $\mu\text{g}/\text{m}^3$ )	De Minimis ( $\mu\text{g}/\text{m}^3$ )
PM <sub>10</sub>	24-hr	10	5
PM <sub>10</sub>	Annual	3	1
PM <sub>2.5</sub> (NAAQS)	24-hr	7.2	1.2
PM <sub>2.5</sub> (NAAQS)	Annual	2.5	0.2
PM <sub>2.5</sub> (Increment)	24-hr	8.7	1.2
PM <sub>2.5</sub> (Increment)	Annual	2.7	0.2
NO <sub>2</sub>	1-hr	19	7.5
NO <sub>2</sub>	Annual	0.4	1
CO	1-hr	769	2000
CO	8-hr	276	500

The GLCmax for 1-hr SO<sub>2</sub>, 1-hr NO<sub>2</sub>, and 24-hr and annual PM<sub>2.5</sub> (NAAQS) are based on the highest five-year averages of the maximum predicted concentrations determined for each receptor. The GLCmax for all other pollutants and averaging times represent the maximum predicted concentrations over five years of meteorological data.

Intermittent guidance was relied on for the 1-hr SO<sub>2</sub> and 1-hr NO<sub>2</sub> PSD De Minimis analyses.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The NO<sub>2</sub> results reported above in Table 1 are conservative.

To evaluate secondary PM<sub>2.5</sub> impacts, the applicant provided an analysis based on a Tier 1 demonstration approach consistent with the EPA's Guideline on Air Quality Models (GAQM). Specifically, the applicant used a Tier 1 demonstration tool developed by the EPA referred to as Modeled Emission Rates for Precursors (MERPs). The basic idea behind the MERPs is to use technically credible air quality modeling to relate precursor emissions and peak secondary pollutants impacts from a source. Using data associated with the 500 tpy Parker County source, the applicant estimated 24-hr and annual secondary PM<sub>2.5</sub> concentrations of 0.18949  $\mu\text{g}/\text{m}^3$  and 0.00231  $\mu\text{g}/\text{m}^3$ , respectively. Since the combined direct and secondary 24-hr and annual PM<sub>2.5</sub> impacts are above the De minimis levels, a full impacts analysis is required.

**Table 2. Modeling Results for Ozone PSD De Minimis Analysis in Parts per Billion (ppb)**

Pollutant	Averaging Time	GLCmax (ppb)	De Minimis (ppb)
O <sub>3</sub>	8-hr	0.997	1

The applicant performed an O<sub>3</sub> analysis as part of the PSD AQA. The applicant evaluated project emissions of O<sub>3</sub> precursor emissions (NO<sub>x</sub> and VOC) based on a Tier 1 demonstration approach consistent with the EPA's GAQM referred to as MERPs. Using data associated with the 500 tpy and 1000 tpy Parker County source, the applicant estimated an 8-hr O<sub>3</sub> concentration of 0.99718 ppb. When the estimates of ozone concentrations from the project emissions are added together, the results are less than the De Minimis level.

#### **B. Air Quality Monitoring**

The De Minimis analysis modeling results indicate that 24-hr PM<sub>10</sub> exceeds the respective monitoring significance level and requires the gathering of ambient monitoring information.

The De Minimis analysis modeling results indicate that 24-hr SO<sub>2</sub>, annual NO<sub>2</sub>, and 8-hr CO are below their respective monitoring significance level.

**Table 3. Modeling Results for PSD Monitoring Significance Levels**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Significance (µg/m <sup>3</sup> )
SO <sub>2</sub>	24-hr	4.5	13
PM <sub>10</sub>	24-hr	10.1	10
NO <sub>2</sub>	Annual	0.4	14
CO	8-hr	276	575

The GLCmax for all pollutants and averaging times represent the maximum predicted concentrations over five years of meteorological data.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The annual NO<sub>2</sub> result reported above in Table 3 is conservative.

The applicant evaluated ambient PM<sub>10</sub> and PM<sub>2.5</sub> monitoring data to satisfy the requirements for the pre-application air quality analysis.

A background concentration for PM<sub>10</sub> was obtained from the EPA AIRS monitor 481130050 located at 717 South Akard St. Dallas, Dallas County. The high, second high monitored concentration from 2020-2022 was used for the 24-hr value (82 µg/m<sup>3</sup>). The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the

monitor site relative to the project site. The background concentration was also used in the NAAQS analysis.

Background concentrations for PM<sub>2.5</sub> were obtained from the EPA AIRS monitor 481210034 located at Denton Airport South, Denton, Denton County. The applicant calculated the three-year average (2020-2022) of the 98<sup>th</sup> percentile of the annual distribution of the 24-hr concentrations for the 24-hr value (20 µg/m<sup>3</sup>). The applicant used a three-year average (2020-2022) of the annual concentrations for the annual value (7.5 µg/m<sup>3</sup>). The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site. The background concentrations were also used in the NAAQS analysis.

Since the project has a net emissions increase of 100 tpy or more of VOC or NO<sub>x</sub>, the applicant evaluated ambient O<sub>3</sub> monitoring data to satisfy the requirements for the pre-application air quality analysis.

The applicant identified the Pilot Point ozone monitor (EPA AQS 481211032) as a conservative monitor for the proposed project site location. The applicant further noted how the Pilot Point monitor is located within the Dallas-Fort Worth (DFW) ozone non-attainment area and summarized the 2020-2022 ozone design value for the monitor without further refinement. The ADMT has reviewed the ozone monitoring data for further refinement and this review is discussed below.

Initially, during the modeling protocol development, the applicant had proposed using the Greenville ozone monitor (EPA AQS 482311006) for the proposed project site location. The ADMT had commented that the proposed project site location is likely to be located downwind of the DFW ozone non-attainment area more often than the selected Greenville monitor, based on wind data, and it is likely that the Greenville monitor would not be representative of the proposed project site location for all wind directions and should not be exclusively used in the pre-application analysis.

The ADMT reviewed monitoring data from two additional ozone monitors to identify ozone concentrations during times when the proposed project site location could have been located downwind of the DFW ozone non-attainment area – the above-mentioned Pilot Point monitor and the Frisco monitor (EPA AQS 480850005). Collectively, the information from these two monitors, along with the Greenville monitor, gives a complete analysis for the proposed project site location.

The Pilot Point ozone monitor is located to the southwest of the proposed project site location. A sector was defined with an origin at the Pilot Point monitor and that covered the extent of the modeled receptor grid surrounding the proposed project site location. The sector was then used to identify wind directions favorable for transport towards the proposed project site location (220–265 degrees). Ozone data were reviewed during these wind directions for years 2020-2022 and the highest fourth highest daily maximum hourly value from all three years was 64 ppb. This would be a conservative metric for the ozone design value; the ozone design value is based on a three-year average of the fourth highest daily maximum rolling 8-hr average.

The Frisco ozone monitor is located to the south-southwest of the proposed project site location. Similar to the Pilot Point ozone monitor described above, a sector was defined with an origin at the Frisco monitor and that covered the extent of the modeled receptor grid surrounding the proposed project site location. The sector was then used to identify wind directions favorable for transport towards the proposed project site location (178–215

degrees). Ozone data were reviewed during these wind directions for years 2020-2022 and the highest fourth highest daily maximum rolling 8-hr average value from all three years was 69 ppb. This would be a conservative metric for the ozone design value; the ozone design value is based on a three-year average of the fourth highest daily maximum rolling 8-hr average.

The Greenville ozone monitor has an ozone design value of 63 ppb for the years 2020-2022.

### C. National Ambient Air Quality Standards (NAAQS) Analysis

The De Minimis analysis modeling results indicate 1-hr SO<sub>2</sub>, 24-hr and annual PM<sub>10</sub>, 24-hr and annual PM<sub>2.5</sub>, and 1-hr NO<sub>2</sub> exceed the respective de minimis concentration and require a full impacts analysis. The full NAAQS modeling results indicate the total predicted concentrations will not result in an exceedance of the NAAQS.

**Table 4. Total Concentrations for PSD NAAQS (Concentrations > De Minimis)**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Background (µg/m <sup>3</sup> )	Total Conc. = [Background + GLCmax] (µg/m <sup>3</sup> )	Standard (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	11	16	27	196
PM <sub>10</sub>	24-hr	10	82	92	150
PM <sub>2.5</sub>	24-hr	6	20	26	35
PM <sub>2.5</sub>	Annual	2.6	7.5	10.1	12
NO <sub>2</sub>	1-hr	87	see discussion below	87	188

The 1-hr SO<sub>2</sub> GLCmax is the highest five-year average of the 99<sup>th</sup> percentile of the annual distribution of predicted daily maximum 1-hr concentrations determined for each receptor.

The 24-hr PM<sub>10</sub> GLCmax is the maximum predicted concentration over five years of meteorological data.

The 24-hr PM<sub>2.5</sub> GLCmax is the highest five-year average of the 98<sup>th</sup> percentile of the annual distribution of predicted 24-hr concentrations determined for each receptor.

The annual PM<sub>2.5</sub> GLCmax is the maximum five-year average of the annual concentrations determined for each receptor.

The 1-hr NO<sub>2</sub> GLCmax is the highest five-year average of the 98<sup>th</sup> percentile of the annual distribution of predicted daily maximum 1-hr concentrations determined for each receptor.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The 1-hr NO<sub>2</sub> result reported above in Table 4 is conservative.

A background concentration for SO<sub>2</sub> was obtained from the EPA AIRS monitor 481390016 located at 2725 Old Fort Worth Rd., Midlothian, Ellis County. A three-year average (2019-2021) of the 99<sup>th</sup> percentile of the annual distribution of daily maximum 1-hr concentrations was used for the 1-hr value. The applicant reviewed more recent monitoring data from EPA AIRS monitor 482570005 and determined the outcome of the analysis would not change. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

A background concentration for NO<sub>2</sub> was obtained from the EPA AIRS monitor 481210034 located at Denton Airport South, Denton, Denton County. The applicant determined the 98<sup>th</sup> percentile of the annual distribution of the maximum 1-hr concentrations for each hour of the day (using data from 2020-2022), consistent with EPA guidance. These background values were then used in the model (as hourly background scalars) with the BACKGRND keyword to be combined with model predictions, giving a total predicted concentration. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

As stated above, to evaluate secondary PM<sub>2.5</sub> impacts, the applicant provided an analysis based on a Tier 1 demonstration approach consistent with the EPA's GAQM. Specifically, the applicant used a Tier 1 demonstration tool developed by the EPA referred to as MERPs. Using data associated with the 500 tpy Parker County source, the applicant estimated 24-hr and annual secondary PM<sub>2.5</sub> concentrations of 0.18949 µg/m<sup>3</sup> and 0.00231 µg/m<sup>3</sup>, respectively. When these estimates are added to the GLCmax listed in Table 4 above, the results are less than the NAAQS.

#### D. Increment Analysis

The De Minimis analysis modeling results indicate that 24-hr and annual PM<sub>10</sub> and 24-hr and annual PM<sub>2.5</sub> exceed the respective de minimis concentrations and require a PSD increment analysis.

**Table 5. Results for PSD Increment Analysis**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Increment (µg/m <sup>3</sup> )
PM <sub>10</sub>	24-hr	29	30
PM <sub>10</sub>	Annual	3	17
PM <sub>2.5</sub>	24-hr	8.7	9
PM <sub>2.5</sub>	Annual	2.7	4

The GLCmax for 24-hr PM<sub>2.5</sub> and 24-hr PM<sub>10</sub> are the maximum high, second high (H2H) predicted concentrations across five years of meteorological data. The GLCmax for annual PM<sub>10</sub> and PM<sub>2.5</sub> are the maximum predicted concentrations over five years of meteorological data.

The GLCmax for 24-hr and annual PM<sub>2.5</sub> reported in the table above represent the total predicted concentrations associated with modeling the direct PM<sub>2.5</sub> emissions and the

contributions associated with secondary PM<sub>2.5</sub> formation (discussed above in the NAAQS Analysis section).

#### E. Additional Impacts Analysis

The applicant performed an Additional Impacts Analysis as part of the PSD AQA. The applicant conducted a growth analysis and determined that population will not significantly increase as a result of the proposed project. The applicant conducted a soils and vegetation analysis and determined that all evaluated criteria pollutant concentrations are below their respective secondary NAAQS. The applicant meets the Class II visibility analysis requirement by complying with the opacity requirements of 30 TAC Chapter 111. The Additional Impacts Analyses are reasonable and possible adverse impacts from this project are not expected.

The ADMT evaluated predicted concentrations from the proposed project to determine if emissions could adversely affect a Class I area. The nearest Class I area, Wichita Mountains Wilderness, is located approximately 225 kilometers (km) from the proposed site.

The H<sub>2</sub>SO<sub>4</sub> 24-hr maximum predicted concentration of 7 µg/m<sup>3</sup> occurred approximately 243 meters from the property line towards the west. The H<sub>2</sub>SO<sub>4</sub> 24-hr maximum predicted concentration occurring at the edge of the receptor grid, 10.6 km from the proposed sources, in the direction of the Wichita Mountains Wilderness Class I area is 0.526 µg/m<sup>3</sup>. The Wichita Mountains Wilderness Class I area is an additional 214.4 km from the edge of the receptor grid. Therefore, emissions of H<sub>2</sub>SO<sub>4</sub> from the proposed project are not expected to adversely affect the Wichita Mountains Wilderness Class I area.

The predicted concentrations of PM<sub>10</sub>, PM<sub>2.5</sub>, NO<sub>2</sub>, and SO<sub>2</sub> for all averaging times, are all less than de minimis levels at a distance of 7.3 km from the proposed sources in the direction of the Wichita Mountains Wilderness Class I area. The Wichita Mountains Wilderness Class I area is an additional 217.7 km from the location where the predicted concentrations of PM<sub>10</sub>, PM<sub>2.5</sub>, NO<sub>2</sub>, and SO<sub>2</sub> for all averaging times are less than de minimis. Therefore, emissions from the proposed project are not expected to adversely affect the Wichita Mountains Wilderness Class I area.

#### F. Minor Source NSR and Air Toxics Review

**Table 6. Site-wide Modeling Results for State Property Line**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Standard (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	12	1021
H <sub>2</sub> SO <sub>4</sub>	1-hr	22	50
H <sub>2</sub> SO <sub>4</sub>	24-hr	7	15



**Table 7. Total Concentrations for Minor NSR NAAQS (Concentrations > De Minimis)**

Pollutant	Averaging Time	GLCmax (µg/m³)	Background (µg/m³)	Total Conc. = [Background + GLCmax] (µg/m³)	Standard (µg/m³)
Pb	3-mo	0.0001	0.02	0.0201	0.15

The 3-mo Pb GLCmax is based on the maximum monthly predicted concentration over a one-year period.

A background concentration for Pb was obtained from the EPA AIRS monitor 480850029 located at 7202 Stonebrook Parkway, Frisco, Collin County. The highest 3-month rolling average from 2020-2022 was used for the 3-month value. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

**Table 8. Minor NSR Site-wide Modeling Results for Health Effects**

Pollutant	CAS#	Averaging Time	GLCmax (µg/m³)	GLCmax Location	ESL (µg/m³)
ammonia	7664-14-7	1-hr	17	Eastern Property Line	180
hydrogen chloride	7647-01-0	1-hr	0.3	--	190
hydrogen chloride	7647-01-0	Annual	0.01	--	7.9
mercury	7439-97-6	1-hr	0.0004	--	0.25
portland cement	65997-15-1	1-hr	53	Southern Property Line	50
portland cement	65997-15-1	Annual	1	15m N	5
silica, crystalline (quartz)	14808-60-7	1-hr	2	Northern Property Line	14
silica, crystalline (quartz)	14808-60-7	Annual	0.07	Southern Property Line	0.27

**Table 9. Minor NSR Hours of Exceedance for Health Effects**

Pollutant	Averaging Time	1 X ESL GLCni
portland cement	1-hr	1

The GLCmax locations are listed in Table 8 above by their approximate distance and direction from the property line of the project site. The GLCmax also represents the GLCni. The GLCmax locations for hydrogen chloride and mercury are not available since the applicant relied on generic modeling (see discussion below).

#### **G. Greenhouse Gases**

EPA has stated that unlike the criteria pollutants for which EPA has historically issued PSD permits, there is no National Ambient Air Quality Standard (NAAQS) for GHGs, including no PSD increment. The global climate-change inducing effects of GHG emissions, according to the "Endangerment and Cause or Contribute Finding", are far-reaching and multi-dimensional (75 FR 66497). Climate change modeling and evaluations of risks and impacts are typically conducted for changes in emissions that are orders of magnitude larger than the emissions from individual projects that might be analyzed in PSD permit reviews. Quantifying the exact impacts attributable to a specific GHG source obtaining a permit in specific places and points would not be possible [EPA's PSD and Title V Permitting Guidance for GHGs at 48]. Thus, EPA has concluded in other GHG PSD permitting actions it would not be meaningful to evaluate impacts of GHG emissions on a local community in the context of a single permit.

The TCEQ has determined that an air quality analysis would provide no meaningful data and has not required the applicant to perform one. As stated in the preamble to TCEQ's adoption of the GHG PSD program, the impacts review for individual air contaminants will continue to be addressed, as applicable, in the state's traditional minor and major NSR permits program per 30 TAC Chapter 116.

#### **VIII. Conclusion**

As described above, the applicant has demonstrated that the project meets all applicable rules, regulations and requirements of the State of Texas and the Federal Clean Air Act. The Executive Director's preliminary determination is that the permits should be issued.



Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 12, 2024

THE HONORABLE BRUCE DAWSEY  
COUNTY JUDGE  
COUNTY COURTHOUSE  
100 WEST HOUSTON  
SHERMAN TX 75090

Re: Amended Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Judge Dawsey:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. BM Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 12, 2024

THE HONORABLE DAVID SMITH  
MAYOR OF DORCHESTER  
373 MAIN STREET  
DORCHESTER TX 75459

Re: Amended Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mayor Smith:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. BM Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

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Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
Catarina R. Gonzales, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 12, 2024

MR ERIC BRIDGES  
TEXOMA COUNCIL OF GOVERNMENTS  
1117 GALLAGHER DRIVE, SUITE 470  
SHERMAN TX 75090

Re: Amended Notice of Application and Preliminary Decision  
Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bridges:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. BM Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

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Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

### NOTICE OF APPLICATION AND PRELIMINARY DECISION FOR AN AIR QUALITY PERMIT

#### PROPOSED AIR QUALITY PERMIT NUMBERS: 167047 AND PSDTX1602

**APPLICATION AND PRELIMINARY DECISION.** BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047 and Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This application was submitted to the TCEQ on November 8, 2021. The proposed facility will emit the following air contaminants in a significant amount: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide and sulfuric acid. In addition, the facility will emit the following air contaminants: hazardous air pollutants and lead.

The degree of PSD increment predicted to be consumed by the proposed facility and other increment-consuming sources in the area is as follows:

#### Sulfur Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
3-hour	12	512
24-hour	4.5	91
Annual	0.3	20

#### PM<sub>10</sub>

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	29	30
Annual	3	17

#### Nitrogen Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
Annual	0.4	25

PM<sub>2.5</sub>

Maximum Averaging Time	Maximum Increment Consumed (µg/m <sup>3</sup> )	Allowable Increment (µg/m <sup>3</sup> )
24-hour	8.7	9
Annual	2.7	4

The executive director has determined that the emissions of air contaminants from the proposed facility which are subject to PSD review will not violate any state or federal air quality regulations and will not have any significant adverse impact on soils, vegetation, or visibility. All air contaminants have been evaluated, and "best available control technology" will be used for the control of these contaminants.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The permit application, executive director's preliminary decision, draft permit, and the executive director's preliminary determination summary and executive director's air quality analysis, will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and at the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Dallas/Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas.

**INFORMATION AVAILABLE ONLINE.** These documents are accessible through the Commission's Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the executive director's preliminary decision which includes the draft permit, the executive director's preliminary determination summary, the air quality analysis, and, once available, the executive director's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. The public location mentioned above provides public access to the internet. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

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

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

**Monday, March 25, 2024 at 7:00 PM  
Hilton Garden Inn Denison/Sherman/At Texoma Event Center  
5015 South US 75  
Denison, Texas 75020**

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

**You may submit additional written public comments within 30 days of the date of newspaper publication of this notice or by the date of the public meeting, whichever is later.  
in the manner set forth in the AGENCY CONTACTS AND INFORMATION paragraph below.**

After the deadline for public comment, the executive director will consider the comments and prepare a response to all public comment. **The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application.**

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court. **A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. A contested case hearing request must include the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement "I/we request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 30 days following this notice to the Office of the Chief Clerk, at the address provided in the information section below.**

A contested case hearing will only be granted based on disputed issues of fact or mixed questions of fact and law that are relevant and material to the Commission's decisions on the application. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. Issues that are not submitted in public comments may not be considered during a hearing.

**EXECUTIVE DIRECTOR ACTION.** If a timely contested case hearing request is not received or if all timely contested case hearing requests are withdrawn, the executive director may issue final approval of the application. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the CID. If any timely hearing requests are received and not withdrawn, the executive director will not issue final approval of the permit and will forward the application and requests to the Commissioners for their consideration at a scheduled commission meeting.

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

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

Further information may also be obtained from BM Dorchester LLC at the address stated above or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

Notice Issuance Date: February 8, 2024

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167047 - PSDTX 1602

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2/9/24 00233



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CITY OF DORCHESTER  
MAYOR  
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GRAYSON COUNTY JUDGE  
COUNTY COURTHOUSE - JUSTICE  
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SHERMAN TX 75090-5958

RED RIVER AUTHORITY OF TEXAS  
PO BOX 240  
WICHITA FALLS TX 76307-0240

PUBLIC HEALTH REGION 2/3  
TEXAS DEPARTMENT OF STATE HEAL  
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ARLINGTON TX 76013-2262

TEXOMA COUNCIL OF GOVERNMENTS  
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TULSA DISTRICT - CESWT  
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TULSA OK 74137-4290

FIELD SUPERVISOR  
US FISH & WILDLIFE SERVICE  
STE 1105  
501 W FELIX ST  
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SHERMAN TX 75092-7933

NELSON BEAVER  
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TERA NORRIS  
47 TEE TAW CIR  
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BRANDON NORRIS  
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STE 1900  
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303 PRIMROSE LN  
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167047-PSD TX 1602

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HOWE TX 75459-2481

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MRS ALICE STEWART  
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PO BOX 829  
GUNTER TX 75058-0829

SATHAPPUN SUBBIAH  
VIVID PARTNERS LLC  
5573 FM 1461  
MCKINNEY TX 75071-3044

JAMES SUTHERLAND  
161 BLUEBONNET LN  
SHERMAN TX 75092-6918

KENNETH & SUE SVEHLAK  
309 CENTRAL HIGH RD  
ENNIS TX 75119-0899

GRIFFIN TAMMY  
451 FARMINGTON RD  
SHERMAN TX 75092-7006

BETTY JEAN TAYLOR  
177 TAYLOR RD  
DORCHESTER TX 75459-2501

MR THOMAS LELAND TAYLOR III  
11451 FM 902  
DORCHESTER TX 75459-2415

CRISTI TENANT  
565 STEWART RD  
SHERMAN TX 75092-6504

167047-PSD TX 1602

JP/PROT

2/7/24 00239

KRISTI UTLEY  
1716 MACKEY RD  
HOWE TX 75459-2444

DIANA VANBUSKIRK  
1106 N GRANT DR  
SHERMAN TX 75092-5330

DR. RONALD VANBUSKIRK  
1106 N GRANT DR  
SHERMAN TX 75092-5330

DENISE VAWTER  
916 RICKETTS ST  
HOWE TX 75459-4529

MRS MARILYN SUE VEST  
2514 STATE HIGHWAY 289  
SHERMAN TX 75092-6510

LARRY VINCENT  
1471 TAYLOR RD  
HOWE TX 75459-2511

BECKY VINCENT  
1495 TAYLOR RD  
HOWE TX 75459-2511

LARRY VINCENT  
11831 FM 902  
DORCHESTER TX 75459-2421

JIMMY VINCENT  
11831 FM 902  
DORCHESTER TX 75459-2421

JAYMISON BELLA VOTO  
1717 TAYLOR RD  
HOWE TX 75459-2500

MR LEONARD G WALDRUM JR  
1502 PLEASANT HOME RD  
SHERMAN TX 75092-7908

BORMING WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

BIHFANG WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

BRIAN WANG  
6719 RUTLEDGE RD  
GARLAND TX 75044-2821

MANUAL WATSON  
200 JARESH LN  
HOWE TX 75459-2120

CYNTHIA WEEMS  
60 TEE TAW CIR  
SHERMAN TX 75092-9510

RUDY WEEMS  
60 TEE TAW CIR  
SHERMAN TX 75092-9510

ROBERT WELCH  
11831 FM 902  
DORCHESTER TX 75459-2421

JOSEPH WHITE  
PO BOX 967  
VAN ALSTYNE TX 75495-0967

JIM WHITTEN  
1303 BIRDS FORT TRL  
ARLINGTON TX 76005-1251

CAROLYN WILDMAN  
6225 STATE HIGHWAY 289  
DORCHESTER TX 75459-2083

TERESA WILDMAN  
5W RANCH  
13852 FM 902  
DORCHESTER TX 75459-2115

KEVIN WILSON  
HOWE INDEPENDENT SCHOOL DISTRICT  
105 W TUTT ST  
HOWE TX 75459-4702

KRISTA LUCAS WYNN  
PO BOX 411  
WHITESBORO TX 76273-0411

ANGELA ZARALLO  
1117 MACGREGOR LN  
GUNTER TX 75058-4246

MRS REBECCA ZEY  
171 GREEN MEADOW CT  
GUNTER TX 75058-3184

167047-PSD TX 1602

JP/PROT

2/9/24 00240

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 8, 2024

MR JACOB BENDER  
CHIEF FINANCIAL OFFICER  
BM DORCHESTER LLC  
1008 SOUTHVIEW CIR  
CENTER TX 75935-4537

Re: Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bender:

The Texas Commission on Environmental Quality (TCEQ) has made a preliminary decision on the above-referenced application. In accordance with Title 30 Texas Administrative Code § 39.419(b), you are now required to publish Notice of Application and Preliminary Decision. You must provide a copy of this preliminary decision letter with the draft permit at the public place referenced in the public notice.

If you have any questions, please call Mr. Joel Stanford at (512) 239-0270, or write to the TCEQ, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

cc: Air Section Manager, Region 4 - Dallas/Fort Worth

Project Number: 335160

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 8, 2024

MR JACOB BENDER  
CHIEF FINANCIAL OFFICER  
BM DORCHESTER LLC  
1008 SOUTHVIEW CIR  
CENTER TX 75935-4537

Re: Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bender:

The Texas Commission on Environmental Quality (TCEQ) has completed the technical review of your application and has prepared a preliminary decision and draft permit.

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

- Notices for Newspaper Publication (Examples A and B)
- Public Notice Checklist
- Instructions for Public Notice
- Affidavit of Publication for Air Permitting (Form TCEQ-20533) and Alternative Language Affidavit of Publication for Air Permitting (Form TCEQ-20534)
- Web link to download Public Notice Verification Form (refer to Public Notice Instructions)
- Notification List
- Draft Permit

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

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

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



Mr. Jacob Bender  
Page 2  
February 8, 2024

Re: Permit: 167047, PSDTX1602

If you have any questions regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300. If you have any other questions, please contact Mr. Joel Stanford at (512) 239-0270.

Sincerely,

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

Laurie Gharis  
Chief Clerk  
Office of the Chief Clerk  
Texas Commission on Environmental Quality

Enclosure

cc: Air Section Manager, Region 4 - Dallas/Fort Worth  
Air Permits Section Chief, New Source Review Section (6MM-AP), U.S. Environmental Protection  
Agency, Region 6, Dallas

Project Number:335160

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

### NOTICE OF APPLICATION AND PRELIMINARY DECISION FOR AN AIR QUALITY PERMIT

#### PROPOSED AIR QUALITY PERMIT NUMBERS: 167047 AND PSDTX1602

**APPLICATION AND PRELIMINARY DECISION.** BM Dorchester LLC, 1008 Southview Circle, Center, TX 75935-4537, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit 167047 and Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This application was submitted to the TCEQ on November 8, 2021. The proposed facility will emit the following air contaminants in a significant amount: carbon monoxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, sulfur dioxide and sulfuric acid. In addition, the facility will emit the following air contaminants: hazardous air pollutants and lead.

The degree of PSD increment predicted to be consumed by the proposed facility and other increment-consuming sources in the area is as follows:

#### Sulfur Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
3-hour	12	512
24-hour	4.5	91
Annual	0.3	20

#### PM<sub>10</sub>

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
24-hour	29	30
Annual	3	17

#### Nitrogen Dioxide

Maximum Averaging Time	Maximum Increment Consumed ( $\mu\text{g}/\text{m}^3$ )	Allowable Increment ( $\mu\text{g}/\text{m}^3$ )
Annual	0.4	25

PM<sub>2.5</sub>

Maximum Averaging Time	Maximum Increment Consumed (µg/m <sup>3</sup> )	Allowable Increment (µg/m <sup>3</sup> )
24-hour	8.7	9
Annual	2.7	4

The executive director has determined that the emissions of air contaminants from the proposed facility which are subject to PSD review will not violate any state or federal air quality regulations and will not have any significant adverse impact on soils, vegetation, or visibility. All air contaminants have been evaluated, and "best available control technology" will be used for the control of these contaminants.

The executive director has completed the technical review of the application and prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The permit application, executive director's preliminary decision, draft permit, and the executive director's preliminary determination summary and executive director's air quality analysis, will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and at the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review at the TCEQ Dallas/Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas.

**INFORMATION AVAILABLE ONLINE.** These documents are accessible through the Commission's Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the executive director's preliminary decision which includes the draft permit, the executive director's preliminary determination summary, the air quality analysis, and, once available, the executive director's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. The public location mentioned above provides public access to the internet. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.  
<https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

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

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

**Monday, March 25, 2024 at 7:00 PM  
Hilton Garden Inn Denison/Sherman/At Texoma Event Center  
5015 South US 75  
Denison, Texas 75020**

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

**You may submit additional written public comments within 30 days of the date of newspaper publication of this notice or by the date of the public meeting, whichever is later.  
in the manner set forth in the AGENCY CONTACTS AND INFORMATION paragraph below.**

After the deadline for public comment, the executive director will consider the comments and prepare a response to all public comment. **The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application.**

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court. **A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing.** A contested case hearing request must include the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement "I/we request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 30 days following this notice to the Office of the Chief Clerk, at the address provided in the information section below.

A contested case hearing will only be granted based on disputed issues of fact or mixed questions of fact and law that are relevant and material to the Commission's decisions on the application. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. Issues that are not submitted in public comments may not be considered during a hearing.

**EXECUTIVE DIRECTOR ACTION.** If a timely contested case hearing request is not received or if all timely contested case hearing requests are withdrawn, the executive director may issue final approval of the application. The response to comments, along with the executive director's decision on the application will be mailed to everyone who submitted public comments or is on a mailing list for this application, and will be posted electronically to the CID. If any timely hearing requests are received and not withdrawn, the executive director will not issue final approval of the permit and will forward the application and requests to the Commissioners for their consideration at a scheduled commission meeting.

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

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

Further information may also be obtained from BM Dorchester LLC at the address stated above or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

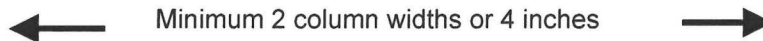
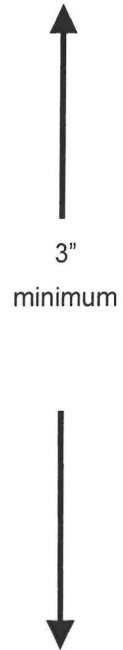
Notice Issuance Date: February 8, 2024

## Example B

### Publication Elsewhere in the Newspaper:

TO ALL INTERESTED PERSONS AND PARTIES:

BM Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit Number 167047 and Prevention of Significant Deterioration (PSD) Air Quality Permit PSDTX1602, which would authorize construction of a Portland Cement at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.



**Public Notice Checklist**  
**Notice of Application and Preliminary Decision for an Air Quality Permit**  
**(2nd Notice)**

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

<b>Within 33 calendar days after date of this letter</b>
<p>Publish <i>Notice of Application and Preliminary Decision for an Air Quality Permit</i> in the same newspaper(s) in which you published <i>Notice of Receipt of Intent to Obtain Permit</i> for this application.</p> <ul style="list-style-type: none"> <li>- Example A must be published in "public notice" section of newspaper. Review for accuracy prior to publishing.</li> <li>- Example B (if applicable) must be published in prominent location (other than "public notice") in same issue of newspaper</li> <li>- As part of the expedited permitting process, it is recommended that you publish immediately.</li> </ul> <p>Provide copy of the complete application, the executive director's preliminary decision (including the draft permit), and the executive director's preliminary determination summary and executive director's air quality analysis, including any revisions, at a public place for review and copying. Keep them there for duration of the designated comment period. The public place should provide public access to the internet.</p>
<b>First day of newspaper publication</b>
<p>Review published newspaper notice for accuracy. If errors, contact Air Permits Division.</p> <p>Ensure copy of the complete application (including any subsequent revisions) and the executive director's preliminary decision (including the draft permit) are at the public place.</p> <p>It is recommended that the signs from the first notice be in place and the lettering must remain legible and visible until 30 days after publication of the <i>Notice of Application and Preliminary Decision</i> (either English or alternative language notice, whichever is later).</p>
<b>Within 10 business days after date of publication</b>
<p>Proof of publication showing publication date and newspaper name should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of newspaper clippings showing publication date and newspaper name to persons listed on <i>Notification List</i>.</p>
<b>Within 30 calendar days after date of publication</b>
<p>Affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of affidavits to persons listed on <i>Notification List</i>.</p>
<b>Within 10 business days after end of the designated comment period</b>
<p>Public Notice Verification Form should be emailed to <a href="mailto:PROOFS@tceq.texas.gov">PROOFS@tceq.texas.gov</a> or mailed to:</p> <p style="padding-left: 40px;">Texas Commission on Environmental Quality  Office of the Chief Clerk, MC-105  Attn: Notice Team / AIR Expedited Permitting  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail or email, as instructed, photocopies of Public Notice Verification Form to persons listed on <i>Notification List</i>.</p>



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## Instructions for Public Notice For New Source Review & Prevention of Significant Deterioration Air Permit

### Notice of Application and Preliminary Decision

We have completed the technical review of your application and issued a preliminary decision. You must comply with the following instructions:

#### Review Notice

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

#### Newspaper Notice

- You must publish the enclosed *Notice of Application and Preliminary Decision for an Air Quality Permit* within **33 calendar days** after the date this information was mailed to you (see date of letter). As part of the expedited permitting process, it is recommended that you publish immediately.
- You must publish the enclosed *Notice of Application and Preliminary Decision for an Air Quality Permit* at your expense, in the same newspaper(s) in which you published the *Notice of Receipt and Intent to Obtain Permit* for this application. The newspaper must be a newspaper that is of general circulation in the municipality where the facility is or will be located. If the facility is not located within a municipality, the newspaper must be of general circulation in the municipality nearest the location.
- You must publish this notice in one issue of any applicable newspaper.
- You will find two example notices enclosed in this package. *Example A* must be published in the "public notice" section of the newspaper. The phrase "Example A" is not required to be published. *Example B* must be published in the **same issue** of the newspaper as *Example A*; however, it must be published in a prominent location (other than the public notice section). *Example B* refers the public to the "public notice" section of the newspaper where *Example A* provides more information regarding the permit application.
- *Example B* must be a total of at least **6 column inches (standard advertising units)** with a height of at least **3 inches** and a horizontal dimension of **2 column widths**. If the newspaper chosen does not use standard advertising units for measurement, the notice must be at least **12 square inches** with the shortest side of at least **3 inches**.
- The bold text of the enclosed notice **must** be printed in the newspaper in a font style or size that distinguishes it from the rest of the notice (i.e., **bold**, *italics*). **Failure to do so may require re-notice.**

## Alternative Language Notice

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

- Public notice rules require the applicant to determine whether a bilingual program is required at either the elementary or middle school nearest to the facility or proposed facility location. Bilingual education programs are determined on a district-wide basis. When students who are required to attend either school are eligible to be enrolled in a bilingual education program, some alternative language notice is required (newspaper notice).
- Since the school district, and not the schools, must provide the bilingual education program, these programs do not have to be located at the elementary or middle school nearest to the facility or proposed facility to trigger the alternative language notice requirement. If there are students who would normally attend the nearest schools eligible to be taught in a bilingual education program at a different location, alternative language notice is required.
- If triggered, publications of alternative language notices must be made in a newspaper or publication printed primarily in each language taught in the bilingual education program. The same newspaper(s) used for *Notice of Receipt and Intent to Obtain Permit* must be used for publication of the *Notice of Application and Preliminary Decision for an Air Quality Permit*. This notice is required if such a newspaper or publication exists in the municipality or the county where the facility is or will be located.
- The applicant must demonstrate a good faith effort to identify a newspaper or publication in the required language. If a newspaper or publication of general circulation published at least once a month in such language cannot be found, publishing in that language is not required, but signs must remain posted in the same location(s) utilized during the *Notice of Receipt of Intent to Obtain Permit (1<sup>st</sup> public notice)*.
- Publication in an alternative language section or insertion within an English language newspaper does not satisfy these requirements.
- The applicant has the burden to demonstrate compliance with these requirements. You must fill out the ***Public Notice Verification Form (Form TCEQ-20244)*** indicating your compliance with the requirements regarding publication in an alternative language. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- It is suggested the applicant work with the local school district to do the following:
  - (a) determine if a bilingual program is required in the district;
  - (b) determine which language is required by the bilingual program;
  - (c) locate the nearest elementary and middle schools; and
  - (d) determine if any students attending either school are entitled to be enrolled in a bilingual educational program.
- **If you determine that you must meet the alternative language notice requirements after receipt of the full public notice package, you are responsible for ensuring that the publication in the alternative language is complete and accurate in that language. Spanish notice templates are available through the Air Permits Division Web site at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html). All italic notes should be replaced with the corresponding Spanish translations for the specific application and published in the alternative language publication. Email a copy to Air Permits Division staff.**
- If you are required to publish notice in a language other than Spanish, you must translate the entire public notice at your own expense.



## Public Comment Period

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

## Proof of Publication

- Check each publication to ensure that the articles were accurately published. If a notice was not published correctly you may be required to republish.
- For each newspaper in which you published, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk within **10 business days** after the date of publication. Acceptable proofs of publication are 1) copies of the published notice or 2) the newspaper clippings of the published notice. If you choose to submit copies of the published notice to the Office of the Chief Clerk, copies must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain newspaper clippings or tear sheets of the notice for your records.
- You must submit an **affidavit of publication for air permitting and alternate language affidavit of publication for air permitting (if applicable)** to the Office of the Chief Clerk within **30 calendar days** after the date of publication. **You must use the enclosed affidavits of publication.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with the proof of publication described above.
- You must submit the **Public Notice Verification Form (Form TCEQ-20244)** to the Office of the Chief Clerk within **10 business days** of the end of this public comment period. You must use this form to certify that you have met alternative language notice requirements. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- The **affidavits of publication, Public Notice Verification Form, and acceptable proof of publication of the published notices** should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to:

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

- Please ensure that the affidavit(s) you send to the Chief Clerk have all blanks filled in correctly.
- Photocopies of newspaper clippings, affidavits, and verifications must also be sent to those listed on the enclosed *Notification List* within the deadlines specified above.

## Failure to Publish and Submit Proof of Publication

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

### Sign Posting

It is recommended that the signs that were put in place prior to publication of the first notice remain in place and be legible and visible until 30 days after publication of the *Notice of Application and Preliminary Decision* (either English or alternative language notice, whichever is later).

### Application in a Public Place

- You must provide a copy of the complete application, the executive director's preliminary decision (including the draft permit), the executive director's preliminary determination summary and the executive director's air quality analysis, (including any subsequent revisions), at a public place for review and copying by the public. This place must be in the county in which the facility is located or proposed to be located.
- A public place is one that is publicly owned or operated (ex: libraries, county courthouses, or city halls). Location selected must provide public access to the internet.
- This copy must be accessible to the public for review and copying. The copy must be available beginning on the first day of newspaper publication and remain in place until the commission has taken action on the application or the commission refers issues to the State Office of Administrative Hearings.
- If the application is submitted to the TCEQ with information marked as "CONFIDENTIAL," you are required to indicate which specific portions of the application are not being made available to the public. These portions of the application must be accompanied with the following statement: "Any request for portions of this application that are marked as confidential must be submitted in writing, pursuant to the Public Information Act, to the Texas Commission on Environmental Quality, Public Information Coordinator, MC-197, P.O. Box 13087, Austin, Texas 78711-3087."
- You must submit verification of file availability using the ***Public Notice Verification Form (Form TCEQ-20244)*** within **10 business days** after end of the publications' designated comment period. Do not submit the form verifying that the application was in a public place until after the comment period is complete. If a public meeting is held or second notice is required causing the public comment period to be extended, at a later date you will be required to verify that the application was in a public place during the entire public comment period. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

### General Information

When contacting the Commission regarding this application, please refer to the permit number at the top of the *Notice of Application and Preliminary Decision*.

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

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

Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

## AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

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

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

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

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

[Affix Seal]

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

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

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

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

Applicant Name: BM Dorchester LLC  
Permit No.: 167047 and PSDTX1602167047  
Application Received Date: November 8, 2021

## ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

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

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

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

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

[Affix Seal]

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

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

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

## Notification List

It is the responsibility of the applicant to furnish the following offices with copies of the notices published, the *Affidavit of Publication for Air Permitting*, the *Alternative Language Affidavit of Publication for Air Permitting (if applicable)*, and a completed copy of the *Public Notice Verification Form (Form TCEQ-20244)*. Acceptable proof of publication and any affidavits and Form TCEQ-20244 should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, AIR Expedited Permitting, P.O. Box 13087, Austin, Texas 78711-3087.

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

**Email copies to Mr. Joel Stanford at** [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov)

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

Texas Commission on Environmental Quality  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O. Box 12873  
Austin, Texas 78711-2873

The Honorable Bruce Dawsey  
County Judge  
County Courthouse  
100 West Houston  
Sherman, TX 75090

The Honorable David Smith  
Mayor of Dorchester  
373 Main Street  
Dorchester, TX 75459

## **Special Conditions**

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

### **Emission Standards**

1. This permit authorizes only those sources of emissions listed in the attached table entitled "Emission Sources - Maximum Allowable Emission Rates" (MAERT), and these sources are restricted to the emission limits and other conditions specified in that attached table. In addition to the emissions from routine operations, this permit authorizes emissions from planned maintenance, startup, and shutdown (MSS) activities, and those emissions shall comply with the limits specified in the MAERT. Attachment A identifies the inherently low emitting (ILE) planned maintenance activities that are authorized by this permit.

### **Fuel Specifications**

2. Fuel for the Cement Kiln (EPN 21-SK-230) and the Finish Mill Air Heater (EPN 51-SK-250) shall be limited to natural gas containing no more than 5 grains of total sulfur per 100 dry standard cubic feet (dscf).
3. Fuel for the Emergency Generator Engine (EPN EG-1) shall be pipeline quality natural gas. Use of any other fuel will require prior approval of the Executive Director of the Texas Commission on Environmental Quality (TCEQ).
4. Upon request by the Executive Director of the TCEQ or the TCEQ Regional Director or any local air pollution control program having jurisdiction, the holder of this permit shall provide a sample and/or an analysis of the fuels used in these facilities or shall allow air pollution control program representatives to obtain a sample for analysis.

### **Federal Applicability**

5. These facilities shall comply with all applicable requirements of the U.S. Environmental Protection Agency (EPA) regulations on Standards of Performance for New Stationary Sources in 40 CFR Part 60, specifically the following:
  - A. Subpart A – General Provisions;
  - B. Subpart F – Portland Cement Plants;
  - C. Subpart OOO – Nonmetallic Mineral Processing Plants; and
  - D. Subpart JJJJ - Standards of Performance for Stationary Spark Ignition Internal Combustion Engines
6. These facilities shall comply with all applicable requirements of the EPA Regulations on National Emission Standards for Hazardous Air Pollutants for Source Categories in 40 CFR Part 63, specifically the following:
  - A. Subpart A – General Provisions;
  - B. Subpart LLL – Portland Cement Manufacturing Industry; and
  - C. Subpart ZZZZ – Stationary Reciprocating Internal Combustion Engines.

7. If any condition of this permit is more stringent than the regulations so incorporated, then for the purposes of complying with this permit, the permit shall govern and be the standard by which compliance shall be demonstrated.

#### Opacity/Visible Emission Limitations

8. Opacity of particulate matter emissions from all dust collector (baghouse) stacks shall not exceed 5 percent, averaged over a six-minute period. All other sources listed on the MAERT shall be limited to 10 percent opacity, averaged over a six-minute period.
9. Visible fugitive emissions shall not leave the property for more than 30 cumulative seconds in any six-minute period.

#### Operational Limitations, Work Practices, and Plant Design

10. Emission rates are based on and the kiln shall be limited to maximum clinker production rates of 3,333 short tons per day and 1,066,560 short tons during a rolling 12-month period.
11. Emissions from the facilities shall not exceed the following:

**Table 1: Cement Kiln Baghouse Stack (EPN 21-SK-230) Emission Limits (Excluding Planned Maintenance, Startup, and Shutdown)**

Pollutant	1-Hr Average Limitation	Short Term Limit – 30 day Rolling Average (except as noted)	Rolling 12 Month/Annual Limit
PM (condensable)	0.28 lb/ton of clinker	0.28 lb/ton of clinker	0.28 lb/ton of clinker
PM (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
PM <sub>10</sub> (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
PM <sub>2.5</sub> (filterable)	0.02 lb/ton of clinker	0.02 lb/ton of clinker	0.02 lb/ton of clinker
CO	9.00 lb/ton of clinker	9.00 lb/ton of clinker	3.00 lb/ton of clinker
NO <sub>x</sub>	0.54 lb/ton of clinker	0.54 lb/ton of clinker	0.54 lb/ton of clinker
SO <sub>2</sub>	0.60 lb/ton of clinker	0.40 lb/ton of clinker	0.40 lb/ton of clinker
VOC (as THC)	24 ppmvd corrected to 7% O <sub>2</sub>	24 ppmvd corrected to 7% O <sub>2</sub>	24 ppmvd corrected to 7% O <sub>2</sub>
O-HAP	--	12 ppmvd corrected to 7% O <sub>2</sub>	12 ppmvd corrected to 7% O <sub>2</sub>

Pollutant	1-Hr Average Limitation	Short Term Limit – 30 day Rolling Average (except as noted)	Rolling 12 Month/Annual Limit
Dioxins and Furans	--	0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O <sub>2</sub>	0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O <sub>2</sub>
H <sub>2</sub> SO <sub>4</sub>	1.10 lb/ton of clinker	--	0.11 lb/ton of clinker
HCl	--	3 ppmvd corrected to 7% O <sub>2</sub>	3 ppmvd corrected to 7% O <sub>2</sub>
NH <sub>3</sub>	35 ppmv corrected to 7% O <sub>2</sub>	35 ppmv corrected to 7% O <sub>2</sub>	35 ppmvd corrected to 7% O <sub>2</sub>
Hg	--	0.000021 lb/ton of clinker	0.000021 lb/ton of clinker
Pb	--	7.50E-05 lb/ton of clinker	7.50E-05 lb/ton of clinker

12. The Emergency Generator Engine (EPN EG-1) shall be limited to 100 hours per year for maintenance and readiness testing as defined at 40 CFR §60.4243(d). The following additional requirements apply:
- A. The engine shall be equipped with a non-resettable hour meter.
  - B. Compliance with the emission limits referenced by paragraph B of this Special Condition shall be demonstrated by retaining a copy of the manufacturer's certificate of conformity, or through other methods receiving prior written approval of the TCEQ Executive Director.

#### Bagfilters, Scrubber, and Dry Sorbent Injection System

13. Fabric filter dust collectors shall be designed to meet the maximum outlet grain loading values listed in the table below, in units of grain per dry standard cubic foot (gr/dscf) of exhaust. The dust collectors shall be properly installed and in good working order and shall control particulate matter emissions, when this equipment is in operation, from the following sources:

**Table 2: Fabric Filter Dust Collector Maximum Filterable Outlet Grain Loading Values**

EPN	Source Name	Maximum Filterable Outlet Grain Loading (gr/dscf)
21-SK-230	Cement Kiln	0.002
51-SK-250	Finish Mill	0.005
10-BF-035	Crusher Building	0.005
10-BF-140	Material Transfer (LS to Storage)	0.005
12-BF-140	Additive Unloading (Rail)	0.005
11-BF-270	Material Transfer (LS to Hopper)	0.005



EPN	Source Name	Maximum Filterable Outlet Grain Loading (gr/dscf)
11-BF-285	Material Transfer (LS to Hopper)	0.005
12-BF-315	Truck Unloading	0.005
12-BF-325	Material Transfer (Rail Add. to Storage)	0.005
12-BF-360	Material Transfer (Truck Add. to Storage)	0.005
13-BF-030	Raw Mill Feed (Top of Bin Baghouse)	0.005
13-BF-500	Raw Mill Feed Bin Building	0.005
20-BF-010	Raw Mill Building	0.005
20-BF-182	Raw Mill Building	0.005
20-BF-360	Raw Mill Building	0.005
21-BF-330	Top of CKD Bin	0.005
22-BF-060	Bottom of Raw Meal Silo	0.005
22-BF-080	Preheater Tower	0.005
22-BF-160	Top of Raw Meal Silo	0.005
22-BF-385	Top of Surge Bin (RM Silo)	0.005
30-BF-260	Bottom of Preheater Tower	0.005
30-BF-320	Top of Preheater Tower	0.005
42-BF-270	Cooler Discharge	0.005
41-BF-130	Top of Bin (Bypass Dust)	0.005
44-BF-030	Top of Clinker Silo Baghouse	0.005
44-BF-185	Transfer Tower (Clinker Strg. And Handling)	0.005
50-BF-050	Top of Clinker Feed Bin	0.005
50-BF-020	Top of Gypsum Feed Bin	0.005
50-BF-350	Cement Feed Bin Extraction	0.005
51-BF-050	Cement Mill Building	0.005
51-BF-140	Cement Mill Building	0.005
51-BF-350	Top of Cement Silo (Bucket Elevator Discharge)	0.005
51-BF-380	Bottom of Cement Silo (Bucket Elevator Feed)	0.005
52-BF-110	Top of Cement Silo 1	0.005
53-BF-110	Top of Cement Silo 2	0.005
52-BF-190	Top of Surge Bin (CM Silo-1)	0.005

Special Conditions

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

Page 5

EPN	Source Name	Maximum Filterable Outlet Grain Loading (gr/dscf)
53-BF-190	Top of Surge Bin (CM Silo-2) B	0.005
52-BF-270	Loadout System (CM Silo-1)	0.005
53-BF-270	Loadout System (CM Silo-2) Baghouse	0.005

14. Acids and Sulfur compounds from the Kiln and associated systems shall be directed to a dry scrubbing system in order to meet the Kiln emission limitations found in this permit. Additionally, a bypass system consisting of a quenching chamber, a baghouse with lime injection, and a fan may be utilized. The dry scrubber and/or bypass system shall meet the following requirements:

- A. The scrubber and/or bypass system shall operate with no less than the specified control efficiency for the following pollutants on a 1-hour average basis or 30-day rolling average basis, as required by Special Condition Number 11:

Pollutant:	Control Efficiency
SO <sub>2</sub>	90

- B. Prior to the start of operations of the facilities covered by this permit, the permit holder shall obtain a permit alteration or permit amendment which updates the application representations relating to monitoring, target pollutants, and control efficiencies for the scrubber and bypass system.

### Material Handling and Housekeeping

15. Limestone Stockpiles 1 and 2, the Gypsum Stockpile, the High Grade Limestone Stockpile, the Sand Stockpile, and in general all incoming raw materials shall be stored in fully enclosed storage buildings.
16. The following material handling operations shall utilize the specified controls:

**Table 3: Material Handling Operation Controls**

EPN	Source Name	Controls
TRK_MH	Additive - Material Handling Truck Unloading	Three-sided walls and fogging nozzles.
RR_MH	Additive - Material Handling Rail Unloading	Two-sided walls and fogging nozzles.
LSCRSHBD_MH	Limestone – Material Handling LS Crusher Building	Three-sided walls and fogging nozzles.

Dustless telescopic spouts shall be used for loading trucks or rail from bins or silos.

17. Raw material conveyers shall be fully enclosed.
18. Plant roads shall be paved and cleaned, as necessary, to control the emission of dust to the minimum level possible under existing conditions. Haul roads shall be sprinkled with water and/or chemicals, as necessary, to maintain compliance with all applicable TCEQ rules and regulations.
19. A street sweeper and other mobile equipment shall pick up debris from the plant roads. The street sweeper will be a full-sized truck which can be driven to the mined-out quarry to dispose of the debris collected.
20. Material collected by air pollution abatement equipment which is not returned to the process shall be disposed of on-site in a manner that minimizes any emissions in transit and prevents any emissions after disposal.
21. The holder of this permit shall physically identify and mark in a conspicuous location all equipment that has the potential of emitting air contaminants as follows:
  - A. The facility identification numbers as submitted to the Emissions Inventory Section of the TCEQ.
  - B. The emission point numbers as listed on the MAERT.

#### **Cement Kiln Selective Catalytic Reduction**

22. The following requirements shall apply to the Cement Kiln (EPN 21-SK-230).
  - A. Emissions of NO<sub>x</sub>, CO, and NH<sub>3</sub> from the Cement Kiln shall not exceed the values specified in Special Condition 11. Compliance with the NO<sub>x</sub> emissions limits shall be achieved through the use of a Selective Catalytic Reduction (SCR) system or combination of SCR and Selective Non-Catalytic Reduction (SNCR) system.
  - B. Aqueous ammonia shall be used in the SCR system or combination of SCR and SNCR system and shall have a concentration of no more than 19% ammonia by weight. The aqueous ammonia shall be stored in pressure vessels.
  - C. Concentration of a pollutant in the exhaust of the cement kiln shall be evaluated on a dry basis, corrected to 7% oxygen.
  - D. Compliance with the NO<sub>x</sub> and CO emission limits of these Special Conditions shall be demonstrated through use of Continuous Emissions Monitoring System (CEMS).

#### **Planned Maintenance, Startup, and Shutdown**

23. The holder of this permit shall minimize emissions during planned MSS activities by operating the facility and associated air pollution control equipment in accordance with good air pollution control practices, safe operating practices, and protection of the facility.
24. The emissions during planned startup and shutdown activities of the Cement Kiln shall be minimized as follows:

- A. When the precalciner operating temperature is too low for SCR or combination of SCR and SNCR to be engaged, the main kiln burner shall be operated in low-heat input mode and no feed shall be allowed to enter the kiln.
  - B. The feed entering the preheater shall not be introduced into the system until the SCR or combination of SCR and SNCR system is at temperature and fully operational.
25. The emissions from ILE planned maintenance activities identified in Attachment A of this permit shall be complied with as follows:
- A. The total emissions from all ILE planned maintenance activities shall be no more than the estimated potential to emit for those activities as represented in the MSS permit amendment application and subsequent associated submittals.
  - B. The permit holder shall annually confirm the continued validity of the estimated potential to emit as represented in the MSS permit amendment application and subsequent associated submittals.
26. Emissions from planned MSS activities authorized by this permit shall be determined by the use of an appropriate method, including but not limited to any of following methods:
- A. Use of a continuous emissions monitoring system (CEMS). The CEMS shall be certified to measure the pollutant's emission over the entire range of a planned maintenance activity.
  - B. Use of emission factors, including but not limited to, facility-specific parameters, manufacturer's emission factors, and/or engineering knowledge of the facility's operations.
  - C. Use of emissions data measured (by a CEMS or during emissions testing) during the same type of planned MSS activity occurring at or on an identical or similar facility, and correlation of that data with the facility's relevant operating parameters, including but not limited to, temperature, fuel input, and fuel sulfur content.
  - D. Use of emissions testing data collected during a planned maintenance activity occurring at or on the facility, and correlation of that data with the facility's relevant operating parameters, including but not limited to, temperature, fuel input, and fuel sulfur content.
  - E. Additional occurrences of MSS activities authorized by this permit may be authorized under permit by rule only if conducted in compliance with this permit's procedures, emission controls, monitoring, and recordkeeping requirements applicable to the activity.

## **Ammonia Handling**

### **Piping, Valves, Pumps, and Compressors in contact with ammonia - 28AVO**

27. Except as may be provided for in the Special Conditions of this permit, the following requirements apply to the above-referenced equipment:
- A. Audio, olfactory, and visual checks for leaks within the operating area shall be made once per shift.
  - B. Immediately, but no later than 1 hour upon detection of a leak, plant personnel shall take at least one of the following actions:

- (1) Isolate the leak.
- (2) Commence repair or replacement of the leaking component.
- (3) Use a leak collection/containment system to prevent the leak until repair or replacement can be made if immediate repair is not possible.

Date and time of each inspection shall be noted in the operator's log or equivalent. Records shall be maintained at the plant site of all repairs and replacements made due to leaks. These records shall be made available to representatives of the Texas Commission on Environmental Quality (TCEQ) upon request.

### **Initial Demonstration of Compliance**

28. To demonstrate compliance with the MAERT and with emission performance levels as specified in the special conditions, the holder of this permit shall perform stack sampling and/or other testing as required to establish the actual pattern and quantities of air contaminants being emitted into the atmosphere from the Cement Kiln Baghouse Stack (EPN 21-SK-230). Air contaminants to be tested for include (but are not limited to) PM (filterable and condensable), PM<sub>10</sub>, PM<sub>2.5</sub>, CO, NO<sub>x</sub>, SO<sub>2</sub>, THC, H<sub>2</sub>SO<sub>4</sub>, HCl, NH<sub>3</sub>, dioxins/furans, methane, Hg, and Pb. Testing shall be performed in accordance with the applicable initial compliance requirements of NSPS Subparts A and F and NESHAP Subpart LLL. Initial determination of compliance for VOC shall be performed in accordance with Special Condition No. 43. Sampling shall be accomplished within 60 days of achieving maximum production but not later than 180 days after startup. Sampling must be conducted in accordance with the TCEQ Guidelines for Stack Sampling Facilities and in accordance with the applicable EPA 40 CFR procedures. Any deviations from those procedures must be approved by the TCEQ Executive Director prior to sampling. The initial demonstration of compliance for NO<sub>x</sub>, CO, and SO<sub>2</sub> hourly emissions for the Cement Kiln shall be based on all quality assured hourly average data collected by the CEMS for all operating hours during the first 30 kiln operating days following the initial CEMS certification. The initial demonstration of compliance for Hg shall be based on data collected from operating the sorbent trap monitoring system for the first 30 kiln operating days. The initial demonstration of compliance for H<sub>2</sub>SO<sub>4</sub> shall be conducted when the in-line raw mill is not operating.
29. To demonstrate compliance with the MAERT and with emission performance levels as specified in the special conditions, the holder of this permit shall perform stack sampling and/or other testing as required to establish the actual pattern and quantities of air contaminants being emitted into the atmosphere from the Finish Mill Baghouse Stack (EPN 51-SK-250). Air contaminants to be tested for include (but are not limited to) PM, PM<sub>10</sub>, and PM<sub>2.5</sub>. Sampling shall be accomplished within 60 days of achieving maximum production but not later than 180 days after startup. Sampling must be conducted in accordance with the TCEQ Guidelines for Stack Sampling Facilities and in accordance with the applicable EPA 40 CFR procedures. Any deviations from those procedures must be approved by the TCEQ Executive Director prior to sampling.

### **Sampling Requirements**

30. The holder of this permit is responsible for providing sampling and testing facilities and conducting the sampling and testing operations at their own expense. Sampling ports and platforms shall be incorporated into the design of the stack(s) according to the specifications set forth in the attachment entitled "Guidelines for Stack Sampling Facilities" prior to stack sampling. Alternate

sampling facility designs may be submitted for approval by the TCEQ Regional Office with jurisdiction.

31. A pretest meeting shall be held with personnel from the TCEQ before the required tests are performed. The TCEQ Regional Office with jurisdiction shall be notified not less than 45 days prior to sampling to schedule a pretest meeting. The notice shall include:

- A. Date for pretest meeting;
- B. Date sampling will occur;
- C. Points or sources to be sampled;
- D. Name of firm conducting sampling;
- E. Type of sampling equipment to be used; and
- F. Method or procedure to be used in sampling.

The purpose of the pretest meeting is to review the necessary sampling and testing procedures, to provide the proper data forms for recording pertinent data, and to review the format procedures for submitting the test reports.

32. Alternate sampling methods and representative unit testing may be proposed by the permit holder. A written proposed description of any deviation from sampling procedures or emission sources specified in permit conditions or TCEQ or EPA sampling procedures shall be made available to the TCEQ prior to the pretest meeting. Such a proposal must be approved by the TCEQ Regional Office with jurisdiction at least two weeks prior to sampling.
33. Requests to waive testing for any pollutant specified shall be submitted, in writing, for approval to the TCEQ Office of Air, Air Permits Division in Austin.
34. During stack sampling emission testing, the facilities shall operate at maximum represented production rates. Primary operating parameters that enable determination of production rates shall be monitored and recorded during the stack test. These parameters are to be determined at the pretest meeting.
35. If the plant is unable to operate at the maximum represented production rates during testing, then additional stack testing shall be required when the production rate exceeds the previous stack test production rate by +2 percent unless otherwise determined, in writing, by the TCEQ Executive Director. Additional testing, if required, shall be conducted within 180 days of achieving a production rate which exceeds the previous stack test production rate by +10 percent.
36. Requests for additional time to perform sampling shall be submitted to the TCEQ Regional Office with jurisdiction. Additional time to comply with the applicable federal requirements requires EPA approval, and requests shall be submitted to the TCEQ Regional Office with jurisdiction.
37. Copies of the final sampling report shall be forwarded to the TCEQ within 60 days after sampling is completed. Sampling reports shall comply with the attached provisions of Chapter 14 of the TCEQ Sampling Procedures Manual. The reports shall be distributed as follows:

One copy to the TCEQ Regional Office with jurisdiction.



One copy to the TCEQ Office of Air, Air Permits Division in Austin.

One copy to each appropriate local air pollution control program with jurisdiction.

38. If, as a result of stack sampling, compliance with the permitted emission rates cannot be demonstrated, the holder of this permit shall adjust any operating parameters so as to comply with Special Condition No. 1 and the permitted emission rates.
39. If the holder of this permit is required to adjust any operating parameters for compliance, then beginning no later than 60 days after the date of the test conducted, the holder of this permit shall submit to the TCEQ, on a monthly basis, a record of adjusted operating parameters and daily records of production sufficient to demonstrate compliance with the permitted emission rates. Daily records of production and operating parameters shall be distributed as follows:

One copy to the TCEQ Regional Office with jurisdiction.

One copy to the TCEQ Office of Air, Air Permits Division in Austin.

#### **Demonstration of Continuous Compliance and Compliance Assurance Monitoring**

40. The holder of this permit shall install, calibrate, operate, and maintain on the Cement Kiln Baghouse Stack (EPN 21-SK-230) a PM continuous parametric monitoring system (CPMS) operated as specified in accordance with in 40 CFR Part 60, Subpart F. The CPMS is required to pass the initial certification requirements in 40 CFR Part 63, Subpart LLL. If the CPMS indicates an exceedance of the site-specific operating limit established per 40 CFR 63, Subpart LLL PM emission compliance, a visible emission observation shall be performed within 24 hours to establish compliance with the applicable opacity limits of Special Conditions No. 8. The visible emission determination must be made in accordance with 40 CFR Part 60, Appendix A, Test Method 22. The observation period when conducting Method 22 shall extend for at least one minute during normal operations. Contributions from uncombined water shall not be included in determining compliance with this condition. If visible emissions are observed, then the permit holder must conduct a six-minute test of opacity in accordance with 40 CFR Part 60 Appendix A, Test Method 9. The Method 9 test must begin within one hour of any observation of visible emissions.
41. The permit holder shall install, calibrate, and maintain a continuous emission monitoring system (CEMS) at the Cement Kiln for O<sub>2</sub>, SO<sub>2</sub>, CO, NO<sub>x</sub>, and Total Hydrocarbon (as a surrogate for VOC as required by 40 CFR Part 63, Subpart LLL).
42. Each CEMS required under this permit shall satisfy the following requirements:
  - A. The CEMS shall meet the design and performance specifications, pass the field tests, and meet the installation requirements and the data analysis and reporting requirements specified in the applicable Performance Specification Nos. 1 through 9, Title 40 Code of Federal Regulation Part 60 (40 CFR Part 60), Appendix B. If there are no applicable performance specifications in 40 CFR Part 60, Appendix B, contact the TCEQ Office of Air, Air Permits Division for requirements to be met.
  - B. Subparagraph (1) below applies to sources subject to the quality-assurance requirements of 40 CFR Part 60, Appendix F; section 2 applies to all other sources:

- (1) The permit holder shall assure that the CEMS meets the applicable quality-assurance requirements specified in 40 CFR Part 60, Appendix F, Procedure 1. Relative accuracy exceedances, as specified in 40 CFR Part 60, Appendix F, Section 5.2.3 and any CEMS downtime shall be reported to the appropriate TCEQ Regional Manager, and necessary corrective action shall be taken. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Manager.
- (2) The system shall be zeroed and spanned daily, and corrective action taken when the 24-hour span drift exceeds two times the amounts specified in the applicable Performance Specification Nos. 1 through 9, 40 CFR Part 60, Appendix B, or as specified by the TCEQ if not specified in Appendix B. Zero and span is not required on weekends and plant holidays if instrument technicians are not normally scheduled on those days.

Each monitor shall be quality-assured at least quarterly using Cylinder Gas Audits (CGA) in accordance with 40 CFR Part 60, Appendix F, Procedure 1, Section 5.1.2, with the following exception: a relative accuracy test audit (RATA) is not required once every four quarters (i.e., four successive quarterly CGA may be conducted). An equivalent quality-assurance method approved by the TCEQ may also be used. Successive quarterly audits shall occur no closer than two months.

All CGA exceedances of +15 percent accuracy indicate that the CEMS is out of control.

- C. The monitoring data shall be reduced to hourly average concentrations at least once every day, using a minimum of four equally-spaced data points from each one-hour period. The individual average concentrations shall be reduced to units of the permit allowable emission rate in lb/hr at least once every week.
  - D. All monitoring data and quality-assurance data shall be maintained by the source. The data from the CEMS may, at the discretion of the TCEQ, be used to determine compliance with the conditions of this permit.
  - E. The appropriate TCEQ Regional Office shall be notified at least 30 days prior to any required RATA in order to provide them the opportunity to observe the testing.
  - F. Quality-assured (or valid) data must be generated when the source generating emissions is operating except during the performance of a daily zero and span check. Loss of valid data due to periods of monitor break down, out-of-control operation (producing inaccurate data), repair, maintenance, or calibration may be exempted provided it does not exceed 5 percent of the time (in minutes) that the source generating emissions operated over the previous rolling 12-month period. The measurements missed shall be estimated using engineering judgment and the methods used recorded. Options to increase system reliability to an acceptable value, including a redundant CEMS, may be required by the TCEQ Regional Manager.
43. The holder of this permit shall install, calibrate, operate, and maintain a CEMS to measure and record the in-stack concentrations of THC from the cement kiln in accordance with the requirements of 40 CFR Part 63, Subpart LLL. The holder of this permit shall install, calibrate, operate, and maintain a continuous flow rate sensor to measure and record the exhaust flow rate. The THC CEMS, which may be the same unit as described in Special Condition 42, is subject to the following:
- A. The THC CEMS and the continuous flow rate sensor shall be used as a CERMS for VOC.



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- B. The CEMS monitoring data shall be reduced to hourly average concentrations in accordance with 40 CFR §60.13(h)(2)(i)-(ix).

Each CEMS shall complete a minimum of one cycle of sampling, analyzing, and data recording for each successive 15-minute period.

Data recorded during periods of CEMS breakdowns, repairs, calibration checks, and zero and span adjustments shall not be included in the computed data averages.
  - C. Compliance with VOC emission limits in the MAERT shall be determined by applying the site specific VOC to methane fraction to THC CEMS data to calculate VOC lb/hr emissions from the kiln on a 30-day rolling average.
44. The Hg concentration in the Cement Kiln Baghouse Stack (EPN 21-SK-230) shall be measured continuously using a sorbent trap based CEMS or Mercury CEMS as required by and in accordance with the methods, frequencies, and quality assurance methods detailed in 40 CFR Part 63, Subpart LLL.
45. The NH<sub>3</sub> concentration in the Cement Kiln Baghouse Stack (EPN 21-SK-230) shall be tested or calculated according to one of the methods listed below and shall be tested or calculated according to frequency listed below. Testing for the NH<sub>3</sub> stack concentration is only required on days when the SCR or combination of SCR and SNCR unit is in operation.
- A. The holder of this permit may install, calibrate, maintain, and operate a CEMS to measure and record the concentrations of NH<sub>3</sub>. The NH<sub>3</sub> concentrations shall be corrected and reported in accordance with Special Condition No. 11 above.
  - B. The NH<sub>3</sub> stack concentration may be measured using a sorbent or stain tube device specific for NH<sub>3</sub> measurement in the appropriate range. The frequency of sorbent or stain tube testing shall be monthly.
    - (1) If the sorbent or stain tube testing indicates an ammonia (NH<sub>3</sub>) stack concentration that exceeds 35 parts per million (ppm) at any time, the permit holder shall begin NH<sub>3</sub> testing by either the Phenol-Nitroprusside Method, the Indophenol Method, or EPA Conditional Test Method (CTM) 27 on a quarterly basis in addition to the monthly sorbent or stain tube testing.
    - (2) If the quarterly testing indicates NH<sub>3</sub> stack concentration is 35 ppm or less, the Phenol Nitroprusside Indophenol CTM 27 tests may be suspended until sorbent or stain tube testing again indicate 35 ppm NH<sub>3</sub> stack concentration or greater.
  - C. The permit holder may install and operate a second NO<sub>x</sub> CEMS probe located between the kiln and the SCR or combination of SCR and SNCR, upstream of the stack NO<sub>x</sub> CEMS, which may be used in association with the SCR or combination of SCR and SNCR efficiency and NH<sub>3</sub> injection rate to estimate NH<sub>3</sub> stack concentration. This condition shall not be construed to set a minimum NO<sub>x</sub> reduction efficiency on the SCR or combination of SCR and SNCR unit. These results shall be recorded and used to determine compliance with Special Condition No. 11.
  - D. The permit holder may install and operate a dual stream system of NO<sub>x</sub> CEMS at the exit of the SCR or combination of SCR and SNCR. One of the exhaust streams would be routed, in an unconverted state, to one NO<sub>x</sub> CEMS, and the other exhaust stream would be routed through an NH<sub>3</sub> converter to convert NH<sub>3</sub> to NO<sub>x</sub> and then to a second NO<sub>x</sub> CEMS. The NH<sub>3</sub> stack concentration shall be calculated from the delta between the two NO<sub>x</sub> CEMS readings

(converted and unconverted). These results shall be recorded and used to determine compliance with Special Condition No. 11.

- E. The permit holder may establish a correlation between the maximum  $\text{NH}_3$  stack concentration limit and maximum  $\text{NH}_3$  injection rate or other surrogate parameter that may be monitored to determine compliance with  $\text{NH}_3$  stack concentrations. These results shall be recorded and used to determine compliance with Special Condition No. 11.
- F. Other alternative methods used for measuring  $\text{NH}_3$  stack concentration shall require prior written approval from the TCEQ Air Permits Division in Austin.

46. The capture and control system for each baghouse shall be operated and maintained in accordance with the manufacturer's recommendations to assure that the minimum control efficiency is met at all times when the controlled source is required to be operated. The following requirements shall apply to each baghouse.
- A. The holder of this permit shall install, calibrate (if applicable), and maintain a differential pressure gauge to monitor pressure drop across the [baghouse, cartridge filter system, or filter pads]. The (each) monitoring device that requires calibration shall be calibrated at least annually in accordance with the manufacturer's specifications and shall be accurate to within a range of  $\pm 0.5$  inch water gauge pressure ( $\pm 125$  pascals) or a span of  $\pm 3$  percent. The monitoring device that only requires to be zeroed shall be zeroed at least once a week.
  - B. The filter media differential pressure shall be maintained between [2 and 6] inches water column, or as defined by the manufacturer.
  - C. Pressure drop readings shall be recorded at least once per day that the system is required to be operated. Bags or filters shall be replaced whenever the pressure drop across the filter media no longer meets the limits in these Special Conditions or the manufacturer's recommendation.
  - D. If the filter system operating performance parameters are outside of the [2 and 6] inches water column or the manufacturer's recommended operating range, the affected facility shall not be operated until the abatement equipment is repaired; and
  - E. Planned maintenance on the dust collection system shall be performed only when the facilities being controlled by the dust collection system are not in operation.
  - F. The capture system's duct work shall be operated under negative pressure and an audio, visual, and olfactory (AVO) inspection of the capture system shall be performed monthly to check for leaking components. The capture system shall be maintained free of holes, cracks, and other conditions that would reduce the collection efficiency of the capture system; and
  - G. An inspection and maintenance log shall be kept for each baghouse dust collector whereby the log shall note the date of each inspection, the name of the inspector and any repairs and/or maintenance work performed.
47. The holder of this permit shall conduct a monthly visible emissions determination to demonstrate compliance with the opacity limitations specified in this permit for each of the baghouse (dust collector) stacks with the exception of the Finish Mill Baghouse Stack (EPN 51-SK-250), for which visible emissions determinations shall be conducted daily. This visible emissions determination shall be performed: 1) during normal plant operations, 2) for a minimum of six minutes, 3) approximately perpendicular to plume direction, 4) with the sun behind the observer (to the extent practicable), and 5) at least two stack heights, but not more than five stack heights, from the

emission point. If visible emissions are observed from the emission point, the owner or operator shall:

- A. Take immediate action to eliminate visible emissions, record the corrective action within 24 hours, and comply with any applicable requirements in 30 Texas Administrative Code (TAC) § 101.201, Emissions Event Reporting and Recordkeeping Requirements; or
  - B. Determine opacity using 40 CFR Part 60, Appendix A, Test Method 9. If the opacity limit is exceeded, take immediate action (as appropriate) to reduce opacity to within the permitted limit, record the corrective action within 24 hours, and comply with applicable requirements in 30 TAC § 101.201, Emissions Event Reporting and Recordkeeping Requirements.
48. The holder of this permit shall conduct a monthly visible fugitive emissions determination to demonstrate compliance with the visible fugitive emissions limitation specified in this permit for the plant property. This visible fugitive emissions determination shall be performed: 1) during normal plant operations, 2) for a minimum of six minutes, 3) approximately perpendicular to plume direction, 4) with the sun behind the observer (to the extent practicable), 5) at least 15 feet, but not more than 0.25 mile, from the plume, and 6) in accordance with EPA 40 CFR Part 60, Appendix A, Test Method 22, except where stated otherwise in this condition. If visible fugitive emissions leaving the property exceed 30 cumulative seconds in any six-minute period, the owner or operator shall take immediate action (as appropriate) to eliminate the excessive visible fugitive emissions. The corrective action shall be documented within 24 business hours of completion.
49. The TCEQ Regional Office shall be notified as soon as possible, but not later than 24 hours, after the discovery of any monitor malfunction that is expected to result in more than 24 hours of lost data. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Director in case of extended monitor downtime. Necessary corrective action shall be taken if the downtime exceeds 5 percent of the operating hours in the quarter. Failure to complete any corrective action as directed by the TCEQ Regional Office may be deemed a violation of the permit.
50. The control devices associated with EPNs 10-BF-035, 10-BF-140, 12-BF-140, 12-BF-315, 13-BF-500, 20-BF-010, 21-SK-230, 51-SK-250, 22-BF-160, 44-BF-030, 50-BF-350, 51-BF-050, 51-BF-140, 52-BF-110, and 53-BF-110 shall not have a bypass, with the exception of the alkali bypass for the kiln (EPN 21-SK-230).

#### **Recordkeeping Requirements**

51. Records shall be maintained at this facility site and made available at the request of personnel from the TCEQ or any other air pollution control program having jurisdiction to demonstrate compliance with permit limitations. These records shall be totaled for each calendar month, retained for a rolling 60-month period, and include the following:
- A. Daily and monthly clinker production rates for the Cement Kiln (in tons);
  - B. After the CEMS certification (or sorbent trap validation for Hg), CEMS data as specified in Special Condition No. 42 C and a 30-day rolling average NO<sub>x</sub>, CO, SO<sub>2</sub>, NH<sub>3</sub>, THC, and Hg emissions, as applicable, from the kiln shall be calculated on a lb/hr basis. A new 30-day rolling average shall be calculated at the end of each day;

- C. After the CEMS certification, the holder of this permit shall maintain a raw data file of all CEMS measurements from the EPN 21-SK-230, including CEMS performance testing measurements, all CEMS calibration checks and adjustments and maintenance performed on these systems. This data shall be maintained in either hard copy or electronically so long as it is suitable for inspection;
  - D. Excess emissions and monitoring systems performance report for opacity consistent with the requirements of 40 CFR § 60.7(c) and (d);
  - E. Documentation of all CEMS or COMS quality-assurance measures, calibration checks, adjustments, and maintenance performed on these systems and documentation of alternative NH<sub>3</sub> continuous demonstration of compliance, if any;
  - F. Records of AVO checks for Piping, Valves, Pumps, and Compressors in contact with ammonia;
  - G. Records of pressure drop readings for each baghouse;
  - H. Malfunctions of any air pollution abatement systems;
  - I. Documentation of air pollution control equipment inspections, maintenance, and repair;
  - J. Records of visible emission/opacity observations and any corrective actions taken;
  - K. Hours of operation of the Emergency Generator (EPN EG-1);
  - L. Records of planned MSS activities, including the following, to demonstrate compliance with Special Condition Nos. 23-26 and the MAERT:
    - (1) Records of startup and shutdown of the kiln, including the date, time, duration, and emissions associated with those activities.
    - (2) Records of ILE planned maintenance activities and annual validations.
52. The following records shall be maintained at this facility site and made available at the request of personnel from the TCEQ or any other air pollution control program having jurisdiction. These records shall be retained for a rolling 60-month period:
- A. All monitoring data and support information as specified in 30 TAC § 122.144; and
  - B. Inspections of capture systems and abatement devices shall be recorded as they occur.

### Reporting Requirements

53. The holder of this permit shall submit a copy of semiannual CPMS reports to the TCEQ Regional Office with jurisdiction in a format specified by the TCEQ Regional Office. All reports shall be postmarked by the 30th day following the end of each semiannual period and shall include the following information for each monitor:
- A. The date and duration of time from the commencement to the completion of an event which resulted in excess opacity.
  - B. The date and time of the commencement and completion of each specific time period of excess opacity within that event.
  - C. The total time duration of excess opacity.

- D. The nature and cause of any malfunction resulting in excess opacity and the corrective action taken and/or preventative measures adopted.
  - E. The date and time identifying each period during which a CPMS was inoperative, except for zero span checks, and the nature of the system repairs and/or adjustments which occurred during the downtime.
  - F. When no excess opacities have occurred or the CPMS have not been inoperative, repaired, or adjusted, such information shall be stated in the report.
  - G. The reporting of excess opacity required by this condition does not relieve the holder of this permit from notification requirements of upset conditions as required by 30 TAC §§ 101.201 and 101.211.
  - H. For the purposes of reporting pursuant to these Special Conditions, excess periods of opacity are defined as each six-minute period of operation during which the average opacity, as measured and recorded by the CPMS, exceed the limitations in Special Condition No. 8.
54. The holder of this permit shall submit a copy of semiannual CEMS reports to the TCEQ Regional Office with jurisdiction in a format specified by the TCEQ Regional Office. All reports shall be postmarked by the 30th day following the end of each semiannual period and shall include the following information for each monitor:
- A. The date and duration of time from the commencement to the completion of an event which resulted in excess emissions of any pollutant.
  - B. The date and time of the commencement and completion of each specific time period of excess emissions within that event.
  - C. The total time duration of excess emissions.
  - D. The magnitude of the emissions, including the highest emission rate, and the average emission rate. All excess emissions shall be converted into the units of the permit. All conversion factors and equations shall be included.
  - E. The nature and cause of any malfunction resulting in excess emissions and the corrective action taken and/or preventative measures adopted.
  - F. The date and time identifying each period during which a CEMS was inoperative, except for zero span checks, and the nature of the system repairs and/or adjustments which occurred during the downtime.
  - G. When no excess emissions have occurred or the CEMS have not been inoperative, repaired, or adjusted, such information shall be stated in the report.
  - H. In addition to the other information required in this Special Condition, a summary of the excess emissions shall be reported using the form identified as Figure 1 in 40 CFR § 60.7 or similar form determined to be acceptable by the TCEQ Regional Office.
  - I. The reporting of excess emissions required by this condition does not relieve the holder of this permit from notification requirements of upset conditions as required by 30 TAC § 101.201 or notification of maintenance as required by 30 TAC § 101.211.

#### **Greenhouse Gases Special Conditions**

55. Emissions from the Kiln exhaust shall not exceed the following limits:



Greenhouse Gases (GHG)	Limit/Emission Factor
CO <sub>2e</sub>	0.92 ton/ton clinker 12 month rolling average

56. Initial determination of compliance as specified in Special Condition No. 28 shall also include sampling for CO<sub>2</sub>.

Provided it is conducted within the time frames and conforms with the notification requirements of this Special Condition and Special Condition No. 28, the CO<sub>2</sub> CEMS may satisfy for the initial performance test, in accordance with 40 CFR §98.34(c)(1), conforming with the Performance Specification 3 in appendix B to Part 60 for CO<sub>2</sub> concentration monitors and Performance Specification 5 in appendix B to Part 60 for the continuous rate monitoring system.

57. The permittee shall install, calibrate, maintain, and operate a CO<sub>2</sub> CEMS or other appropriate monitoring methodology and/or equipment to measure and record the concentration from the Cement Kiln in accordance with the CO<sub>2</sub> CEMS system requirements in 40 CFR 98.83(a).
- A. The CEMS shall meet the design and performance specifications, pass the field tests, and meet the installation requirements and the data analysis and reporting requirements specified in the applicable Performance Specification Nos. 1 through 9, 40 CFR Part 60, Appendix B, or an acceptable alternative. If there are no applicable performance specifications in 40 CFR Part 60, Appendix B, contact the TCEQ Office of Air, Air Permits Division in Austin for requirements to be met.
  - B. The holder of this permit shall assure that the CEMS meets the applicable quality-assurance requirements specified in 40 CFR Part 60, Appendix F, Procedure 1, or an acceptable alternative. Relative accuracy exceedances, as specified in 40 CFR Part 60, Appendix F, § 5.2.3, and any CEMS downtime and all cylinder gas audit exceedances of ±15 percent accuracy shall be reported semiannually to the appropriate TCEQ Regional Director, and necessary corrective action shall be taken. Supplemental stack concentration measurements may be required at the discretion of the appropriate TCEQ Regional Director.
  - C. The monitoring data shall be reduced to hourly average values at least once every day, using a minimum of four equally-spaced data points from each one-hour period. At least two valid data points shall be generated during the hourly period in which zero and span is performed.
  - D. All monitoring data and quality-assurance data shall be maintained by the source for a period of five years and shall be made available to the TCEQ Executive Director or a designated representative upon request. The hourly average data from the CEMS shall be used to determine compliance with the conditions of this permit. The Kiln CEMS data shall also be used to produce TPY each month and used to determine compliance with the annual tonnage emission limits of this permit.
  - E. The appropriate TCEQ Regional Office shall be notified at least 30 days prior to any required RATAs in order to provide them the opportunity to observe the testing.

#### Greenhouse Gases Recordkeeping Requirements

58. Permit holders must keep records sufficient to demonstrate compliance with 30 TAC 116.164. Records shall be sufficient to demonstrate the amount of emissions of GHGs from the source as a result of construction; a physical change or a change in method of operation does not require

authorization under 30 TAC 116.164(a). Records shall be maintained for a period of five years after collection.

59. The holder of this permit shall maintain the following records at the plant site in a form suitable for inspection for a period of five years after collection, and the records shall be made available upon request to representatives of the TCEQ, EPA, or any air pollution control agency with jurisdiction.
- A. Daily and monthly clinker production rates for the Cement Kiln (in tons);
  - B. For each continuous emissions monitor, records of the nature and cause of any malfunction (if known), the corrective action taken, or preventive measures adopted shall be kept; and
  - C. Total monthly CO<sub>2</sub> and CO<sub>2e</sub> emissions are to be calculated and recorded monthly as follows:
    - (1) Sum total monthly CO<sub>2</sub> emissions from CEMS data.
    - (2) Calculate total nitrous oxide (N<sub>2</sub>O) and methane (CH<sub>4</sub>) monthly emissions using monthly production data, heat input, and worst-case emission factors from Table C-2 of 40 CFR Part 98, Subpart C.
    - (3) Convert CO<sub>2</sub>, N<sub>2</sub>O and CH<sub>4</sub> monthly emissions to CO<sub>2e</sub> emissions using Equation A-1 of 40 CFR Part 98, Subpart A.

The monthly data from this Special Condition shall be used to calculate rolling 12-month total emission rates of CO<sub>2e</sub> to demonstrate compliance with emissions limits in the MAERT.

Date:

**Attachment A**

Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

Inherently Low Emitting (ILE) Maintenance Activities

Planned Maintenance Activity	Pollutant					
	VOC	NOx	CO	PM	SO2	CO2
Vacuum truck solids unloading				X		
CEMS calibration	X	X	X		X	X
Refractory maintenance operations				X		
Miscellaneous particulate filter maintenance				X		
Kiln particulate filter maintenance				X		
Equipment heating	X	X	X	X	X	X

Date:



# Emission Sources - Maximum Allowable Emission Rates

Permit Numbers 167047 and PSDTX1602

This table lists the maximum allowable emission rates and all sources of air contaminants on the applicant's property covered by this permit. The emission rates shown are those derived from information submitted as part of the application for permit and are the maximum rates allowed for these facilities, sources, and related activities. Any proposed increase in emission rates may require an application for a modification of the facilities covered by this permit.

Air Contaminants Data

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
21-SK-230	Cement Kiln Baghouse Stack	NO <sub>x</sub>	75.34	289.00
		SO <sub>2</sub>	83.33	213.31
		H <sub>2</sub> SO <sub>4</sub>	152.76	58.66
		HCl	2.38	10.41
		CO	1249.88	1599.84
		PM	41.66	159.98
		PM <sub>10</sub>	41.66	159.98
		PM <sub>2.5</sub>	41.66	159.98
		Pb	0.01	0.04
		Hg	<0.01	0.01
		VOC	25.24	100.49
		NH <sub>3</sub>	12.95	56.72
51-SK-250	Finish Mill Baghouse Stack	NO <sub>x</sub>	0.16	0.70
		SO <sub>2</sub>	<0.01	0.04
		CO	1.31	5.74
		PM	3.23	14.13
		PM <sub>10</sub>	3.23	14.13
		PM <sub>2.5</sub>	3.23	14.13
		VOC	0.09	0.38
10-BF-035	Crusher Building Baghouse Stack	PM	1.36	5.97
		PM <sub>10</sub>	1.36	5.97
		PM <sub>2.5</sub>	1.36	5.97
10-BF-140	Material Transfer (LS to Storage) Baghouse Stack	PM	0.25	1.11
		PM <sub>10</sub>	0.25	1.11

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM <sub>2.5</sub>	0.25	1.11
12-BF-140	Additive Unloading (Rail) Baghouse Stack	PM	0.25	1.11
		PM <sub>10</sub>	0.25	1.11
		PM <sub>2.5</sub>	0.25	1.11
11-BF-270	Material Transfer (LS to Hopper) Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
11-BF-285	Material Transfer (LS to Hopper) Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
12-BF-315	Truck Unloading Baghouse Stack	PM	0.76	3.31
		PM <sub>10</sub>	0.76	3.31
		PM <sub>2.5</sub>	0.76	3.31
12-BF-325	Material Transfer (Rail Add. to Storage) Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
12-BF-360	Material Transfer (Truck Add. to Storage) Baghouse Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
13-BF-030	Raw Mill Feed (Top of Bin Baghouse) Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
13-BF-500	Raw Mill Feed Bin Building Baghouse Stack	PM	0.43	1.88
		PM <sub>10</sub>	0.43	1.88
		PM <sub>2.5</sub>	0.43	1.88
20-BF-010	Raw Mill Building Baghouse Stack	PM	0.30	1.33
		PM <sub>10</sub>	0.30	1.33

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM <sub>2.5</sub>	0.30	1.33
20-BF-182	Raw Mill Building Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
20-BF-360	Raw Mill Building Baghouse Stack	PM	0.11	0.50
		PM <sub>10</sub>	0.11	0.50
		PM <sub>2.5</sub>	0.11	0.50
21-BF-330	Top of CKD Bin Baghouse Stack	PM	0.08	0.33
		PM <sub>10</sub>	0.08	0.33
		PM <sub>2.5</sub>	0.08	0.33
22-BF-060	Bottom of Raw Meal Silo Baghouse Stack	PM	0.23	0.99
		PM <sub>10</sub>	0.23	0.99
		PM <sub>2.5</sub>	0.23	0.99
22-BF-080	Preheater Tower Baghouse Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
22-BF-160	Top of Raw Meal Silo Baghouse Stack	PM	0.38	1.66
		PM <sub>10</sub>	0.38	1.66
		PM <sub>2.5</sub>	0.38	1.66
22-BF-385	Top of Surge Bin (RM Silo) Baghouse Stack	PM	0.13	0.55
		PM <sub>10</sub>	0.13	0.55
		PM <sub>2.5</sub>	0.13	0.55
30-BF-260	Bottom of Preheater Tower Baghouse Stack	PM	0.20	0.88
		PM <sub>10</sub>	0.20	0.88
		PM <sub>2.5</sub>	0.20	0.88
30-BF-320	Top of Preheater Tower Baghouse Stack	PM	0.11	0.50
		PM <sub>10</sub>	0.11	0.50

## Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM <sub>2.5</sub>	0.11	0.50
42-BF-270	Cooler Discharge Baghouse Stack	PM	0.16	0.72
		PM <sub>10</sub>	0.16	0.72
		PM <sub>2.5</sub>	0.16	0.72
41-BF-130	Top of Bin (Bypass Dust) Baghouse Stack	PM	0.05	0.22
		PM <sub>10</sub>	0.05	0.22
		PM <sub>2.5</sub>	0.05	0.22
44-BF-030	Top of Clinker Silo Baghouse Stack	PM	0.63	2.76
		PM <sub>10</sub>	0.63	2.76
		PM <sub>2.5</sub>	0.63	2.76
44-BF-185	Transfer Tower (Clinker Storage and Handling) Baghouse Stack	PM	0.15	0.66
		PM <sub>10</sub>	0.15	0.66
		PM <sub>2.5</sub>	0.15	0.66
50-BF-050	Top of Clinker Feed Bin Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44
50-BF-020	Top of Gypsum Feed Bin Baghouse Stack	PM	0.09	0.39
		PM <sub>10</sub>	0.09	0.39
		PM <sub>2.5</sub>	0.09	0.39
50-BF-350	Cement Feed Bin Extraction Baghouse Stack	PM	0.40	1.77
		PM <sub>10</sub>	0.40	1.77
		PM <sub>2.5</sub>	0.40	1.77
51-BF-050	Cement Mill Building Baghouse Stack	PM	0.30	1.32
		PM <sub>10</sub>	0.30	1.32
		PM <sub>2.5</sub>	0.30	1.32
51-BF-140	Cement Mill Building Baghouse Stack	PM	0.23	1.01
		PM <sub>10</sub>	0.23	1.01

Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM <sub>2.5</sub>	0.23	1.01
51-BF-350	Top of Cement Silo (Bucket Elevator Discharge) Baghouse Stack	PM	0.11	0.50
		PM <sub>10</sub>	0.11	0.50
		PM <sub>2.5</sub>	0.11	0.50
51-BF-380	Bottom of Cement Silo (Bucket Elevator Feed) Baghouse Stack	PM	0.14	0.61
		PM <sub>10</sub>	0.14	0.61
		PM <sub>2.5</sub>	0.14	0.61
52-BF-110	Top of Cement Silo 1 Baghouse Stack	PM	0.43	1.88
		PM <sub>10</sub>	0.43	1.88
		PM <sub>2.5</sub>	0.43	1.88
53-BF-110	Top of Cement Silo 2 Baghouse Stack	PM	0.40	1.77
		PM <sub>10</sub>	0.40	1.77
		PM <sub>2.5</sub>	0.40	1.77
52-BF-190	Top of Surge Bin (CM Silo-1) Baghouse Stack	PM	0.15	0.66
		PM <sub>10</sub>	0.15	0.66
		PM <sub>2.5</sub>	0.15	0.66
53-BF-190	Top of Surge Bin (CM Silo-2) Baghouse Stack	PM	0.15	0.66
		PM <sub>10</sub>	0.15	0.66
		PM <sub>2.5</sub>	0.15	0.66
52-BF-270	Loadout System (CM Silo-1) Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44
53-BF-270	Loadout System (CM Silo-2) Baghouse Stack	PM	0.10	0.44
		PM <sub>10</sub>	0.10	0.44
		PM <sub>2.5</sub>	0.10	0.44

Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
LSCRSHBD_MH	Limestone - Material Handling LS Crusher Building (5)	PM	0.04	0.15
		PM <sub>10</sub>	0.02	0.07
		PM <sub>2.5</sub>	<0.01	0.01
TRK_MH	Additive - Material Handling Truck Unloading (5)	PM	0.01	0.04
		PM <sub>10</sub>	<0.01	0.01
		PM <sub>2.5</sub>	<0.01	<0.01
RR_MH	Additive - Material Handling Rail Unloading (5)	PM	0.01	0.04
		PM <sub>10</sub>	<0.01	0.01
		PM <sub>2.5</sub>	<0.01	<0.01
LS_STKPL	Limestone Stockpile 1 (5)	PM	0.08	0.33
		PM <sub>10</sub>	0.04	0.17
		PM <sub>2.5</sub>	0.01	0.03
LS_STKPL	Limestone Stockpile 2 (5)	PM	0.08	0.33
		PM <sub>10</sub>	0.04	0.17
		PM <sub>2.5</sub>	0.01	0.03
ADD_STKPL	Gypsum Stockpile (5)	PM	0.03	0.11
		PM <sub>10</sub>	0.01	0.06
		PM <sub>2.5</sub>	0.002	0.01
ADD_STKPL	High Grade Limestone Stockpile (5)	PM	0.05	0.20
		PM <sub>10</sub>	0.02	0.10
		PM <sub>2.5</sub>	<0.01	0.02
ADD_STKPL	Sand Stockpile (5)	PM	0.02	0.09
		PM <sub>10</sub>	0.01	0.05
		PM <sub>2.5</sub>	<0.01	0.01
EG-1	Emergency Generator Engine	NO <sub>x</sub>	8.87	0.44
		SO <sub>2</sub>	<0.01	<0.01
		CO	17.74	0.89

Emission Sources - Maximum Allowable Emission Rates

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
		PM	0.14	0.01
		PM <sub>10</sub>	0.14	0.01
		PM <sub>2.5</sub>	0.14	0.01
		VOC	4.58	0.23
NH3FUG	NH3 Fugitives (5)	NH <sub>3</sub>	0.06	0.28
MSSFUG	ILE MSS Activities	NO <sub>x</sub>	<0.01	<0.01
		SO <sub>2</sub>	<0.01	<0.01
		CO	<0.01	<0.01
		PM	0.81	0.77
		PM <sub>10</sub>	0.66	0.76
		PM <sub>2.5</sub>	0.28	0.38
		VOC	<0.01	<0.01

- (1) Emission point identification - either specific equipment designation or emission point number from plot plan.
- (2) Specific point source name. For fugitive sources, use area name or fugitive source name.
- (3) VOC - volatile organic compounds as defined in Title 30 Texas Administrative Code § 101.1
- NO<sub>x</sub> - total oxides of nitrogen
- CO - carbon monoxide
- SO<sub>2</sub> - sulfur dioxide
- PM - total particulate matter, suspended in the atmosphere, including PM<sub>10</sub> and PM<sub>2.5</sub>, as represented
- PM<sub>10</sub> - total particulate matter equal to or less than 10 microns in diameter, including PM<sub>2.5</sub>, as represented
- PM<sub>2.5</sub> - particulate matter equal to or less than 2.5 microns in diameter
- HCl - hydrogen chloride
- H<sub>2</sub>SO<sub>4</sub> - sulfuric acid
- Pb - Lead
- Hg - Mercury
- NH<sub>3</sub> - ammonia
- (4) Compliance with annual emission limits (tons per year) is based on a 12-month rolling period.
- (5) Emission rate is an estimate and is enforceable through compliance with the applicable special condition(s) and permit application representations.

Date: \_\_\_\_\_ DRAFT



# Emission Sources - Maximum Allowable Emission Rates

Permit Number GHGPSDTX212

This table lists the maximum allowable emission rates of greenhouse gas (GHG) emissions, as defined in Title 30 Texas Administrative Code § 101.1, for all sources of GHG air contaminants on the applicant's property that are authorized by this permit. The emission rates shown are those derived from information submitted as part of the application for permit and are the maximum rates allowed for these facilities, sources, and related activities. Any proposed increase in emission rates may require an application for a modification of the facilities authorized by this permit.

## Air Contaminants Data

Emission Point No. (1)	Source Name (2)	Air Contaminant Name (3)	Emission Rates	
			lbs/hour	TPY (4)
21-SK-230	Cement Kiln Baghouse Stack	CO <sub>2e</sub>	-	981,402.53
51-SK-250	Finish Mill Baghouse Stack	CO <sub>2e</sub>	-	8,210.12
EG-1	Emergency Generator Engine	CO <sub>2e</sub>	-	42.25

- (1) Emission point identification - either specific equipment designation or emission point number from plot plan.
- (2) Specific point source name. For fugitive sources, use area name or fugitive source name.
- (3) CO<sub>2e</sub> - carbon dioxide equivalents based on the following Global Warming Potentials (GWP) found in Table A-1 of Subpart A 40 CFR Part 98 (78 FR 71904) for each pollutant: CO<sub>2</sub> (1), N<sub>2</sub>O (298), CH<sub>4</sub>(25)
- (4) Compliance with annual emission limits (tons per year) is based on a 12-month rolling period. These rates include emissions from maintenance, startup, and shutdown.

Date: DRAFT



## Preliminary Determination Summary

Bm Dorchester LLC  
Permit Numbers 167047, PSDTX1602, and GHGPSDTX212

### I. Applicant

BM Dorchester LLC  
1008 Southview Cir  
Center, TX 75935-4537

### II. Project Location

Portland Cement Plant

Located at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road

Dorchester, Grayson County, Texas 75459

### III. Project Description

The Applicant has requested initial authorization of a cement kiln. Emissions from planned startup and shutdown activities will be authorized by this permit. Startup and shutdown emissions are virtually indistinguishable from productions emissions. Although there may be minor emissions associated with startup and shutdown, emission factors used to quantify production emissions are considered to have enough conservatism to include any incidental increases that may be attributed to startup and shutdown (see the kiln BACT discussion for more on this for that source).

### IV. Emissions

Air Contaminant	Proposed Allowable Emission Rates (tpy)
PM	217.72
PM <sub>10</sub>	217.06
PM <sub>2.5</sub>	216.17
VOC	101.11
NO <sub>x</sub>	290.15
CO	1606.48
SO <sub>2</sub>	213.37
Pb	0.04
NH <sub>3</sub>	57.00
H <sub>2</sub> SO <sub>4</sub>	58.66
HCl	10.41
CO <sub>2</sub> e*	989,654.90

\*CO<sub>2</sub>e - carbon dioxide equivalents based on global warming potentials of  
CH<sub>4</sub> = 25, N<sub>2</sub>O = 298, SF<sub>6</sub>=22,800.

## V. Federal Applicability

The proposed site is located in Greyson County, which is classified as attainment for all criteria pollutants. Cement kilns are a PSD named source. Therefore, the PSD review threshold is 100 tpy for criteria pollutants. Once this threshold has been exceeded, each criteria pollutant and GHGs are compared against the PSD Significant Emission Rate (SER) to determine if the project triggers PSD review for these pollutants. The emissions of PM, PM<sub>10</sub>, PM<sub>2.5</sub>, CO, NO<sub>x</sub>, SO<sub>2</sub>, VOC, CO<sub>2</sub>e (GHGs), and H<sub>2</sub>SO<sub>4</sub> are greater than their corresponding SERs.

The following chart illustrates the annual project emissions for each pollutant and whether this pollutant triggers PSD review.

Pollutant	Project Emissions (tpy)	PSD Triggered Y/N
VOC	101.11	Y
NO <sub>x</sub>	290.15	Y
SO <sub>2</sub>	213.37	Y
CO	1606.48	Y
PM	217.72	Y
PM <sub>10</sub>	217.06	Y
PM <sub>2.5</sub>	216.17	Y
H <sub>2</sub> SO <sub>4</sub>	58.66	Y

The site is a major source for a non-GHG pollutant. In addition, the site has a potential to emit of more than 100,000 tpy CO<sub>2</sub>e which makes it a major source of GHG and PSD review is triggered.

Pollutant	Project Emissions (tpy)	Major Source or Major Mod Trigger Level (tpy)	PSD Triggered Y/N
CO <sub>2</sub> e	989,654.90	75,000	Y

The proposed emissions include MSS scenarios, which are not expected to exceed normal operational emissions.

## VI. Control Technology Review

The proposed control technology is consistent with PSD BACT for PSD pollutants and state minor BACT for non-PSD pollutants. A control technology review was conducted for all pollutants. The controls described in this section were determined to satisfy BACT requirements based on a review of recently issued permits from Texas and other states, and consideration of the RACT/BACT/LAER Clearinghouse (RBLC) data provided by the applicant. MSS emissions are not expected to exceed normal operation given the nature of most of the sources at this facility (baghouse controlled or fugitive emissions). The section on the kiln below contains information relating to startup scenarios provided by the Applicant which describe why startup emissions for the kiln are not expected to exceed normal operational scenarios.

Source Name	EPN	Best Available Control Technology Description
Kiln System	21-SK-230	<p><b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b>            Add on control: Baghouse at 0.002 grains per dry standard cubic foot (gr/dscf). 5% opacity.</p> <p>PM, PM<sub>10</sub>, PM<sub>2.5</sub> (filterable): 0.02 lbs. PM per ton of clinker on a 1-hour average and a rolling 12-month average            PM, PM<sub>10</sub>, PM<sub>2.5</sub> (condensable): 0.28 lbs. PM per ton of clinker on a 1-hour average, 30-day rolling average, and a rolling 12-month average.</p> <p><b>CO:</b>            No add on controls.</p> <p>BACT determination based on other kilns. 9.0 lbs of CO/ton of clinker on a 1-hour average and 30-day rolling average. 3.0 lbs. of CO/ton of clinker on a rolling 12-month average.</p> <p><b>NO<sub>x</sub>:</b>            Add on and other control: Selective Catalytic Reduction (SCR) system or combination of SCR and Selective Non-Catalytic Reduction (SNCR) system, staged combustion, low NO<sub>x</sub> burners, good combustion practices. Notably the proposed NO<sub>x</sub> rate exceeds RBLC PSD and state BACT, which is typically 1.5 lb/ton of clinker compared to the 0.54 lb/ton of clinker proposed.</p> <p>0.54 lbs. of NO<sub>x</sub> per ton of clinker on a 1-hour rolling average, 30-day rolling average, and 12 month rolling average.</p> <p><b>SO<sub>2</sub>:</b>            Add on and other control: Scrubber with a represented control efficiency of 90%, the alkali absorption inherent in the pre-calciner kiln, and</p>

Source Name	EPN	Best Available Control Technology Description
		<p>the use of low sulfur content natural gas as fuel.</p> <p>0.60 lbs. SO<sub>2</sub> per ton of clinker on a 1-hour rolling average, 0.40 lb per ton of clinker on a 30-day and 12 month rolling average.</p> <p><b>VOC:</b>          No add on controls. Good combustion practices. 24 ppmv at 7% O<sub>2</sub> for THC on a 1-hour average, 30-day rolling average, and 12 month rolling average. Note that VOC levels are related to composition and concentration of organic materials in the quarry and BACT determinations are driven by this.</p> <p><b>O-HAP</b>          No add on controls. 12 ppmvd total organic HAP on a 30-day rolling average and 12 month rolling average. Note that this rate is based on preliminary organic information from the quarry.</p> <p><b>Dioxins and Furans</b>          No add on controls. 0.20 nanograms per dry standard cubic meter (TEQ), corrected to 7 % O<sub>2</sub> on a 30-day rolling average and 12 month rolling average.</p> <p><b>H<sub>2</sub>SO<sub>4</sub>:</b>          Add on and other control: scrubber. The control efficiency of the scrubber will be specified in an as-built modification. 1.10 lbs. per ton of clinker on an hourly basis when the in-line raw mill and scrubber are not operating. 0.11 lbs. per ton of clinker on a 12-month rolling average basis.</p> <p><b>HCl:</b>          No add on controls. 3 ppmvd corrected to 7% O<sub>2</sub> on a 30-day rolling average and 12 month rolling average.</p> <p><b>Hg</b>          No add on controls. 0.000021 lb/ton of clinker on a 30-day rolling average and 12 month rolling average.</p> <p><b>Pb</b>          7.50E-05 lb/ton of clinker on a 30-day rolling average and 12 month rolling average.</p>

Source Name	EPN	Best Available Control Technology Description
		<p><b>GHG:</b>            No add on controls. Proper design and operation.            0.92 lbs. per ton of clinker on a 30 day rolling average.</p> <p><b>NH<sub>3</sub> (SCR):</b>            No add on controls. Operation in a manner to minimize ammonia slip.            35 ppmv at 7% O<sub>2</sub> on a 30-day rolling average.</p> <p><b>MSS:</b> The Applicant has represented the following in relation to kiln startup and shutdown:</p> <p>The SCR will be operating at all times when fuel is being fired in the kiln/pre-heater except during kiln heat-ups at the beginning of startup. During these times, no raw materials will be fed into the kiln. During a cold startup after major refractory work, it will take about 36 hours to heat up the kiln. This operation is expected to only occur once per year. During the kiln heat-up process, NO<sub>x</sub> emissions are estimated to range from 3 to 12 lb/hr based the AP-42 Table 1.4-1 NO<sub>x</sub> emission factor for a large (&gt;100 MMBtu/hr) boiler equipped with a low NO<sub>x</sub> burner*.</p> <p>This NO<sub>x</sub> emission rate range is well below the proposed MAERT NO<sub>x</sub> limit for normal kiln operations of 75.34 lb/hr, which is less than the kiln emission rate of 143.7 lb/hr evaluated in the Air Quality Analysis (AQA) submitted along with the initial application materials. During these kiln heat-up periods, supplemental air will be added to ensure that any combustion emissions are being exhausted. Although stack flow and temperature during these kiln heat-up periods have not been quantified, any reduction in dispersion due to stack flow and/or temperature is not expected to offset the ~13X lower NO<sub>x</sub> emissions expected during planned kiln MSS periods shown in the example below.</p> <p>In addition, the total planned kiln MSS operating hours per year are expected to be not more than 72 hr/yr, which would qualify as an intermittent source under TCEQ and US EPA modeling guidance. The expected planned MSS hours are listed below:</p> <p>Case 1 - Kiln heat-up from cold after major refractory work - estimated to occur once per year at main maintenance stoppage (36 hrs per event)</p>

Source Name	EPN	Best Available Control Technology Description
		<p>Case 2 - Kiln heat-up from cold after maintenance work w/o refractory work - estimated to occur once per year at secondary maintenance stoppage (12 hrs per event)</p> <p>Case 3 - Kiln heat-up from short stoppage for secondary maintenance work not requiring a full cool-down - estimated to occur about four times per year (6 hrs per event)</p> <p>Example Calculation - Maximum heat input during any warm-up case is not expected to exceed 81 MMBtu/hr. Therefore, the maximum NO<sub>x</sub> emissions during warm-up periods are estimated as follows:</p> $81 \text{ MMBtu/hr} * 140 \text{ lb NO}_x / 10^6 \text{ scf} / 1020 \text{ Btu/scf} = 11.15 \text{ lb/hr NO}_x$ <p>* It should be noted that the factor used for the qualitative comparison above is conservative in that it reflects a low NO<sub>x</sub> burner for a large (&gt;100 MMBtu/hr) combustion unit; however, given that the kiln burner is a low NO<sub>x</sub> burner rated at less than 100 MMBtu/hr (peak heat input during a start-up is expected to be approximately 81 MMBtu/hr), the NO<sub>x</sub> emissions from the kiln burner during start-up could be as much as 36X lower than the emissions modeled in the AQA.</p>
Clinker Cooler	42-SK-370	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Baghouse with an outlet grain loading of 0.005 gr/dscf. 5% opacity.
Finish Mill and Air Heater	51-SK-250	15.9 MMBtu/hr heater: <b>NO<sub>x</sub>:</b> 0.01 lb/MMBtu based on the higher heating value of the fuel and the use of a low NO <sub>x</sub> burner.
Crusher, Milling, Raw Material Handling, and Product Handling	BF-Series EPNs (Numerous)	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Add on control: Baghouse at 0.005 gr/dscf. 5% opacity.
Limestone, Gypsum, High Grade Limestone, and Sand Stockpiles	LS STKPL, ADD STKPL	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 90% reduction. Stockpiles will be required to be stored within a fully enclosed building.
Ammonia handling	NH3FUG	<b>NH<sub>3</sub>:</b> AVO checks once per shift (28AVO). A control efficiency of 93-97% - dependent on the piping component type.
Emergency Generator Engine	EG-1	<b>Products of combustion:</b>

Source Name	EPN	Best Available Control Technology Description
		Limited to pipeline quality natural gas. Subject to 40 CFR Part 60 JJJJ and Part 63 ZZZZ. Operation is limited to 100 hours per year. A non-resettable hour meter is required in the Special Conditions.
Raw Material Loading	RR_MH, TRK_MH	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 85% reduction. Partial enclosure defined as consisting of two sided (rail loading) or three-sided walls (truck loading) with fogging nozzles. Dustless telescopic spouts are required be used for loading trucks or rail from bins or silos. 85% is conservative given the additional controls and aspiration on this system.
Raw Material Handling (Crusher Building)	LSCRSHBD_MH	<b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> 85% reduction. The actual crusher is controlled by a baghouse, this EPN is the dump into the crushing system. Partial enclosure is defined as three-sided walls with fogging nozzles. The operation is represented as taking place within the crusher's building, and the crusher loading hopper will be located below-grade to accommodate trucks dumping mined limestone. Therefore, 85% is expected to be a conservative control efficiency.
Silo Loading	N/A	Dustless telescoping spouts are required for these. This removes the units as potential fugitive dust sources, and emissions would be associated with the baghouses/dust collectors which control these units.
ILE MSS Activities	MSS FUG	<b>Refractory Removal:</b> <b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Refractory (a bricklike material) is removed as needed for repairs or replacement. Operations taking place inside the kiln or cooler will be enclosed by nature, resulting in a 90% reduction in emissions. Drop into trucks was accounted for with no controls.  <b>Vacuum Truck Loading and Unloading:</b> <b>PM, PM<sub>10</sub>, PM<sub>2.5</sub>:</b> Partial enclosure will be utilized for an 85% reduction on loadouts. The trucks have a filter with an outlet grain loading of 0.01 gr/dscf for loading operations.  <b>CEMS Calibration</b> <b>NO<sub>x</sub>, CO, THC, SO<sub>2</sub></b> Emissions are due to the release of calibration gas from the feed analyzers and CEMS unit. No add on controls.

## VII. Air Quality Analysis

The air quality analysis (AQA) is acceptable for all review types and pollutants. The results are summarized below.

### A. De Minimis Analysis

A De Minimis analysis was initially conducted to determine if a full impacts analysis would be required. The De Minimis analysis modeling results indicate that 1-hr SO<sub>2</sub>, 24-hr and annual PM<sub>10</sub>, 24-hr and annual PM<sub>2.5</sub> (NAAQS), 24-hr and annual PM<sub>2.5</sub> (Increment), and 1-hr NO<sub>2</sub> exceed the respective de minimis concentrations and require a full impacts analysis. The De Minimis analysis modeling results for 3-hr, 24-hr, and annual SO<sub>2</sub>, annual NO<sub>2</sub>, and 1-hr and 8-hr CO indicate that the project is below the respective de minimis concentrations and no further analysis is required.

The justification for selecting the EPA's interim 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> De Minimis levels is based on the assumptions underlying EPA's development of the 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> De Minimis levels. As explained in EPA guidance memoranda<sup>1,2</sup>, the EPA believes it is reasonable as an interim approach to use a De Minimis level that represents 4% of the 1-hr NO<sub>2</sub> and 1-hr SO<sub>2</sub> NAAQS.

The PM<sub>2.5</sub> and ozone De Minimis levels are the EPA recommended De Minimis levels. The use of the EPA recommended De Minimis levels is sufficient to conclude that a proposed source will not cause or contribute to a violation of an ozone and PM<sub>2.5</sub> NAAQS or PM<sub>2.5</sub> PSD increments based on the analyses documented in EPA guidance and policy memoranda<sup>3</sup>.

While the De Minimis levels for both the NAAQS and increment are identical for PM<sub>2.5</sub> in the table below, the procedures to determine significance (that is, predicted concentrations to compare to the De Minimis levels) are different. This difference occurs because the NAAQS for PM<sub>2.5</sub> are statistically-based, but the corresponding increments are exceedance-based.

**Table 1. Modeling Results for PSD De Minimis Analysis  
in Micrograms Per Cubic Meter (µg/m<sup>3</sup>)**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	De Minimis (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	12	7.8
SO <sub>2</sub>	3-hr	12	25
SO <sub>2</sub>	24-hr	4.5	5
SO <sub>2</sub>	Annual	0.3	1

<sup>1</sup> [www.epa.gov/sites/production/files/2015-07/documents/appwso2.pdf](http://www.epa.gov/sites/production/files/2015-07/documents/appwso2.pdf)

<sup>2</sup> [www.tceq.texas.gov/assets/public/permitting/air/memos/guidance\\_1hr\\_no2naaqs.pdf](http://www.tceq.texas.gov/assets/public/permitting/air/memos/guidance_1hr_no2naaqs.pdf)

<sup>3</sup> [www.tceq.texas.gov/permitting/air/modeling/epa-mod-guidance.html](http://www.tceq.texas.gov/permitting/air/modeling/epa-mod-guidance.html)



<b>Pollutant</b>	<b>Averaging Time</b>	<b>GLCmax (<math>\mu\text{g}/\text{m}^3</math>)</b>	<b>De Minimis (<math>\mu\text{g}/\text{m}^3</math>)</b>
PM <sub>10</sub>	24-hr	10	5
PM <sub>10</sub>	Annual	3	1
PM <sub>2.5</sub> (NAAQS)	24-hr	7.2	1.2
PM <sub>2.5</sub> (NAAQS)	Annual	2.5	0.2
PM <sub>2.5</sub> (Increment)	24-hr	8.7	1.2
PM <sub>2.5</sub> (Increment)	Annual	2.7	0.2
NO <sub>2</sub>	1-hr	19	7.5
NO <sub>2</sub>	Annual	0.4	1
CO	1-hr	769	2000
CO	8-hr	276	500

The GLCmax for 1-hr SO<sub>2</sub>, 1-hr NO<sub>2</sub>, and 24-hr and annual PM<sub>2.5</sub> (NAAQS) are based on the highest five-year averages of the maximum predicted concentrations determined for each receptor. The GLCmax for all other pollutants and averaging times represent the maximum predicted concentrations over five years of meteorological data.

Intermittent guidance was relied on for the 1-hr SO<sub>2</sub> and 1-hr NO<sub>2</sub> PSD De Minimis analyses.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The NO<sub>2</sub> results reported above in Table 1 are conservative.

To evaluate secondary PM<sub>2.5</sub> impacts, the applicant provided an analysis based on a Tier 1 demonstration approach consistent with the EPA's Guideline on Air Quality Models (GAQM). Specifically, the applicant used a Tier 1 demonstration tool developed by the EPA referred to as Modeled Emission Rates for Precursors (MERPs). The basic idea behind the MERPs is to use technically credible air quality modeling to relate precursor emissions and peak secondary pollutants impacts from a source. Using data associated with the 500 tpy Parker County source, the applicant estimated 24-hr and annual secondary PM<sub>2.5</sub> concentrations of 0.18949  $\mu\text{g}/\text{m}^3$  and 0.00231  $\mu\text{g}/\text{m}^3$ , respectively. Since the combined direct and secondary 24-hr and annual PM<sub>2.5</sub> impacts are above the De minimis levels, a full impacts analysis is required.

**Table 2. Modeling Results for Ozone PSD De Minimis Analysis in Parts per Billion (ppb)**

Pollutant	Averaging Time	GLCmax (ppb)	De Minimis (ppb)
O <sub>3</sub>	8-hr	0.997	1

The applicant performed an O<sub>3</sub> analysis as part of the PSD AQA. The applicant evaluated project emissions of O<sub>3</sub> precursor emissions (NO<sub>x</sub> and VOC) based on a Tier 1 demonstration approach consistent with the EPA's GAQM referred to as MERPs. Using data associated with the 500 tpy and 1000 tpy Parker County source, the applicant estimated an 8-hr O<sub>3</sub> concentration of 0.99718 ppb. When the estimates of ozone concentrations from the project emissions are added together, the results are less than the De Minimis level.

#### **B. Air Quality Monitoring**

The De Minimis analysis modeling results indicate that 24-hr PM<sub>10</sub> exceeds the respective monitoring significance level and requires the gathering of ambient monitoring information.

The De Minimis analysis modeling results indicate that 24-hr SO<sub>2</sub>, annual NO<sub>2</sub>, and 8-hr CO are below their respective monitoring significance level.

**Table 3. Modeling Results for PSD Monitoring Significance Levels**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Significance (µg/m <sup>3</sup> )
SO <sub>2</sub>	24-hr	4.5	13
PM <sub>10</sub>	24-hr	10.1	10
NO <sub>2</sub>	Annual	0.4	14
CO	8-hr	276	575

The GLCmax for all pollutants and averaging times represent the maximum predicted concentrations over five years of meteorological data.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The annual NO<sub>2</sub> result reported above in Table 3 is conservative.

The applicant evaluated ambient PM<sub>10</sub> and PM<sub>2.5</sub> monitoring data to satisfy the requirements for the pre-application air quality analysis.

A background concentration for PM<sub>10</sub> was obtained from the EPA AIRS monitor 481130050 located at 717 South Akard St. Dallas, Dallas County. The high, second high monitored concentration from 2020-2022 was used for the 24-hr value (82 µg/m<sup>3</sup>). The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the

monitor site relative to the project site. The background concentration was also used in the NAAQS analysis.

Background concentrations for PM<sub>2.5</sub> were obtained from the EPA AIRS monitor 481210034 located at Denton Airport South, Denton, Denton County. The applicant calculated the three-year average (2020-2022) of the 98<sup>th</sup> percentile of the annual distribution of the 24-hr concentrations for the 24-hr value (20 µg/m<sup>3</sup>). The applicant used a three-year average (2020-2022) of the annual concentrations for the annual value (7.5 µg/m<sup>3</sup>). The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site. The background concentrations were also used in the NAAQS analysis.

Since the project has a net emissions increase of 100 tpy or more of VOC or NO<sub>x</sub>, the applicant evaluated ambient O<sub>3</sub> monitoring data to satisfy the requirements for the pre-application air quality analysis.

The applicant identified the Pilot Point ozone monitor (EPA AQS 481211032) as a conservative monitor for the proposed project site location. The applicant further noted how the Pilot Point monitor is located within the Dallas-Fort Worth (DFW) ozone non-attainment area and summarized the 2020-2022 ozone design value for the monitor without further refinement. The ADMT has reviewed the ozone monitoring data for further refinement and this review is discussed below.

Initially, during the modeling protocol development, the applicant had proposed using the Greenville ozone monitor (EPA AQS 482311006) for the proposed project site location. The ADMT had commented that the proposed project site location is likely to be located downwind of the DFW ozone non-attainment area more often than the selected Greenville monitor, based on wind data, and it is likely that the Greenville monitor would not be representative of the proposed project site location for all wind directions and should not be exclusively used in the pre-application analysis.

The ADMT reviewed monitoring data from two additional ozone monitors to identify ozone concentrations during times when the proposed project site location could have been located downwind of the DFW ozone non-attainment area – the above-mentioned Pilot Point monitor and the Frisco monitor (EPA AQS 480850005). Collectively, the information from these two monitors, along with the Greenville monitor, gives a complete analysis for the proposed project site location.

The Pilot Point ozone monitor is located to the southwest of the proposed project site location. A sector was defined with an origin at the Pilot Point monitor and that covered the extent of the modeled receptor grid surrounding the proposed project site location. The sector was then used to identify wind directions favorable for transport towards the proposed project site location (220–265 degrees). Ozone data were reviewed during these wind directions for years 2020-2022 and the highest fourth highest daily maximum hourly value from all three years was 64 ppb. This would be a conservative metric for the ozone design value; the ozone design value is based on a three-year average of the fourth highest daily maximum rolling 8-hr average.

The Frisco ozone monitor is located to the south-southwest of the proposed project site location. Similar to the Pilot Point ozone monitor described above, a sector was defined with an origin at the Frisco monitor and that covered the extent of the modeled receptor grid surrounding the proposed project site location. The sector was then used to identify wind directions favorable for transport towards the proposed project site location (178–215

degrees). Ozone data were reviewed during these wind directions for years 2020-2022 and the highest fourth highest daily maximum rolling 8-hr average value from all three years was 69 ppb. This would be a conservative metric for the ozone design value; the ozone design value is based on a three-year average of the fourth highest daily maximum rolling 8-hr average.

The Greenville ozone monitor has an ozone design value of 63 ppb for the years 2020-2022.

### C. National Ambient Air Quality Standards (NAAQS) Analysis

The De Minimis analysis modeling results indicate 1-hr SO<sub>2</sub>, 24-hr and annual PM<sub>10</sub>, 24-hr and annual PM<sub>2.5</sub>, and 1-hr NO<sub>2</sub> exceed the respective de minimis concentration and require a full impacts analysis. The full NAAQS modeling results indicate the total predicted concentrations will not result in an exceedance of the NAAQS.

**Table 4. Total Concentrations for PSD NAAQS (Concentrations > De Minimis)**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Background (µg/m <sup>3</sup> )	Total Conc. = [Background + GLCmax] (µg/m <sup>3</sup> )	Standard (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	11	16	27	196
PM <sub>10</sub>	24-hr	10	82	92	150
PM <sub>2.5</sub>	24-hr	6	20	26	35
PM <sub>2.5</sub>	Annual	2.6	7.5	10.1	12
NO <sub>2</sub>	1-hr	87	see discussion below	87	188

The 1-hr SO<sub>2</sub> GLCmax is the highest five-year average of the 99<sup>th</sup> percentile of the annual distribution of predicted daily maximum 1-hr concentrations determined for each receptor.

The 24-hr PM<sub>10</sub> GLCmax is the maximum predicted concentration over five years of meteorological data.

The 24-hr PM<sub>2.5</sub> GLCmax is the highest five-year average of the 98<sup>th</sup> percentile of the annual distribution of predicted 24-hr concentrations determined for each receptor.

The annual PM<sub>2.5</sub> GLCmax is the maximum five-year average of the annual concentrations determined for each receptor.

The 1-hr NO<sub>2</sub> GLCmax is the highest five-year average of the 98<sup>th</sup> percentile of the annual distribution of predicted daily maximum 1-hr concentrations determined for each receptor.

Note the updated NO<sub>x</sub> emission rates for the kiln (EPN 21-SK-230) are less than the representations made in the original modeling demonstration. The applicant did not update the NO<sub>2</sub> modeling for this demonstration. The 1-hr NO<sub>2</sub> result reported above in Table 4 is conservative.

A background concentration for SO<sub>2</sub> was obtained from the EPA AIRS monitor 481390016 located at 2725 Old Fort Worth Rd., Midlothian, Ellis County. A three-year average (2019-2021) of the 99<sup>th</sup> percentile of the annual distribution of daily maximum 1-hr concentrations was used for the 1-hr value. The applicant reviewed more recent monitoring data from EPA AIRS monitor 482570005 and determined the outcome of the analysis would not change. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

A background concentration for NO<sub>2</sub> was obtained from the EPA AIRS monitor 481210034 located at Denton Airport South, Denton, Denton County. The applicant determined the 98<sup>th</sup> percentile of the annual distribution of the maximum 1-hr concentrations for each hour of the day (using data from 2020-2022), consistent with EPA guidance. These background values were then used in the model (as hourly background scalars) with the BACKGRND keyword to be combined with model predictions, giving a total predicted concentration. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

As stated above, to evaluate secondary PM<sub>2.5</sub> impacts, the applicant provided an analysis based on a Tier 1 demonstration approach consistent with the EPA's GAQM. Specifically, the applicant used a Tier 1 demonstration tool developed by the EPA referred to as MERPs. Using data associated with the 500 tpy Parker County source, the applicant estimated 24-hr and annual secondary PM<sub>2.5</sub> concentrations of 0.18949 µg/m<sup>3</sup> and 0.00231 µg/m<sup>3</sup>, respectively. When these estimates are added to the GLCmax listed in Table 4 above, the results are less than the NAAQS.

#### D. Increment Analysis

The De Minimis analysis modeling results indicate that 24-hr and annual PM<sub>10</sub> and 24-hr and annual PM<sub>2.5</sub> exceed the respective de minimis concentrations and require a PSD increment analysis.

**Table 5. Results for PSD Increment Analysis**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Increment (µg/m <sup>3</sup> )
PM <sub>10</sub>	24-hr	29	30
PM <sub>10</sub>	Annual	3	17
PM <sub>2.5</sub>	24-hr	8.7	9
PM <sub>2.5</sub>	Annual	2.7	4

The GLCmax for 24-hr PM<sub>2.5</sub> and 24-hr PM<sub>10</sub> are the maximum high, second high (H2H) predicted concentrations across five years of meteorological data. The GLCmax for annual PM<sub>10</sub> and PM<sub>2.5</sub> are the maximum predicted concentrations over five years of meteorological data.

The GLCmax for 24-hr and annual PM<sub>2.5</sub> reported in the table above represent the total predicted concentrations associated with modeling the direct PM<sub>2.5</sub> emissions and the

contributions associated with secondary PM<sub>2.5</sub> formation (discussed above in the NAAQS Analysis section).

#### E. Additional Impacts Analysis

The applicant performed an Additional Impacts Analysis as part of the PSD AQA. The applicant conducted a growth analysis and determined that population will not significantly increase as a result of the proposed project. The applicant conducted a soils and vegetation analysis and determined that all evaluated criteria pollutant concentrations are below their respective secondary NAAQS. The applicant meets the Class II visibility analysis requirement by complying with the opacity requirements of 30 TAC Chapter 111. The Additional Impacts Analyses are reasonable and possible adverse impacts from this project are not expected.

The ADMT evaluated predicted concentrations from the proposed project to determine if emissions could adversely affect a Class I area. The nearest Class I area, Wichita Mountains Wilderness, is located approximately 225 kilometers (km) from the proposed site.

The H<sub>2</sub>SO<sub>4</sub> 24-hr maximum predicted concentration of 7 µg/m<sup>3</sup> occurred approximately 243 meters from the property line towards the west. The H<sub>2</sub>SO<sub>4</sub> 24-hr maximum predicted concentration occurring at the edge of the receptor grid, 10.6 km from the proposed sources, in the direction of the Wichita Mountains Wilderness Class I area is 0.526 µg/m<sup>3</sup>. The Wichita Mountains Wilderness Class I area is an additional 214.4 km from the edge of the receptor grid. Therefore, emissions of H<sub>2</sub>SO<sub>4</sub> from the proposed project are not expected to adversely affect the Wichita Mountains Wilderness Class I area.

The predicted concentrations of PM<sub>10</sub>, PM<sub>2.5</sub>, NO<sub>2</sub>, and SO<sub>2</sub> for all averaging times, are all less than de minimis levels at a distance of 7.3 km from the proposed sources in the direction of the Wichita Mountains Wilderness Class I area. The Wichita Mountains Wilderness Class I area is an additional 217.7 km from the location where the predicted concentrations of PM<sub>10</sub>, PM<sub>2.5</sub>, NO<sub>2</sub>, and SO<sub>2</sub> for all averaging times are less than de minimis. Therefore, emissions from the proposed project are not expected to adversely affect the Wichita Mountains Wilderness Class I area.

#### F. Minor Source NSR and Air Toxics Review

**Table 6. Site-wide Modeling Results for State Property Line**

Pollutant	Averaging Time	GLCmax (µg/m <sup>3</sup> )	Standard (µg/m <sup>3</sup> )
SO <sub>2</sub>	1-hr	12	1021
H <sub>2</sub> SO <sub>4</sub>	1-hr	22	50
H <sub>2</sub> SO <sub>4</sub>	24-hr	7	15



**Table 7. Total Concentrations for Minor NSR NAAQS (Concentrations > De Minimis)**

Pollutant	Averaging Time	GLCmax (µg/m³)	Background (µg/m³)	Total Conc. = [Background + GLCmax] (µg/m³)	Standard (µg/m³)
Pb	3-mo	0.0001	0.02	0.0201	0.15

The 3-mo Pb GLCmax is based on the maximum monthly predicted concentration over a one-year period.

A background concentration for Pb was obtained from the EPA AIRS monitor 480850029 located at 7202 Stonebrook Parkway, Frisco, Collin County. The highest 3-month rolling average from 2020-2022 was used for the 3-month value. The use of the monitor is reasonable based on the applicant's review of land use, county population, county emissions, and a quantitative review of emissions surrounding the area of the monitor site relative to the project site.

**Table 8. Minor NSR Site-wide Modeling Results for Health Effects**

Pollutant	CAS#	Averaging Time	GLCmax (µg/m³)	GLCmax Location	ESL (µg/m³)
ammonia	7664-14-7	1-hr	17	Eastern Property Line	180
hydrogen chloride	7647-01-0	1-hr	0.3	--	190
hydrogen chloride	7647-01-0	Annual	0.01	--	7.9
mercury	7439-97-6	1-hr	0.0004	--	0.25
portland cement	65997-15-1	1-hr	53	Southern Property Line	50
portland cement	65997-15-1	Annual	1	15m N	5
silica, crystalline (quartz)	14808-60-7	1-hr	2	Northern Property Line	14
silica, crystalline (quartz)	14808-60-7	Annual	0.07	Southern Property Line	0.27

**Table 9. Minor NSR Hours of Exceedance for Health Effects**

Pollutant	Averaging Time	1 X ESL GLCni
portland cement	1-hr	1

The GLCmax locations are listed in Table 8 above by their approximate distance and direction from the property line of the project site. The GLCmax also represents the GLCni. The GLCmax locations for hydrogen chloride and mercury are not available since the applicant relied on generic modeling (see discussion below).

#### **G. Greenhouse Gases**

EPA has stated that unlike the criteria pollutants for which EPA has historically issued PSD permits, there is no National Ambient Air Quality Standard (NAAQS) for GHGs, including no PSD increment. The global climate-change inducing effects of GHG emissions, according to the "Endangerment and Cause or Contribute Finding", are far-reaching and multi-dimensional (75 FR 66497). Climate change modeling and evaluations of risks and impacts are typically conducted for changes in emissions that are orders of magnitude larger than the emissions from individual projects that might be analyzed in PSD permit reviews. Quantifying the exact impacts attributable to a specific GHG source obtaining a permit in specific places and points would not be possible [EPA's PSD and Title V Permitting Guidance for GHGs at 48]. Thus, EPA has concluded in other GHG PSD permitting actions it would not be meaningful to evaluate impacts of GHG emissions on a local community in the context of a single permit.

The TCEQ has determined that an air quality analysis would provide no meaningful data and has not required the applicant to perform one. As stated in the preamble to TCEQ's adoption of the GHG PSD program, the impacts review for individual air contaminants will continue to be addressed, as applicable, in the state's traditional minor and major NSR permits program per 30 TAC Chapter 116.

#### **VIII. Conclusion**

As described above, the applicant has demonstrated that the project meets all applicable rules, regulations and requirements of the State of Texas and the Federal Clean Air Act. The Executive Director's preliminary determination is that the permits should be issued.



## Georgia Carroll-Warren

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**From:** ElecRsp  
**Sent:** Thursday, February 8, 2024 2:27 PM  
**To:** OCC-NSR  
**Subject:** GCW - PM/PH - MAJOR PSDTX1602 - Public Notice - NAPD - Bm Dorchester LLC - 335160 []  
**Attachments:** \_335160\_Public Notice - NAPD\_6922180.docx; \_335160\_Conditions\_6922184.docx; \_335160\_MAERT\_6922189.docx; \_335160\_PDS\_6922193.docx; PN\_Package.pdf

Please see the attached TCEQ documents for air permit(s): 167047, GHGPSDTX212, PSDTX1602.

If you have any questions, please see the contact information in the last paragraph of the letter and refer to project 335160.

**Texas Commission on Environmental Quality**

Air Permits Division  
(512) 239-1250

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 8, 2024

THE HONORABLE BRUCE DAWSEY  
COUNTY JUDGE  
COUNTY COURTHOUSE  
100 WEST HOUSTON  
SHERMAN TX 75090

Re: Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Judge Dawsey:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. Bm Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 8, 2024

THE HONORABLE DAVID SMITH  
MAYOR OF DORCHESTER  
373 MAIN STREET  
DORCHESTER TX 75459

Re: Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mayor Smith:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. Bm Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

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Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 8, 2024

MR ERIC BRIDGES  
TEXOMA COUNCIL OF GOVERNMENTS  
1117 GALLAGHER DRIVE, SUITE 470  
SHERMAN TX 75090

Re: Prevention of Significant Deterioration Permit  
Permit Numbers: 167047 and PSDTX1602  
BM Dorchester LLC  
Portland Cement Plant  
Dorchester, Grayson County  
Regulated Entity Number: RN111368437  
Customer Reference Number: CN605952373

Dear Mr. Bridges:

This letter serves as notification that the Texas Commission on Environmental Quality (TCEQ) has completed the technical review of the above application and has prepared a preliminary decision and draft permit. Bm Dorchester LLC is now required to publish notice which would authorize construction of a Portland Cement Plant at the following driving directions: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles - the site will be located directly north of Highway 902 after the intersection of Taylor Road, Grayson County, Texas 75459. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. You may view the following documents through the Texas Commission on Environmental Quality Web site at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid): the TCEQ's preliminary decision which includes the draft permit, the TCEQ's preliminary determination summary, the air quality analysis, and, once available, the TCEQ's response to comments and the final decision on this application. Access the Commissioners' Integrated Database (CID) using the above link and enter the permit number for this application. We will accept comments concerning the proposed project for a period of 30 days following publication of the public notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Samuel Short", followed by a long horizontal line.

Samuel Short, Deputy Director  
Air Permits Division  
Office of Air

Enclosure

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

Applicant Name: Bm Dorchester LLC  
Permit No.: 167047, GHGPSDTX212, and PSDTX1602  
Application Received Date: November 8, 2021

125804-C10

### AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF WISCONSIN §  
COUNTY OF Brown §

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

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

the Legal Clerk of the Herald Democrat  
(Title of Person Representing Newspaper) (Name of the Newspaper)

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

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

December 19, 2021  
Amy Kokott  
(Newspaper Representative's Signature)

Subscribed and sworn to before me this the 20 day of January, 20 22  
to certify which witness my hand and seal of office.

Vicky Felty  
Notary Public in and for the State of Wisconsin

Vicky Felty  
Print or Type Name of Notary Public

9-19-25  
My Commission Expires

[Affix Seal]





PARCEL 1 (MAIN HOSPITAL TRACT) CONVEYED TO UHS OF TEXOMA, INC. BY DEED RECORDED IN VOLUME 4172, PAGE 482 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS (DAGGT), AND BEING ALL OF LOTS 3 AND 4 OF THE TEXOMA INDUSTRIAL INSULATION ADDITION, RECORDED IN VOLUME 21, PAGE 147, PLAT RECORDS, GRAYSON COUNTY, TEXAS, AND TRACT 2 LEGALLY DESCRIBED AS A TRACT OF LAND SITUATED IN THE J. STREEPER SURVEY, ABSTRACT NO. 1156, CITY OF DENISON, GRAYSON COUNTY, TEXAS, BEING PART OF TRACT 12, PARCEL 1 (MAIN HOSPITAL TRACT) CONVEYED TO UHS OF TEXOMA, INC. BY DEED RECORDED IN VOLUME 4172, PAGE 482 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS, AND BEING ALL OF LOT 13, MEMORIAL MEDICAL ADDITION, RECORDED IN VOLUME 6, PAGE 28, PROPERTY RECORDS, GRAYSON COUNTY, TEXAS, AND WITH BOTH TRACTS MORE PARTICULARLY DESCRIBED AND DEPICTED IN EXHIBIT "A" FROM ITS ZONING CLASSIFICATION OF OFFICE DISTRICT (O) TO MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT; PROVIDING THAT SUCH TRACT OF LAND SHALL BE USED IN ACCORDANCE WITH THE REQUIREMENTS OF THE COMPREHENSIVE ZONING ORDINANCE AND ALL OTHER APPLICABLE ORDINANCES OF THE CITY; PROVIDING THAT THE ZONING MAP SHALL REFLECT THE MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT FOR THE

2021-15742, OFFICIAL PUBLIC RECORDS, GRAYSON COUNTY, TEXAS AND WITH 1. THE TRACT MORE PARTICULARLY DESCRIBED AND DEPICTED IN EXHIBIT "A" LABELED AS "TRACT 2" FROM ITS ZONING CLASSIFICATION OF AGRICULTURAL ("A") TO LIGHT INDUSTRIAL DISTRICT ("LI"); PROVIDING THAT SUCH TRACT OF LAND SHALL BE USED IN ACCORDANCE WITH THE REQUIREMENTS OF THE COMPREHENSIVE ZONING ORDINANCE AND ALL OTHER APPLICABLE ORDINANCES OF THE CITY; PROVIDING THAT THE ZONING MAP SHALL REFLECT THE LIGHT INDUSTRIAL DISTRICT ("LI") FOR THE PROPERTY; PROVIDING A PENALTY FOR VIOLATION OF THE ZONING ORDINANCE, SEVERABILITY, AND SAVINGS CLAUSES; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

SECTION 7. Penalty. Any person, firm, entity or corporation who violates any provision of this Ordinance, as they exist or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction therefore, shall be fined in a sum not exceeding Two Thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed upon this Ordinance shall not preclude the City from filing suit to enforce the violation. The City retains all legal rights and remedies available to it pursuant to local, state, and federal law.

be filed in a sum not exceeding Two Thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed upon this Ordinance shall not preclude the City from filing suit to enforce the violation. The City retains all legal rights and remedies available to it pursuant to local, state, and federal law.

SECTION 8. Publication and Effective Date. This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5179, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**MOVING TO a smaller home?**  
Sell those extra items you no longer use with a CLASSIFIED AD. Call 903.893.8181 or 903.465.7171 to place your ad.

which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**PUBLIC NOTICE**  
**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, AMENDING THE CODE OF ORDINANCES AT CHAPTER 28 "ZONING", ARTICLE III "ZONING DISTRICTS", BY REPEALING SECTION 28-01, RESIDENTIAL INFILL OVERLAY DISTRICT, AND PROVIDING SEVERABILITY, REPEAL AND SAVINGS CLAUSES; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE; AND FINDING AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

Section 6. Penalty. Any person, firm, entity or corporation who violates any provision of this Ordinance or Denison's Comprehensive Zoning Ordinance, Chapter 28, as then exist or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction therefore, shall be fined in a sum not exceeding Two Thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed upon this Ordinance shall not preclude the City from filing suit to enforce the violation. Denison retains all legal rights and remedies available to it pursuant to local, state and federal law.

Section 7. Publication and Effective Date. This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption and correct copy of the Ordinance Number 5179, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

Court of Grayson County, Texas, to BOKE, N.A. dba Texas, R.A. Jones, the Attorney representing the Independent Executor is:

James E. Walker  
Attorney at Law  
Graber & Walker, LLP  
200 North Travis, Ste. 212  
Sherman, Texas 75090

All persons having claims against this Estate which is currently being administered are required to present them within the time and in the manner prescribed by law. DATED this 15th day of December, 2021.

James E. Walker  
Graber & Walker, LLP  
200 North Travis Street, Ste. 212  
Sherman, Texas 75090  
(903) 869-9328 Telephone  
(903) 891-1034 Facsimile  
jimewalker@graberlaw.org

By: James E. Walker /s/ James E. Walker  
Texas State Bar No. 207069500

Attorney for the Personal Representative of the Estate of Mary Louise Rickerts, Deceased

**NO. 2021-546P**

**ESTATE OF HARVEY T. MCCROSKEY, JR., DECEASED**  
**IN THE COUNTY COURT OF GRAYSON COUNTY, TEXAS**

**NOTICE TO ALL PERSONS HAVING CLAIMS AGAINST THE ESTATE OF HARVEY T. MCCROSKEY, JR., DECEASED**

Notice is hereby given that original Letters Testamentary for the Estate of Harvey T. McCroskey, Jr. were issued on December 14, 2021, in Cause No. 2021-546P, pending in the County Court of Grayson County, Texas, to Janet S. McCroskey. The address of the Attorney representing the Independent Executrix is:

Samuel W. Graber  
Attorney at Law  
Graber & Walker, LLP  
200 North Travis, Ste. 212  
Sherman, Texas 75090

All persons having claims against this Estate which is currently being administered are required to present them within the time and in the manner prescribed by law. DATED this 15th day of December, 2021.

SAMUEL W. GRABER  
Attorney at Law  
Graber & Walker, LLP  
200 N. Travis Street, Ste. 212  
Sherman, Texas 75090  
(903) 869-9328 Telephone  
(903) 891-1034 Facsimile

By: Samuel W. Graber /s/ Samuel W. Graber  
Texas State Bar No. 08240450

Attorney for the Independent Executrix of the Estate of Harvey T. McCroskey, Jr., Deceased

**NOTICE OF SHERIFF'S SALE (REAL ESTATE)**

BY VIRTUE OF AN ORDER OF SALE issued out of the 397th District Court of Grayson County, Texas, in a certain cause numbered 1-20-3013. On the 28th day of October, A.D. 2021, styled: Denison ISD, Et Al vs. Anthony Leon Cothern, Et Al, to me, as Deputy Sheriff directed and delivered, I have levied upon this 2nd day of December A.D. 2021 and will between the hours of 10:00 A.M. and 4:00 P.M. at approximately 10am on the first Tuesday in January A.D. 2022, it being the 4th of said month, at 100 W. Houston in the Assembly Room (Annex 2) on the Second Floor Sherman, TX 75090 of said Grayson County, proceed to sell at public auction to the highest bidder, for cash in hand, all right, title and interest, if any, which the defendant had on the 2nd day of December A.D. 2021, or at any time thereafter, of and in the following described property:

ACCT. NO. 13024-3117990 (R145409); Lot 2, Block 93, Miller's Second Addition, an addition to the City of Denison, Grayson County, Texas, according to the map or plat thereof, recorded in Volume "Y" Page 539, Deed Records of Denison County, Texas.

Said property is levied on as the

**SECTION 5. EFFECTIVE DATE.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5177, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**PUBLIC NOTICE**  
**AN ORDINANCE OF THE CITY OF DENISON, TEXAS, REPEALING ORDINANCE NO. 5112 TO TERMINATE THE LOCAL STATE OF EMERGENCY CAUSED BY THE FEBRUARY 2021 EMERGENCY EVENTS; PROVIDING FOR SEVERABILITY AND SAVINGS CLAUSES; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE; AND FINDING AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

Section 6. Effective Date. That this Ordinance shall become effective upon its passage and publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5176, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**LEGAL NOTICE**  
**Advertisement for Maintenance and Transportation Services**

Sherman ISD will be accepting proposals for "RFP #271-2021 Maintenance and Transportation Services". This proposal is available through the Sherman ISD Bids and Contract System at <http://shermanisd.onwave.net> and may be submitted online or downloaded for manual submission. Although we are legally required to accept paper bid submission, we strongly encourage that bidders submit this bid electronically. Proposal will be available on December 17, 2021. A written submission must be delivered in a sealed envelope clearly marked "RFP #271-2021 Maintenance and Transportation Services". Questions regarding the RF should be directed in writing via email to: [marvin.taylor@shermanisd.net](mailto:marvin.taylor@shermanisd.net). Sherman ISD reserves the right to reject any or all proposal and to waive any of its formalities. Marvin Taylor, Purchasing Agent

**Notice to Creditors of THE ESTATE OF KATHLEEN JOHNSON, Deceased**

Notice is hereby given that the original Letters Testamentary for the ESTATE OF KATHLEEN JOHNSON, Deceased, was issued on the 2nd day of December, 2021, in Cause No. 2021-540P, pending in the Probate Court of Grayson County, Texas, to William Eugene Johnson, Independent Executor. All persons having claims against this Estate which is currently being administered are required to present them within the time and in the manner prescribed by law.

Claims may be presented in case of the attorney for the estate addressed as follows:

Candace Voot  
Voot Duff Law Group, PLLC  
230 East Hunt Street, Suite 101  
McKinney, TX 75069

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



### NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR PERMIT

PROPOSED AIR QUALITY PERMIT NUMBER 167047, GHGSPDTX212, AND PSDTX1602

**APPLICATION** Ben Dorchester LLC has applied to the Texas Commission on Environmental Quality (TCEQ) for Issuance of Permit 167047.  
Issuance of Prevention of Significant Deterioration (PSD) Permit PSDTX1602.  
Issuance of Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) Permit GHGSPDTX212.

This application would authorize construction of the Dorchester Plant located from the intersection of Highway 299 and Highway 902 east of Taylor Road, Dorchester, Grayson County, Texas 75459. This application is being processed in an expedited manner as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application, <http://www.tceq.texas.gov/assets/public/efile/permits/338474481ng-98.6896328.com-134tyar->. The facility will emit the following contaminants: carbon monoxide, hazardous air pollutants, sulfuric acid, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, lead and sulfur dioxide. The proposed facility will also emit greenhouse gases.

This application was submitted to the TCEQ on November 8, 2021. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and the Houston Community Library, 315 South Collins Freeway, Houston, Grayson County, Texas beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the Dallas/Fort Worth regional office of the TCEQ.

The executive director has determined the application is administratively complete and will conduct a technical review of the application.

**PUBLIC COMMENT/PUBLIC MEETING** You may submit public comments, or request a public meeting or a contested case hearing to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. After the deadline for public comments, the executive director will prepare a response to all public comments.

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

After technical review of the application is complete, the executive director may prepare a draft permit and will issue a preliminary decision on the application. Notice of Application and Preliminary Decision for an Air Quality Permit will then be published and mailed to those who made comments, submitted hearing requests or are on the mailing list for this application. That notice will contain the final deadline for submitting public comments.

**OPPORTUNITY FOR A CONTESTED CASE HEARING** You may request a contested case hearing regarding the portions of the application for Air Permit Number 167047 and PSD Air Quality Permit PSDTX1602. There is no opportunity to request a contested case hearing regarding the portion of the application for GHGPSD Air Quality Permit Number GHGSPDTX212. A contested case hearing is a legal proceeding similar to a civil trial in state district court. A contested case hearing will only be granted based on disputed issues of fact that are relevant and material to the Commission's decision on the portions of the application for Air Quality Permit Number 167047 and PSD Air Quality Permit Number PSDTX1602. Further, the Commission will only grant a hearing on those issues submitted during the public comment period and not withdrawn. A contested case hearing may be requested until 30 days after the mailing of the response to comments.

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

If a hearing request is timely filed, following the close of all applicable comment and request periods, the Executive Director will forward the applicable portion of the application and any requests for contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. The Commission may only grant a hearing for a contested case hearing on: issues the regulator submitted in their timely comments that were not subsequently withdrawn. If a request is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period. Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to address in this proceeding.

**MAILING LIST** In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices for this specific application by sending a written request to the Office of the Chief Clerk at the address below.

**AGENCY CONTACTS AND INFORMATION** Public comments and requests must be submitted either electronically at [www4.tceq.texas.gov/efile/](http://www4.tceq.texas.gov/efile/) or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about the application or the permitting process, please call the Public Education Program toll free at 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from Ben Dorchester LLC, 1008 Southview Circle, Carter, Texas 75935-4537 or by calling Mr. Michael Maister, Trinity Consultants at (361) 983-1668.

Notice Issuance Date: November 18, 2021

6/49/2021/272-01

## LOCAL

## Man gets 80 years for sexually abusing teen boys

Sherman Herald Democrat  
USA TODAY NETWORK

Joe Richard Cortez, 55, of Denison, was sentenced to 80 years in prison this week after being found guilty of one count of continuous sexual abuse of a child, three counts of aggravated sexual assault of a child, and nine counts of sexual assault of a child following a week-long jury trial in the 15th District Court.

Judge Jim Fallon conducted the sentencing phase of the trial. Cortez must serve the entire sentence, day for day, without any chance of parole due to the Continuous conviction. Cortez also must be registered as a sex offender.

In an email after the sentencing, Grayson County District Attorney Brett Smith said police identified seven teens Cortez had abused and five of them testified at trial. Smith said Cortez's behavior is believed to have gone on for 20 years off and on.

In a news release about the trial, Smith's office said the case began in late 2019 when investigators with the Grayson County Sheriff's Office began receiving information about young boys being given drugs and alcohol by Joe Cortez.

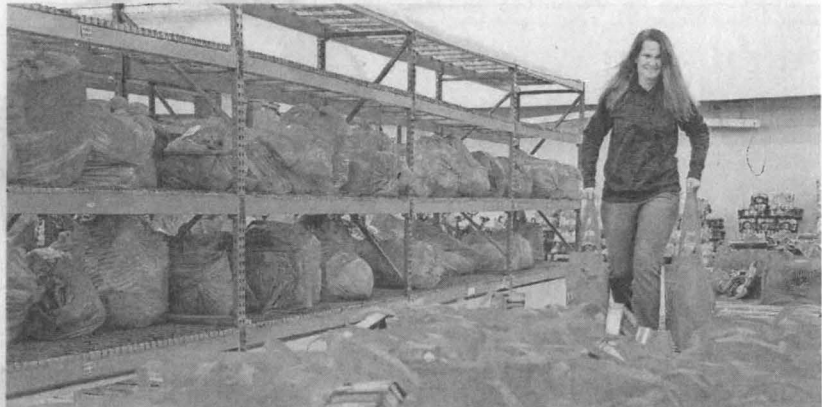
"Cortez would then sexually abuse the boys. Investigators began the process of locating and interviewing several victims. One by one the victims came forward and started to reveal a pattern. The victims would hang out with Cortez at his home in Denison and be provided drugs. Eventually, Cortez would sexually abuse the boys, typically starting when they were 12 or 13 years of age. Sometimes the abuse would continue for years. Investigators eventually obtained a search warrant for the residence belonging to the defendant. There they found some drugs and other evidence consistent with information provided by the victims. A search of a phone belonging to the defendant revealed search histories about "drugging," "teens," and abusive sexual content," the statement said.

In the statement, Assistant District Attorney Michael Sissney said, "This defendant preyed on vulnerable young boys. He used drugs, alcohol, and fear as his tools of manipulation. He probably never thought he would face these kids again, but we brought each and every one of them into the courtroom to tell their story."

Smith said his office routinely provides victims services, with assistance from the Texas Crime Victim's Compensation Fund, which can cover counseling, transportation, funeral costs, moving, reimbursement for uninsured medical expenses, etc. which means the youngsters who were victimized by Cortez were offered counseling to help them move forward with their lives.

Sissney was assisted in the case by ADA Don Hoover and Investigator Mike Ditto.

Cortez was represented in the case by Sherman attorney Rick Dunn.



In November 2020, the Salvation Army was making plans for its 2020 toy run. HERALD DEMOCRAT

## Angel Tree distribution brings hope for the holidays

Michael Hutchins Sherman Herald Democrat  
USA TODAY NETWORK

The Salvation Army of Grayson County and community volunteers worked to spread holiday cheer to families in need Thursday as the charity held its annual angel tree gift distribution. Each year, the charity helps ensure that less fortunate children across the region have a gift under the Christmas tree through its angel tree program, which allows individuals, families and businesses to "adopt" a child in need and purchase gifts for them.

Cars lined up early on the street surrounding the Salvation Army's building on Armstrong in Denison Thursday morning in order to collect donations. As each car snaked its way through the parking lot, volunteers manning shopping carts met them and loaded up the food, toys and gifts that were being distributed.

"I think it is an opportunity to bring back hope who might not get it otherwise," Salvation Army Maj. Tex Ellis said. "It helps bring back the magic of Christmas to families who otherwise might not be able to afford it, and I think that is important given the day and times we live in."

Salvation Army Major Tex Ellis said the charity was following the same procedures it used in 2020 during the middle of the COVID-19 pandemic and did not allow families to enter the distribution center itself. However, Ellis said the system proved more efficient and quicker which led organizers to continue it into 2021.

Inside the former retail space, shelves full of red plastic bags filled the back half of the storefront. A white piece of paper with the name of a family on each bag helped volunteers play Santa and ensure that each package would get to its destination in time for the Christmas holiday.

The Angel Tree campaign itself starts near the beginning of October as the Salvation Army opens up

applications for families. This year, the Salvation Army of Grayson County is assisting about 700 children.

Each year, trees decorated with paper angels, each representing a child in need, were put out at local retailers and other businesses. Each angel listed the items that the child wanted and needed for the holiday season. Visitors were able to "adopt" an angel and purchase some of these gifts for them.

Many area businesses also have their own trees where the employer and its employees will adopt angels for the season.

This year, fidget toys, including ones meant to simulate bubble wrap, were a hot and often requested item. Meanwhile, some of the perennial favorites, including Barbie and dolls, were in demand for the younger children.

These past two years have been different that previous campaigns, Andrea Ellis said. The COVID-19 pandemic and other impacts have increased the need in the community and led some families to be in need for the first time.

"It has just been different," she said. "I think families who may not have needed assistance in the past are having to get out and ask for help. Many of them I think are not used to it."

In addition to the gifts, the Salvation Army distributed food bags so that each family would have a nice Christmas meal on the holiday. Tyson Foods donated 2,700 lbs of Cornish hen.

For the Salvation Army, Christmas starts early each year. Planning for the holiday season begins during the summer months as officials run the numbers, plan and determine what the needs for the upcoming season will look like.

"Christmas season for the Salvation Army usually starts in June," Tex Ellis said. "That is when the planning gets started and all of the agreements fall into place and we start looking at numbers to see if we need to buy toys or buy food to make up the need."

### TO ALL INTERESTED PERSONS AND PARTIES:

Bm Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for:

Issuance of Permit 167047

Issuance of Prevention of Significant Deterioration (PSD) Permit PSDTX1602

Issuance of Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) Permit GHGPSDTX212

This application would authorize construction of the Dorchester Plant located from the intersection of Highway 289 and Highway 902 east of Dorchester, head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application is being processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.

## Model train set entertains, educates

SISO

With whistle piercing the air and smoke billowing from its smokestack, a 1952 post-war Lionel locomotor chugs down the track, and then disaster strikes. A car derails in seconds and tilts precariously.

A small laugh rings out, and a hand picks up

the car. Donald Jung aligns the model car to the track and reconnects it to the rest of the train, and the audience of children at Perrin Early Childhood Center watch with growing intensity.

"There wasn't hardly one child who was looking around," Donald said. "They were all watching and looking at this, looking at that."

Handed down from

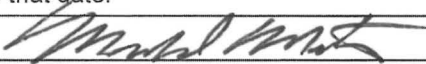




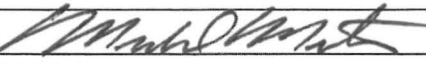
**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: BM Dorchester LLC	
Site or Facility Name: Dorchester Facility	
Application Received Date: 11/08/2021	
TCEQ Account Number (if applicable):	Permit Number: 167047, GHGPSDTX212, and PSDTX1602
Regulated Entity Number (RN): RN111368437	Customer Number (CN): CN605952373
All applicants must <b>complete all applicable</b> portions of this form. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period</b> . For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Alternative Language Checklist</b>	
I have contacted the appropriate school district. <span style="float: right;"><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</span>	
School District: Gunter ISD	Phone Number:
Person Contacted: Consulted District Website	Date: November 2021
Is a bilingual education program (BEP) required by the Texas Education Code in the district? <span style="float: right;"><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</span>	
If answer is "NO," skip to first question in verification box on next page. (Note: A BEP is different from "English as a Second Language" (ESL) program; and Elementary/Middle schools that only offer ESL will not trigger notice in an alternative language.)	
Notice in an alternative language is required if a BEP is <b>required</b> in the District, and <b>one</b> of the following conditions is met:	
1. students in the elementary or middle school nearest the facility are enrolled in a program at that school;	<input type="checkbox"/> Yes <input type="checkbox"/> No
2. students from the elementary or middle school nearest the facility attend a BEP at another location; or	<input type="checkbox"/> Yes <input type="checkbox"/> No
3. the school district that otherwise would be required to provide a BEP has been granted an exception from the requirements to provide the program, as provided for in 19 Texas Administrative Code 89.1207(a).	<input type="checkbox"/> Yes <input type="checkbox"/> No
If the answer is "NO" to 1, 2, and 3 above, then alternative language notice is <b>not required</b> .	
The name of the elementary school nearest to the proposed or existing facility is:	
The name of the middle school nearest to the proposed or existing facility is:	
The following language(s) is/are utilized in the bilingual program:	
If notice in an alternative language is required, then applicants must publish alternative language notice(s) and post alternative language sign(s), as outlined in the <i>Instructions for Public Notice</i> and certify compliance with those requirements on this form.	

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: BM Dorchester LLC	
Site or Facility Name: Dorchester Facility	
Application Received Date: 11/08/2021	
TCEQ Account Number (if applicable):	Permit Number: 167047, GHGPSDTX212, and PSDTX1602
Regulated Entity Number (RN): RN111368437	Customer Number (CN): CN605952373
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Alternative Language Verification</b>	
1. A BEP is required by the Texas Education Code in the area addressed by this permit application and is subject to alternative language public notice requirements. If "NO," skip 2 through 6 and complete signature, title, date, and name of applicant.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2. The applicant has conducted a diligent search for a newspaper or publication of general circulation in both the municipality and county in which the facility is located (or proposed to be located).	<input type="checkbox"/> Yes <input type="checkbox"/> No
3. A newspaper or publication <b>could not be found</b> in any of the alternative language(s) in which notice is required.	<input type="checkbox"/> Yes <input type="checkbox"/> No
4. The publishers of the newspaper listed below refused to publish the notice as requested, and another newspaper or publication in the same language and of general circulation <b>could not be found</b> in the municipality or county in which the facility is located (or proposed to be located).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
Newspaper:	Language:
5. Proof of publication of the newspaper <b>alternative language</b> notice(s) and the requested affidavits have been sent to the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No
6. Alternative language signs were posted as required by the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk within 10 business days after the end of the designated comment period. The TCEQ will not accept this form if submitted prior to that date.</b>	
Verified by (signature): 	
Applicant: Mr. Michael Meister	
Title: Principal Consultant	Date: 1/27/2022

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: BM Dorchester LLC	
Site or Facility Name: Dorchester Facility	
Application Received Date: 11/08/2021	
TCEQ Account Number (if applicable):	Permit Number: 167047, GHGPSDTX212, and PSDTX1602
Regulated Entity Number (RN): RN111368437	Customer Number (CN): CN605952373
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>New Source Review Permit Notice Verification (Complete this section, if applicable)</b>	
Proof of publication of the newspaper notices and the requested affidavits have been furnished in accordance with the regulations and instructions of the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Notice of Receipt of Application and Intent to Obtain Permit (1<sup>st</sup> Notice):</b>	
Required signs (for 1st notice) were posted in accordance with the regulations and instructions of the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
A copy of the administratively complete air quality application, and any revisions, were available for review and copying at the public place indicated below throughout the duration of the public comment period.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
The public place indicated below provides public access to the internet (for PSD, nonattainment, or FCAA 112(g) Permit).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
<b>Notice of Application and Preliminary Decision (2<sup>nd</sup> Notice, if applicable):</b>	
A copy of the complete air quality application (including any subsequent revisions to the application), executive director's preliminary decision (which includes the draft permit), the preliminary determination summary and air quality analysis (if applicable), are available for review and copying at the public place indicated below from the first day after newspaper publication, and will remain available until either: (1) the TCEQ acts on the application; or (2) the application is referred to the State Office of Administrative Hearings (SOAH) for hearing	<input type="checkbox"/> Yes <input type="checkbox"/> No
Name of Public Place: Howe Community Library	
Address of Public Place: 315 South Collins Freeway	
City: Howe	State: Texas ZIP Code: 75459
<p><b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk within 10 business days after the end of the designated comment period. The TCEQ will not accept this form if submitted prior to that date.</b></p>	
Verified by (signature): 	
Applicant: Mr. Michael Meister	
Title: Principal Consultant	Date: 1/27/2022

**Texas Commission on Environmental Quality  
Public Notice Verification Form  
Air Permit**

Applicant Name: BM Dorchester LLC		
Site or Facility Name: Dorchester Facility		
Application Received Date: 11/08/2021		
TCEQ Account Number (if applicable):		Permit Number: 167047, GHGPSDTX212, and PSDTX1602
Regulated Entity Number (RN): RN111368437		Customer Number (CN): CN605952373
For more information regarding public notice, refer to the instructions in the public notice package.		
<b>Federal Operating Permit (Title V) Notice Verification (Complete this section, if applicable)</b>		
I verify that the required signs were posted in accordance with the regulations and instructions of the TCEQ.		<input type="checkbox"/> Yes <input type="checkbox"/> No
I verify that proof of publication of the newspaper notices and the requested affidavits have been furnished in accordance with the regulations and instruction of the TCEQ.		<input type="checkbox"/> Yes <input type="checkbox"/> No
I verify that a copy of the complete air quality application (including any subsequent revisions to the application) and draft permit were available for review and copying at the public place indicated below throughout the duration of the public comment period.		<input type="checkbox"/> Yes <input type="checkbox"/> No
Name of Public Place:		
Address of Public Place:		
City:	State:	ZIP Code:
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk within 10 business days after the end of the designated comment period. The TCEQ will not accept this form if submitted prior to that date.</b>		
Verified by (signature):		
Applicant:		
Title:	Date:	



12700 Park Central Dr, Ste 2100, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203 / [trinityconsultants.com](http://trinityconsultants.com)

January 27, 2022

**Via email:** [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov)

Texas Commission on Environmental Quality  
Office of the Chief Clerk  
Attn: Notice Team

*RE: Public Notice Requirements – Public Notice Verification Form  
Permit Numbers: 167047, GHGPSDTX212, and PSDTX1602  
TCEQ Project Number: 335160  
BM Dorchester LLC  
Customer Reference Number: CN605952373  
Regulated Entity Reference Number: RN111368437*

To Whom It May Concern:

BM Dorchester LLC (BM Dorchester) is constructing a Portland cement manufacturing facility located in Dorchester, Grayson County, Texas (Dorchester Facility). BM Dorchester has been assigned Customer Number (CN) 605952373. The Dorchester Facility has been assigned Texas Commission on Environmental Quality (TCEQ) Regulated Entity Number (RN) 111368437.

BM Dorchester submitted an initial permit application on November 8, 2021. As a part of the application process, the Dorchester Facility is required to publish a formal public notice in a newspaper of general circulation in the municipality nearest to the facility location. In accordance with the public notice guidance package received from the TCEQ on November 18, 2021, BM Dorchester has completed the following:

- ▶ Published a formal public notice on December 19, 2021 in "The Herald Democrat" circulated in Grayson County;
- ▶ Placed a copy of the Air Quality Permit Application at the public location, Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, for public viewing and copying, beginning December 16, 2021; and
- ▶ Prepared and posted signs per TCEQ requirements at the Dorchester Facility beginning December 16, 2021.

#### HEADQUARTERS

12700 Park Central Dr, Ste 2100, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203

00311

TCEQ - Page 2  
January 27, 2022

The Dorchester Facility is required to submit copies of the aforementioned items to those listed on the Notification List. Therefore, copies are also being sent to the following:

U.S. Environmental Protection Agency  
Region 6  
[R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov)  
(electronic only)

Texas Commission on Environmental Quality  
Office of Air  
Air Permits Division  
Joel Stanford  
[Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov)  
(electronic only)

Texas Commission on Environmental Quality  
Air Section Manager  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

If you have any questions, please feel free to contact me at (972) 661-8100 or via email at [MMeister@trinityconsultants.com](mailto:MMeister@trinityconsultants.com).

Sincerely,

TRINTY CONSULTANTS



Michael Meister  
Principal Consultant

cc: U.S. EPA, Region 6 ([R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov))  
Mr. Joel Stanford, Air Permits Division ([Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov))  
Air Section Manager, TCEQ Region 4, DFW  
Mr. Rhett Bennett, BM Dorchester LLC (electronic)  
Mr. Jake Bender, BM Dorchester LLC (electronic)

Juliet Varra

---

**From:** Emily Aronson <Emily.Aronson@trinityconsultants.com>  
**Sent:** Tuesday, January 23, 2024 4:01 PM  
**To:** R6AirPermitsTX; Joel Stanford; PROOFS  
**Cc:** Mike Meister  
**Subject:** BM Dorchester Public Notice  
**Attachments:** BM PN Verification signed.pdf

To Whom it May Concern,

On behalf of BM Dorchester, we are resubmitting the public notice verification form for your records. Please find the affidavit, tear sheets, and public notice verification form attached.

Thank you,

.....  
Emily Aronson, EIT | Associate Consultant – Corpus Christi

555 N Carancahua St | Ste 820 | Corpus Christi, TX 78401

Trinity Consultants | E: [Emily.Aronson@trinityconsultants.com](mailto:Emily.Aronson@trinityconsultants.com) | P: (361) 235-3358



Senate Bill 709 (84th Texas Legislative Session, 2015) amended the Texas Water Code by adding new Section 5.5553, which requires the Texas Commission on Environmental Quality (TCEQ) to provide written notice to you at least thirty (30) days prior to the TCEQ's issuance of draft permits for applications that are located in your district.

*Bm Dorchester LLC* has applied to the TCEQ for air quality permitting actions regarding a Portland Cement Plant.

Application Received Date: November 8, 2021

Location: from the intersection of Highway 289 and Highway 902 East of Dorchester head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas, 75459

This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice: <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-96.689632,33.538174&level=13>.

Air Quality Permits affected:

- *Air Quality Permit 167047*
- *Prevention of Significant Deterioration PSDTX1602*
- *Greenhouse Gas Prevention of Significant Deterioration GHGPSDTX212*

You were previously sent notification for this application, but the draft permit was delayed.

TCEQ is preparing the initial draft permit for applicant review. At the time the draft permit is issued, the applicant will be required to publish notice in a newspaper of general circulation, and the TCEQ will provide a copy of the notice of draft permit to persons who have requested to be on a mailing list.

Questions regarding this email may be directed to Bonnie Evridge by calling 512-239-5222.

Issued: January 22, 2024



AD #: 12 5804

Senate Bill 709 (84th Texas Legislative Session, 2015) amended the Texas Water Code by adding new Section 5.5553, which requires the Texas Commission on Environmental Quality (TCEQ) to provide written notice to you at least thirty (30) days prior to the TCEQ's issuance of draft permits for applications that are located in your district.

*Bm Dorchester LLC* has applied to the TCEQ for air quality permitting actions regarding a Dorchester Plant.

Application Received Date: November 8, 2021

Location: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas, 75459

This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice:

<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.538174&lng=-96.689632&zoom=13&type=r>.

Air Quality Permits affected:

- *Air Quality Permit 167047*
- *Prevention of Significant Deterioration PSDTX1602*
- *Greenhouse Gas Prevention of Significant Deterioration GHGPSDTX212*

TCEQ is preparing the initial draft permit for applicant review. At the time the draft permit is issued, the applicant will be required to publish notice in a newspaper of general circulation, and the TCEQ will provide a copy of the notice of draft permit to persons who have requested to be on a mailing list.

Questions regarding this email may be directed to Bonnie Evridge by calling 512-239-5222.

Issued: November 18, 2021

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

125804  
Applicant Name: Bm Dorchester LLC  
Permit No.: 167047, GHGPSDTX212, and PSDTX1602  
Application Received Date: November 8, 2021

**AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING**

STATE OF WISCONSIN §  
COUNTY OF Brown §

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

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

the Legal Clerk of the Herald Democrat  
(Title of Person Representing Newspaper) (Name of the Newspaper)

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

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

December 19, 2021  
Amy Kokott  
(Newspaper Representative's Signature)

Subscribed and sworn to before me this the 20 day of January, 20 22  
to certify which witness my hand and seal of office.

[Affix Seal]

Vicky Felty  
Notary Public in and for the State of Wisconsin

Vicky Felty  
Print or Type Name of Notary Public

9-19-25  
My Commission Expires

- LINE ADS - ON LINE - UPDATED DAILY -  
Visit our Web Site: [www.heralddemocrat.com](http://www.heralddemocrat.com)

Call: 844-239-7670

Email: [TexomaClass@gannett.com](mailto:TexomaClass@gannett.com)

## Announcements

### Special Notices

**Red River SPCA,**  
Tommie Kirksmith, President,  
IS ANNOUNCING THE  
DISSOLUTION OF OUR 501C3.  
After many years of serving  
our county and our  
surrounding counties,  
we are sad to say that due to  
health and other issues,  
we have stopped taking in  
any more critters.  
Prayers for all the animals  
and for the people we served.



### Why Do We Need The Holy Spirit

Join Pastor Emanuel Johnson &  
First Lady Charlene Johnson  
at a Special Event  
Saturday 2-4pm  
Full Gospel Holy Temple  
of Denison  
4006 Texoma Pkwy

## Legal Notices

### Legal Notices

**PUBLIC NOTICE**  
**ORDINANCE NO. 5180**  
AN ORDINANCE OF THE CITY OF DENISON, TEXAS, AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY, THE SAME BEING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, AND AMENDING THE ZONING MAP OF THE CITY BY CHANGING THE ZONING CLASSIFICATION FOR TWO TRACTS OF LAND, WITH TRACT 1 LEGALLY DESCRIBED AS A TRACT OF LAND SITUATED IN THE J. STREETER SURVEY, ABSTRACT NO. 1156, CITY OF DENISON, GRAYSON COUNTY, TEXAS, BEING PART OF TRACT 12 - PARCEL A (MAIN HOSPITAL TRACT) CONVEYED TO UHS OF TEXOMA, INC. BY DEED RECORDED IN VOLUME 4172, PAGE 402 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS (DERICT), AND BEING ALL OF LOTS 3 AND 4 OF THE TEXOMA INDUSTRIAL INSULATION ADDITION RECORDED IN VOLUME 21, PAGE 407, PLAT RECORDS, GRAYSON COUNTY, TEXAS, AND TRACT 2 LEGALLY DESCRIBED AS A TRACT OF LAND SITUATED IN THE J. STREETER SURVEY, ABSTRACT NO. 1156, CITY OF DENISON, GRAYSON COUNTY, TEXAS, BEING PART OF TRACT 12 - PARCEL A (MAIN HOSPITAL TRACT) CONVEYED TO UHS OF TEXOMA, INC. BY DEED RECORDED IN VOLUME 4172, PAGE 402 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS, AND BEING ALL OF LOT 13, MEMORIAL MEDICAL ADDITION, RECORDED IN VOLUME 6, PAGE 28, PROPERTY RECORDS GRAYSON COUNTY, TEXAS, AND WITH BOTH TRACTS MORE PARTICULARLY DESCRIBED AND DEPICTED IN EXHIBIT "A" FROM ITS ZONING CLASSIFICATION OF OFFICE DISTRICT (O) TO MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT; PROVIDING THAT SUCH TRACT OF LAND SHALL BE USED IN ACCORDANCE WITH THE REQUIREMENTS OF THE COMPREHENSIVE ZONING ORDINANCE AND ALL OTHER APPLICABLE ORDINANCES OF THE CITY; PROVIDING THAT THE ZONING MAP SHALL REFLECT THE MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT FOR THE

### Legal Notices

**PROPERTY; PROVIDING A PENALTY; PROVIDING REPEALING, SEVERABILITY, AND SAVING CLAUSES; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**SECTION 7. Penalty.** Any person, firm, entity or corporation who violates any provision of this Ordinance or the Zoning Ordinance, as they exist or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in a sum not exceeding two thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude the City from filing suit to enjoin the violation. The City retains all legal rights and remedies available to it pursuant to local, state, and federal law.

**SECTION 8. Publication and Effective Date.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5178, which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**PUBLIC NOTICE**  
**ORDINANCE NO. 5178**  
AN ORDINANCE OF THE CITY OF DENISON, TEXAS, AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY, THE SAME BEING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, AND AMENDING THE ZONING MAP OF THE CITY BY CHANGING THE ZONING CLASSIFICATION OF A 6.749 ACRE TRACT OF LAND, WITH TRACT 1 LEGALLY DESCRIBED AS A TRACT OF LAND SITUATED IN THE J. STREETER SURVEY, ABSTRACT NO. 1156, CITY OF DENISON, GRAYSON COUNTY, TEXAS, BEING PART OF TRACT 12 - PARCEL A (MAIN HOSPITAL TRACT) CONVEYED TO UHS OF TEXOMA, INC. BY DEED RECORDED IN VOLUME 4172, PAGE 402 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS (DERICT), AND BEING ALL OF LOTS 3 AND 4 OF THE TEXOMA INDUSTRIAL INSULATION ADDITION RECORDED IN VOLUME 21, PAGE 407, PLAT RECORDS, GRAYSON COUNTY, TEXAS, AND TRACT 2 LEGALLY DESCRIBED AS A TRACT OF LAND SITUATED IN THE J. STREETER SURVEY, ABSTRACT NO. 1156, CITY OF DENISON, GRAYSON COUNTY, TEXAS, BEING PART OF TRACT 12 - PARCEL A (MAIN HOSPITAL TRACT) CONVEYED TO UHS OF TEXOMA, INC. BY DEED RECORDED IN VOLUME 4172, PAGE 402 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS, AND BEING ALL OF LOT 13, MEMORIAL MEDICAL ADDITION, RECORDED IN VOLUME 6, PAGE 28, PROPERTY RECORDS GRAYSON COUNTY, TEXAS, AND WITH BOTH TRACTS MORE PARTICULARLY DESCRIBED AND DEPICTED IN EXHIBIT "A" FROM ITS ZONING CLASSIFICATION OF OFFICE DISTRICT (O) TO MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT; PROVIDING THAT SUCH TRACT OF LAND SHALL BE USED IN ACCORDANCE WITH THE REQUIREMENTS OF THE COMPREHENSIVE ZONING ORDINANCE AND ALL OTHER APPLICABLE ORDINANCES OF THE CITY; PROVIDING THAT THE ZONING MAP SHALL REFLECT THE MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT FOR THE

**SECTION 7. Penalty.** Any person, firm, entity or corporation who violates any provision of this Ordinance or the Zoning Ordinance, as they exist or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in a sum not exceeding two thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude the City from filing suit to enjoin the violation. The City retains all legal rights and remedies available to it pursuant to local, state, and federal law.

### Legal Notices

remedies available to it pursuant to local, state, and federal law.

**SECTION 8. Publication and Effective Date.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5178, which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**PUBLIC NOTICE**  
**ORDINANCE NO. 5179**  
AN ORDINANCE OF THE CITY OF DENISON, TEXAS, AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY, THE SAME BEING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, AND AMENDING THE ZONING MAP OF THE CITY BY CHANGING THE ZONING CLASSIFICATION ON APPROXIMATELY 2.52 ACRES OF LAND IN THE SPENCER RICE SURVEY, A-1037, GRAYSON COUNTY, TEXAS, LOCATED AT 3640 W. CRAWFORD ST. AND MORE PARTICULARLY DESCRIBED AND DEPICTED IN EXHIBIT "A," FROM ZONING CLASSIFICATION OF AGRICULTURAL ZONING DISTRICT TO COMMERCIAL ZONING DISTRICT; PROVIDING THAT SUCH TRACT OF LAND SHALL BE USED IN ACCORDANCE WITH THE REQUIREMENTS OF THE COMPREHENSIVE ZONING ORDINANCE AND ALL OTHER APPLICABLE ORDINANCES OF THE CITY; PROVIDING THAT THE ZONING MAP SHALL REFLECT THE COMMERCIAL ZONING DISTRICT FOR THE PROPERTY; PROVIDING A PENALTY; PROVIDING REPEALING, SEVERABILITY, AND SAVING CLAUSES; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

**SECTION 7. Penalty.** Any person, firm, entity or corporation who violates any provision of this Ordinance or the Zoning Ordinance, as they exist or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in a sum not exceeding two thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude the City from filing suit to enjoin the violation. The City retains all legal rights and remedies available to it pursuant to local, state, and federal law.

**SECTION 8. Publication and Effective Date.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5179, which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**MOVING TO A smaller home?**  
Sell those extra items you no longer use with a CLASSIFIED AD. Call 903.893.8181 or 903.465.7171 to place your ad.

### Legal Notices

**PUBLIC NOTICE**  
**ORDINANCE NO. 5182**

AN ORDINANCE OF THE CITY OF DENISON, TEXAS, REPEALING SECTION 30 OF CHAPTER 30 (HISTORIC PRESERVATION) OF THE DENISON CODE OF ORDINANCES TO REQUIRE THE HISTORIC PRESERVATION BOARD TO APPROVE A CERTIFICATE OF APPROPRIATENESS TO CHANGE THE PAINT COLOR OF BUILDINGS IN HISTORIC DISTRICTS; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

**SECTION 10. Penalty.** Any person, firm, entity or corporation who violates any provision of this Ordinance or the Zoning Ordinance, as they exist or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in a sum not exceeding five hundred dollars (\$500.00). Each continuing day's violation shall constitute a separate offense. This provision shall not prevent an action on behalf of the City to enjoin any violation or an action for mandatory injunction to remedy any violation. Notwithstanding, Denison retains all legal rights and remedies available to it pursuant to local, state, and federal law.

**SECTION 12: Publication and Effective Date.** This Ordinance shall become effective upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5182, which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**PUBLIC NOTICE**  
**ORDINANCE NO. 5181**  
AN ORDINANCE OF THE CITY OF DENISON, TEXAS, AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY, THE SAME BEING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, AND AMENDING THE ZONING MAP OF THE CITY BY CHANGING THE ZONING CLASSIFICATION OF A TRACT OF LAND, WITH TRACT 1 LEGALLY DESCRIBED AS A TRACT OF LAND SITUATED IN THE J. STREETER SURVEY, ABSTRACT NO. 1156, CITY OF DENISON, GRAYSON COUNTY, TEXAS, BEING PART OF TRACT 12 - PARCEL A (MAIN HOSPITAL TRACT) CONVEYED TO UHS OF TEXOMA, INC. BY DEED RECORDED IN VOLUME 4172, PAGE 402 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS (DERICT), AND BEING ALL OF LOTS 3 AND 4 OF THE TEXOMA INDUSTRIAL INSULATION ADDITION RECORDED IN VOLUME 21, PAGE 407, PLAT RECORDS, GRAYSON COUNTY, TEXAS, AND TRACT 2 LEGALLY DESCRIBED AS A TRACT OF LAND SITUATED IN THE J. STREETER SURVEY, ABSTRACT NO. 1156, CITY OF DENISON, GRAYSON COUNTY, TEXAS, BEING PART OF TRACT 12 - PARCEL A (MAIN HOSPITAL TRACT) CONVEYED TO UHS OF TEXOMA, INC. BY DEED RECORDED IN VOLUME 4172, PAGE 402 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS, AND BEING ALL OF LOT 13, MEMORIAL MEDICAL ADDITION, RECORDED IN VOLUME 6, PAGE 28, PROPERTY RECORDS GRAYSON COUNTY, TEXAS, AND WITH BOTH TRACTS MORE PARTICULARLY DESCRIBED AND DEPICTED IN EXHIBIT "A" FROM ITS ZONING CLASSIFICATION OF OFFICE DISTRICT (O) TO MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT; PROVIDING THAT SUCH TRACT OF LAND SHALL BE USED IN ACCORDANCE WITH THE REQUIREMENTS OF THE COMPREHENSIVE ZONING ORDINANCE AND ALL OTHER APPLICABLE ORDINANCES OF THE CITY; PROVIDING THAT THE ZONING MAP SHALL REFLECT THE MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT FOR THE

**Section 6. Penalty.** Any person, firm, entity or corporation who violates any provision of this Ordinance or the Zoning Ordinance, Chapter 28, as they exist or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in a sum not exceeding two thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude Denison from filing suit to enjoin the violation. Denison retains all legal rights and remedies available to it pursuant to local, state, and federal law.

**Section 7. Publication and Effective Date.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5181, which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**CITY OF DENISON, TEXAS**  
**REQUEST FOR PROPOSALS (RFP)**  
**Mobile Restroom Trailer**

### Legal Notices

**NOTICE OF SHERIFF'S SALE**  
**(REAL ESTATE)**

BY VIRTUE OF A ORDER OF SALE issued out of the 397th District Court of Grayson County, Texas, in a certain cause numbered T-20-3107. On the 9th day of November A.D. 2021, styled: Quatun Services, LLC vs. Daryl Gross, to me, as Deputy Sheriff directed and delivered, I have levied upon this 2nd day of December A.D. 2021 and will between the hours of 10:00 A.M. and 4:00 P.M. at approximately 10am on the first Tuesday in January A.D. 2022, it being the 4th of said month, at 100 W. Houston in the Assembly Room (Annex 2) on the Second Floor, Sherman, Texas 75090 of said Grayson County, proceed to sell at public auction to the highest bidder, for cash in hand, all right, title and interest, if any, which the defendant had on the 2nd day of December A.D. 2021 or at any time thereafter, of and in the following described property:

ALL THAT CERTAIN TRACT OF TEN (10) ACRES OF LAND OUT OF ROBERT MCCARLEY SURVEY, BOUGHT BY MARY BEATTY FROM W. T. CUTLER, GRAYSON COUNTY, TEXAS, DECEASED BY IN DEED BARBARA J. DONOHOO TO DARYL GROSS, ON 10TH OF DECEMBER 1999, AND RECORDED IN VOLUME 02868, PAGE 00349, IN THE OFFICIAL PUBLIC RECORDS OF GRAYSON COUNTY, TEXAS.

Said property is levied on as the property of Daryl Gross and will be sold to satisfy the judgment for \$30,116.25 Dollars.

GIVEN UNDER MY HAND on this 2nd day of December A.D. 2021.

Tom Watt-Sheriff  
Grayson County Texas  
By S/ Sergeant Donald Bowling  
Sergeant Donald Bowling

**NO. 2021-510P**

**ESTATE OF MARY LOUISE RICKETTS, DECEASED**  
**IN THE COUNTY COURT OF GRAYSON COUNTY, TEXAS**

**NOTICE TO ALL PERSONS HAVING CLAIMS AGAINST THE ESTATE OF MARY LOUISE RICKETTS, DECEASED**

Notice is hereby given that original Letters Testamentary for the Estate of Mary Louise Ricketts, were issued on December 15, 2021, in Cause No. 2021-510P, pending in the County Court of Grayson County, Texas, to BOKE, N.A. dba Bank of Texas, N.A. The address of the Attorney representing the Independent Executor is:

James E. Walker  
Graber & Walker, LLP  
200 North Travis Street, Ste. 212  
Sherman, Texas 75090

All persons having claims against this Estate which is currently being administered are required to present them within the time and in the manner prescribed by law. DATED this 15th day of December, 2021.

James E. Walker  
Graber & Walker, LLP  
200 North Travis Street, Ste. 212  
Sherman, Texas 75090  
(903) 868-9328 Telephone  
jwalker@graberlaw.org  
jwalker@graberlaw.org  
By: James E. Walker /s/ James E. Walker  
Texas State Bar No. 20706500

Attorney for the Personal Representative of the Estate of Mary Louise Ricketts, Deceased

**NO. 2021-546P**  
**ESTATE OF HARVEY T. MCCROSKEY, JR., DECEASED**  
**IN THE COUNTY COURT OF GRAYSON COUNTY, TEXAS**

**NOTICE TO ALL PERSONS HAVING CLAIMS AGAINST THE ESTATE OF HARVEY T. MCCROSKEY, JR., DECEASED**

Notice is hereby given that original Letters Testamentary for the Estate of Harvey T. McCroskey, Jr. were issued on December 13, 2021, in Cause No. 2021-546P, pending in the County Court of Grayson County, Texas, to Janet S. McCroskey. The address of the Attorney representing the Independent Executor is:

Samuel W. Graber  
Attorney at Law  
Graber & Walker, LLP  
200 North Travis Street, Ste. 212  
Sherman, Texas 75090

All persons having claims against this Estate which is currently being administered are required to present them within the time and in the manner prescribed by law. DATED this 15th day of December, 2021.

SAMUEL W. GRABER

### Legal Notices

property of Anthony Leon Cothern, Et Al and will be sold to satisfy the judgment for \$20,130.89 Dollars.

GIVEN UNDER MY HAND on this 2nd day of December A.D. 2021.

Tom Watt-Sheriff  
Grayson County Texas  
By S/ Sergeant Donald Bowling  
Sergeant Donald Bowling

**LEGAL NOTICE OF PUBLIC HEARING**

December 13, 2021

The City of Sherman Civil Abatement Court of Record held a Public Hearing on December 13, 2021 08:30 a.m. At the Civil Municipal Court located at 405 N. Rock 1st Floor, City of Sherman, Texas for the abatement of the substandard structures located at: (1) 603 S Travis Ave, Sherman, Texas 75090 G-0056 BLAGG SAMUEL A-G, et al Defendants, Joe B Young, Beth Owens.

(2) 423 S Charles G-0953 PILANT G B A-G-0963

(3) 1424 W Shields WESTWOOD 3RD ADDN, BLOCK 6, LOT 14 Defendant:

An order issued by the Court to demolish the structures on the premises and clean up all the trash and debris on the property.

An order was issued to remove a junk/inoperable vehicle from 1721 E Mulberry for more information on the Public Hearing, please contact Neighborhood services superintendent at (903)487-5388 Ext. 5988. or e-mail [chm@cityofsherman.com](mailto:chm@cityofsherman.com)

Neighborhood Services Department, City of Sherman  
100 N. Rusk  
Sherman, Texas 75090

### LEGAL NOTICE

**ORDINANCE NO. 5177**  
**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, AMENDING THE THOROUGHFARE PLAN IN THE CITY'S 2018 COMPREHENSIVE ZONING ORDINANCE, PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**SECTION 5. EFFECTIVE DATE.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5177, which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

### LEGAL NOTICE

**ORDINANCE NO. 5176**  
**AN ORDINANCE OF THE CITY OF DENISON, TEXAS, REPEALING ORDINANCE NO. 5112 TO TERMINATE THE LOCAL STATE OF EMERGENCY CAUSE NO. 2021-546P, PROVIDING REPEALING, SEVERABILITY, AND SAVING CLAUSES; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE. AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED BY THE PUBLIC AS REQUIRED BY LAW.**

**Section 6. Effective Date.** That this Ordinance shall become effective upon its passage and publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5176, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

### LEGAL NOTICE

**Advertisement for Maintenance and Transportation General Services**  
Sherman ISD will be accepting proposals for "RFP #271-2021 Maintenance and Transportation General Services". This proposal is available through the Sherman ISD Bids and Contract System at <http://shermandisid.bidsnet.net/> and may be submitted online or downloaded for manual submission. Although we are legally required to accept paper bid submission, we strongly encourage that bidders submit proposals that include submit

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

### NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR PERMIT

PROPOSED AIR QUALITY PERMIT NUMBER 167047. GHGPSDTX212, AND PSDTX1602

APPLICATION 2m Doncor LLC has applied to the Texas Commission on Environmental Quality (TCEQ) for Issuance of Permit 167047  
Issuance of Prevention of Significant Deterioration (PSD) Permit PSDTX1602  
Issuance of Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) Permit GHGPSDTX212  
This application would authorize construction of the Doncor Plant located from the intersection of Highway 289 and Highway 902 east of Doncor, head east on Highway 902 for approximately 0.30 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Doncor, Grayson County, Texas 75459. This application is being presented in an expedient manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter 3. This is to an electronic copy of the site or facility's general location is provided as a public courtesy and not part of this application or notice. For need location, refer to application, <http://www.tceq.texas.gov/records/psd/167047.htm> or <http://www.tceq.texas.gov/records/ghg/167047.htm>. The facility will emit the following pollutants: carbon monoxide, hazardous air pollutants, sulfur dioxide, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, lead and sulfur dioxide. The proposed facility will also emit greenhouse gases.  
This application was submitted to the TCEQ on November 8, 2021. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and the Home Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas beginning the first day of publication of this notice. The facility's compliance fee, if any exists, is available for public review in the Dallas/Fort

**PARCEL A (MAIN HOSPITAL TRACT) CONVEYED TO UNIS OF TEXOMA, INC., BY DEED RECORDED IN VOLUME 4172, PAGE 483 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS (DRGCT), AND BEING ALL OF LOTS 3 AND 4 OF THE INDUSTRIAL INSULATION ADDITION, RECORDED IN VOLUME 21, PAGE 147, PLAT RECORDS, GRAYSON COUNTY, TEXAS, AND TRACT 2 LEGALLY DESCRIBED AS A TRACT OF LAND SITUATED IN THE J. STEEPER SURVEY, ABSTRACT NO. 1156, CITY OF DENISON, GRAYSON COUNTY, TEXAS, BEING PART OF TRACT 12 - PARCEL A (MAIN HOSPITAL TRACT) CONVEYED TO UNIS OF TEXOMA, INC., BY DEED RECORDED IN VOLUME 4172, PAGE 483 OF THE DEED RECORDS, GRAYSON COUNTY, TEXAS, AND BEING ALL OF LOT 13, MEMORIAL MEDICAL ADDITION, RECORDED IN VOLUME 6, PAGE 28, PROPERTY RECORDS GRAYSON COUNTY, TEXAS, AND TO BOTH TRACTS MORE PARTICULARLY DESCRIBED AND DEPICTED IN EXHIBIT "A" OF ITS ZONING CLASSIFICATION OF OFFICE DISTRICT (O) TO MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT; PROVIDING THAT SUCH TRACT OF LAND SHALL BE USED IN ACCORDANCE WITH THE REQUIREMENTS OF THE COMPREHENSIVE ZONING ORDINANCE AND ALL OTHER APPLICABLE ORDINANCES OF THE CITY; PROVIDING THAT THE ZONING MAP SHALL REFLECT THE MULTI-FAMILY RESIDENTIAL (MF-2) DISTRICT FOR THE**

**2021-15742, OFFICIAL PUBLIC RECORDS GRAYSON COUNTY, TEXAS AND WITH 5 OF THE TRACT PARTICULARLY DEPICTED IN EXHIBIT "A" OF ITS ZONING CLASSIFICATION OF AGRICULTURAL ("A") TO LIGHT INDUSTRIAL DISTRICT ("LI"); PROVIDING THAT SUCH TRACT OF LAND SHALL BE USED IN ACCORDANCE WITH THE COMPREHENSIVE ZONING ORDINANCE AND ALL OTHER APPLICABLE ORDINANCES OF THE CITY; PROVIDING THAT THE ZONING MAP SHALL REFLECT THE LIGHT INDUSTRIAL DISTRICT ("LI") FOR THE PROPERTY; PROVIDING A PENALTY: PROVIDING REPEALING, SEVERABILITY, AND SAVINGS CLAUSES; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**SECTION 7. Penalty.** Any person, firm, entity or corporation who violates any provision of this Ordinance or the Zoning Ordinance, as they exist or may be amended, shall be deemed guilty of a misdemeanor and shall be fined in a sum not exceeding Two Thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penalty provisions imposed under this Ordinance shall not preclude the City from filing suit to enforce the violation. The City retains all legal rights and

be fined in a sum not exceeding Two Thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penalty provisions imposed under this Ordinance shall not preclude the City from filing suit to enforce the violation. The City retains all legal rights and remedies available to it pursuant to local, state, and federal law.

**SECTION 8. Publication and Effective Date.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5179, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**MOVING TO a smaller home?**  
Sell those extra items you no longer use with a **CLASSIFIED AD.** Call 903.893.8181 or 903.465.7171 to place your ad.

into an Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**PUBLIC NOTICE**  
**ORDINANCE NO. 5181**  
**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, AMENDING THE ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, CHAPTER 28, "ZONING," ARTICLE III, "ZONING DISTRICTS," BY REPEALING SECTION 28-65A "RESIDENTIAL INFILL OVERLAY DISTRICT," PROVIDING SEVERABILITY, REPEALING AND SAVINGS CLAUSES; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE; AND FINDING AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

**Section 6. Penalty.** Any person, firm, entity or corporation who violates any provision of this Ordinance or Denison's Comprehensive Zoning Ordinance, Chapter 28, as they exist or may be amended, shall be deemed guilty of a misdemeanor and shall be fined in a sum not exceeding Two Thousand and No/100 Dollars (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penalty provisions imposed under this Ordinance shall not preclude Denison from filing suit to enforce the violation. Denison retains all legal rights and remedies available to it pursuant to local, state and federal law.

**Section 7. Publication and Effective Date.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5181, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**CITY OF DENISON, TEXAS**  
**REQUEST FOR PROPOSALS (RFP)**

**Mobile Restroom Trailer**

The City of Denison, or the "Owner", is soliciting Proposals for the purchase of mobile restroom trailers which can be deployed with a 4 ton gas truck to community events. Proposals will be received on or before 10:00 A.M. on Monday, January 6, 2022, by the City of Denison. The envelope containing your proposal shall be clearly marked as follows: Request for Proposal - Restroom Trailer for the City of Denison, Texas Closes 10:00 A.M. on January 6, 2022.

Proposals must be submitted to:  
Christine Wallentine, City Clerk  
City of Denison  
300 West Main Street  
Denison, Texas 75020

Questions and inquiries about this RFP should be directed to Aaron Werner at awerner@cityofdenison.com.

Owner reserves the right to reject any or all proposals, to waive irregularities in the procedure, to accept only part of a proposal (in the event of multiple-item proposals) and to accept the proposal that the Owner considers to be in its own best interest, without regard to whether or not such proposal is the best price received. Bid proposals must be in accordance with the laws of the State of Texas. The Owner reserves the right to reject any and/or all proposals, to award contracts for individual products or services as may appear advantageous, and to negotiate separately in any manner necessary to serve the best interest of the Owner. No proposals may be withdrawn for a period of fifteen (15) days subsequent to the deadline for receipt of proposals without the prior written consent of the City of Denison, Texas.

County Clerk of the County of BOKF, N.A. dba L.A. of the Attorney General, Texas  
James E. Walker  
Attorney at Law  
Graber & Walker, LLP  
200 North Travis, Ste. 212  
Sherman, Texas 75090

All persons having claims against this Estate which is currently being administered are required to present them within the time and in the manner prescribed by law. DATED this 15th day of December, 2021.

James E. Walker  
Graber & Walker, LLP  
200 North Travis, Ste. 212  
Sherman, Texas 75090  
(903) 868-9328 Telephone  
(903) 891-1034 Facsimile  
jimewalker@graberlaw.org

By: James E. Walker /s/ James E. Walker  
Texas State Bar No. 20706500

Attorney for the Personal Representative of the Estate of Mary Louise Ricketts, Deceased

NO. 2021-546P

**ESTATE OF HARVEY T. MCCROSKEY, JR., DECEASED**  
**IN THE COUNTY COURT OF GRAYSON COUNTY, TEXAS**

**NOTICE TO ALL PERSONS HAVING CLAIMS AGAINST THE ESTATE OF HARVEY T. MCCROSKEY, JR., DECEASED**

Notice is hereby given that original Letters Testamentary for the Estate of Harvey T. McCroskey, Jr., were issued on December 14, 2021, in Cause No. 2021-546P, pending in the County Court of Grayson County, Texas, to Janet S. McCroskey. The address of the Attorney representing the independent Executor is:

Samuel W. Graber  
Attorney at Law  
Graber & Walker, LLP  
200 North Travis, Ste. 212  
Sherman, Texas 75090  
(903) 868-9328 Telephone  
(903) 891-1034 Facsimile

All persons having claims against this Estate which is currently being administered are required to present them within the time and in the manner prescribed by law. DATED this 15th day of December, 2021.

**SAMUEL W. GRABER**  
Attorney at Law  
Graber & Walker, LLP  
200 N. Travis Street, Ste. 212  
Sherman, Texas 75090  
(903) 868-9328 Telephone  
(903) 891-1034 Facsimile

By: Samuel W. Graber /s/ Samuel W. Graber  
Texas State Bar No. 08240450

Attorney for the Independent Executor of the Estate of Harvey T. McCroskey, Jr., Deceased

**NOTICE OF SHERIFF'S SALE (REAL ESTATE)**

BY VIRTUE OF A ORDER OF SALE issued out of the 397th District Court of Grayson County, Texas in a certain cause numbered T-20-3013. On the 28th day of October A.D. 2021, styled: Denison ISD, Et Al vs. Anthony Leon Cothern, Et Al to me, as Deputy Sheriff directed and delivered, I have levied upon this 2nd day of December A.D. 2021, and will between the hours of 10:00 A.M. and 4:00 P.M. at approximately 10am on the first Tuesday in January A.D. 2022, at the 4th of said month, at 100 W. Houston in the Assembly Room (Annex 2) on the Second Floor Sherman, TX 75090 of said Grayson County, proceed to sell at public auction to the highest bidder, for cash in hand, all right, title and interest, if any, which the defendant had on the 2nd day of December A.D. 2021, or at any time thereafter, of and in the following described property:

ACCT. NO. 13024-3117990 (R145409); Lot 2, Block 93, Miller's Second Addition, an addition to the City of Denison, Grayson County, Texas, according to the map or plat thereof, recorded in Volume "Y" Page 535, Deed Records of Denison County, Texas

Said property is levied on as the

**SECTION 8. EFFECTIVE DATE.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5177, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**PUBLIC NOTICE**  
**ORDINANCE NO. 5176**  
**AN ORDINANCE OF THE CITY OF DENISON, TEXAS, REPEALING ORDINANCE NO. 5112 TO TERMINATE THE LOCAL STATE OF EMERGENCY CAUSED BY THE FEBRUARY 2021 EMERGENCY EVENT; PROVIDING REPEALING, SEVERABILITY AND SAVINGS CLAUSES; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE; AND FINDING AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

**Section 6. Effective Date.** This Ordinance shall become effective upon its passage and publication as required by law. I, Christine Wallentine, City Clerk of the City of Denison, Texas, do hereby certify that the above and foregoing is a true and correct copy of the caption of Ordinance Number 5176, which was passed by the Denison City Council at its Regular Meeting held on December 13, 2021, and which has been duly recorded in the Ordinance Book of the City of Denison, Texas.

The City of Denison, Texas  
Christine Wallentine, City Clerk

**LEGAL NOTICE**  
**Advertisement for Maintenance and Transportation General**

Sherman ISD will be accepting proposals for "RFP #271-2021 Maintenance and Transportation General Services". This proposal is available through the Sherman ISD Bids and Contract System at <http://shermanisd.onlinewave.net> and may be submitted online or downloaded for manual submission. Although we are legally required to accept paper bid submission, we strongly encourage that bidders submit this bid electronically. Proposals will be available on December 17, 2021.

Manual submission must be delivered in a sealed envelope clearly marked "RFP #271-2021 Maintenance and Transportation General Services". Questions regarding the RFP should be directed in writing via email to Marvin Taylor [mtaylor@shermanisd.net](mailto:mtaylor@shermanisd.net). Sherman ISD reserves the right to reject any or all proposals and to waive any or a formalities. Marvin Taylor, Purchasing Agent

Notice to Creditors of TH ESTATE OF KATHLEEN JOHNSON, Deceased

Notice is hereby given that original Letters Testamentary for the ESTATE OF KATHLEEN JOHNSON, Deceased, were issued on the 2nd day of December, 2021, in Cause No. 2021-546P, pending in the Probate Court of Grayson County, Texas, to: William Eugene Johnson, Independent Executor. All persons having claims against this Estate which is currently being administered are required to present them in the undersigned within the time and in the manner prescribed by law.

Claims may be presented in ca of the attorney for the estate addressed as follows:

Candace Vogt  
Vogt Duff Law Group, PLLC  
230 East Hunt Street, Suite 101  
McKinney, TX 75069

**MAKE Classified your connection between buyer and seller.**

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



### NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR PERMIT

PROPOSED AIR QUALITY PERMIT NUMBER 167047, GHGSDTX212, AND PSDTX1602

Application Sm Dorchester LLC has applied to the Texas Commission on Environmental Quality (TCEQ) for:

Issuance of Permit 167047

Issuance of Prevention of Significant Deterioration (PSD) Permit PSDTX1602

Issuance of Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) Permit GHGSDTX212

This application would authorize construction of the Dorchester Plant located from the intersection of Highway 759 and Highway 902 east of Dorchester, head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902, after the intersection of Taylor Road. Dorchester, Grayson County, Texas 75439. This application is being processed in an expedited manner, as allowed by the commission's rules in 20 Texas Administrative Code, Chapter 101, Subchapter J. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application: <http://www.tceq.texas.gov/assets/public/NOTES/permits/2021/167047/167047GHGSDTX212PSD1602.pdf>. The facility will emit the following contaminants: carbon monoxide, hazardous air pollutants, sulfuric acid, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, lead and sulfur dioxide. The proposed facility will also emit greenhouse gases.

This application was submitted to the TCEQ on November 8, 2021. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and the House Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the Dallas/Fort Worth regional office of the TCEQ.

The executive director has determined the application is administratively complete and will conduct a technical review of the application.

**PUBLIC COMMENT/PUBLIC MEETING** You may submit public comments, or request a public meeting or a contested case hearing to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. After the deadline for public comments, the executive director will prepare a response to all public comments.

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

After technical review of the application is complete, the executive director may prepare a draft permit and will issue a preliminary decision on the application. Notice of Application and Preliminary Decision for an Air Quality Permit will then be published and mailed to those who made comments, submitted hearing requests or are on the mailing list for this application. That notice will contain the first deadline for submitting public comments.

**OPPORTUNITY FOR A CONTESTED CASE HEARING** You may request a contested case hearing regarding the portions of the application for Air Permit Number 167047 and PSD Air Quality Permit Number PSDTX1602. There is no opportunity to request a contested case hearing regarding the portion of the application for GHGSDTX212. A contested case hearing is a legal proceeding similar to a civil trial in state district court. A contested case hearing will only be granted based on disputed issues of fact that are relevant and material to the Commission's decision on the portions of the application for Air Quality Permit Number 167047 and PSD Air Quality Permit Number PSDTX1602. Further, the Commission will only grant a hearing on those issues submitted during the public comment period and not withdrawn. A contested case hearing may be requested until 30 days after the mailing of the response to comments.

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

If a hearing request is timely filed, following the close of all applicable comment and request periods, the Executive Director will forward the applicable portion of the application and any requests for contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. The Commission may only grant a request for a contested case hearing on issues the regulator submitted at their timely comments that were not subsequently withdrawn. If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period. Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to address in this proceeding.

**MAILING LIST** In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices for this specific application by sending a written request to the Office of the Chief Clerk at the address below.

**AGENCY CONTACTS AND INFORMATION** Public comments and requests must be submitted either electronically at [www.tceq.texas.gov/epic/](http://www.tceq.texas.gov/epic/) or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13097, Austin, Texas 78711-3097. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of this agency's public record. For more information about this permit, application or the permitting process, please call the Public Education Program toll free at 1-800-687-4040. Or discuss information on Spanish, please call at 1-800-687-4040.

Further information may also be obtained from Sm Dorchester LLC, 1008 Southview Circle, Center, Texas 75006-4537 or by calling Mr. Michael Meister, Treaty Consultants at (361) 883-1668.

Notice Issuance Date: November 18, 2021

SA-008437721.01



## LOCAL

## Man gets 80 years for sexually abusing teen boys

Sherman Herald Democrat  
USA TODAY NETWORK

Joe Richard Cortez, 55, of Denison, was sentenced to 80 years in prison this week after being found guilty of one count of continuous sexual abuse of a child, three counts of aggravated sexual assault of a child, and nine counts of sexual assault of a child following a week-long jury trial in the 15th District Court.

Judge Jim Fallon conducted the sentencing phase of the trial. Cortez must serve the entire sentence, day for day, without any chance of parole due to the Continuous conviction. Cortez also must be registered as a sex offender.

In an email after the sentencing, Grayson County District Attorney Brett Smith said police identified seven teens Cortez had abused and five of them testified at trial. Smith said Cortez's behavior is believed to have gone on for 20 years off and on.

In a news release about the trial, Smith's office said the case began in late 2019 when investigators with the Grayson County Sheriff's Office began receiving information about young boys being given drugs and alcohol by Joe Cortez.

"Cortez would then sexually abuse the boys. Investigators began the process of locating and interviewing several victims. One by one the victims came forward and started to reveal a pattern. The victims would hang out with Cortez at his home in Denison and be provided drugs. Eventually, Cortez would sexually abuse the boys, typically starting when they were 12 or 13 years of age. Sometimes the abuse would continue for years. Investigators eventually obtained a search warrant for the residence belonging to the defendant. There they found some drugs and other evidence consistent with information provided by the victims. A search of a phone belonging to the defendant revealed search histories about "drugging," "teens," and abusive sexual content," the statement said.

In the statement, Assistant District Attorney Michael Sissney said, "This defendant preyed on vulnerable young boys. He used drugs, alcohol, and fear as his tools of manipulation. He probably never thought he would face these kids again, but we brought each and every one of them into the courtroom to tell their story."

Smith said his office routinely provides victims services, with assistance from the Texas Crime Victim's Compensation Fund, which can cover counseling, transportation, funeral costs, moving, reimbursement for uninsured medical expenses, etc. which means the youngsters who were victimized by Cortez were offered counseling to help them move forward with their lives.

Sissney was assisted in the case by ADA Don Hoover and Investigator Mike Ditto.

Cortez was represented in the case by Sherman attorney Rick Dunn.



In November 2020, the Salvation Army was making plans for its 2020 toy run. HERALD DEMOCRAT

## Angel Tree distribution brings hope for the holidays

Michael Hutchins Sherman Herald Democrat  
USA TODAY NETWORK

The Salvation Army of Grayson County and community volunteers worked to spread holiday cheer to families in need Thursday as the charity held its annual angel tree gift distribution. Each year, the charity helps ensure that less fortunate children across the region have a gift under the Christmas tree through its angel tree program, which allows individuals, families and businesses to "adopt" a child in need and purchase gifts for them.

Cars lined up early on the street surrounding the Salvation Army's building on Armstrong in Denison Thursday morning in order to collect donations. As each car snaked its way through the parking lot, volunteers manning shopping carts met them and loaded up the food, toys and gifts that were being distributed.

"I think it is an opportunity to bring back hope who might not get it otherwise," Salvation Army Maj. Tex Ellis said. "It helps bring back the magic of Christmas to families who otherwise might not be able to afford it, and I think that is important given the day and times we live in."

Salvation Army Major Tex Ellis said the charity was following the same procedures it used in 2020 during the middle of the COVID-19 pandemic and did not allow families to enter the distribution center itself. However, Ellis said the system proved more efficient and quicker which led organizers to continue it into 2021.

Inside the former retail space, shelves full of red plastic bags filled the back half of the storefront. A white piece of paper with the name of a family on each bag helped volunteers play Santa and ensure that each package would get to its destination in time for the Christmas holiday.

The Angel Tree campaign itself starts near the beginning of October as the Salvation Army opens up

applications for families. This year, the Salvation Army of Grayson County is assisting about 700 children.

Each year, trees decorated with paper angels, each representing a child in need, were put out at local retailers and other businesses. Each angel listed the items that the child wanted and needed for the holiday season. Visitors were able to "adopt" an angel and purchase some of these gifts for them.

Many area businesses also have their own trees where the employer and its employees will adopt angels for the season.

This year, fidget toys, including ones meant to simulate bubble wrap, were a hot and often requested item. Meanwhile, some of the perennial favorites, including Barbie and dolls, were in demand for the younger children.

These past two years have been different that previous campaigns, Andrea Ellis said. The COVID-19 pandemic and other impacts have increased the need in the community and led some families to be in need for the first time.

"It has just been different," she said. "I think families who may not have needed assistance in the past are having to get out and ask for help. Many of them I think are not used to it."

In addition to the gifts, the Salvation Army distributed food bags so that each family would have a nice Christmas meal on the holiday. Tyson Foods donated 2,700 lbs of Cornish hen.

For the Salvation Army, Christmas starts early each year. Planning for the holiday season begins during the summer months as officials run the numbers, plan and determine what the needs for the upcoming season will look like.

"Christmas season for the Salvation Army usually starts in June," Tex Ellis said. "That is when the planning gets started and all of the agreements fall into place and we start looking at numbers to see if we need to buy toys or buy food to make up the need."

### TO ALL INTERESTED PERSONS AND PARTIES:

Bm Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for:

Issuance of Permit 167047

Issuance of Prevention of Significant Deterioration (PSD) Permit PSDTX1602

Issuance of Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) Permit GHGSPSDTX12

This application would authorize construction of the Dorchester Plant located from the intersection of Highway 289 and Highway 902 east of Dorchester, head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application is being processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.

GA-02143722-02

## Model train set entertains, educates

SISO

With whistle piercing the air and smoke billowing from its smokestack, a 1952 post-war Lionel locomotor chugs down the track, and then disaster strikes. A car derails in seconds and tilts precariously.

A small laugh rings out, and a hand picks up

the car. Donald Jung aligns the model car to the track and reconnects it to the rest of the train, and the audience of children at Perrin Early Childhood Center watch with growing intensity.

"There wasn't hardly one child who was looking around," Donald said. "They were all watching and looking at this, looking at that."

Handed down from principal Nancy Jung's



Perrin ECC students scan the train set and landscape.



12700 Park Central Dr, Ste 2100, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203 / [trinityconsultants.com](http://trinityconsultants.com)

January 27, 2022

**Via email:** [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov)

Texas Commission on Environmental Quality

Office of the Chief Clerk

Attn: Notice Team

*RE: Public Notice Requirements – Proof of Publication and Affidavit Form*

*Permit Numbers: 167047, GHGPSDTX212, and PSDTX1602*

*TCEQ Project Number: 335160*

*BM Dorchester LLC*

*Customer Reference Number: CN605952373*

*Regulated Entity Reference Number: RN111368437*

To Whom It May Concern:

BM Dorchester LLC (BM Dorchester) is constructing a Portland cement manufacturing facility located in Dorchester, Grayson County, Texas (Dorchester Facility). BM Dorchester has been assigned Customer Number (CN) 605952373. The Dorchester Facility has been assigned Texas Commission on Environmental Quality (TCEQ) Regulated Entity Number (RN) 111368437.

BM Dorchester submitted an initial permit application on November 8, 2021. As a part of the application process, the Dorchester Facility is required to publish a formal public notice in a newspaper of general circulation in the municipality nearest to the facility location. In accordance with the public notice guidance package received from the TCEQ on November 18, 2021, BM Dorchester has completed the following:

- ▶ Published a formal public notice on December 19, 2021 in "The Herald Democrat" circulated in Grayson County;
- ▶ Placed a copy of the Air Quality Permit Application at the public location, Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas, for public viewing and copying, beginning December 16, 2021; and
- ▶ Prepared and posted signs per TCEQ requirements at the Dorchester Facility beginning December 16, 2021.

With this submittal, BM Dorchester is submitting the Affidavit of Publication for Air Permitting to the TCEQ via email within 30 calendar days after the date of publication.

The Dorchester Facility is required to submit copies of the aforementioned items to those listed on the Notification List. An electronic copy will be sent to [R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov) and Mr. Joel Stanford, TCEQ Air Permits Division, [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov). Hard copies of these submittals are being mailed to the following, per the Instructions for Public Notice:

#### HEADQUARTERS

12700 Park Central Dr, Ste 2100, Dallas, TX 75251 / P 800.229.6655 / P 972.661.8100 / F 972.385.9203

00320

TCEQ - Page 2  
January 27, 2022

Texas Commission on Environmental Quality  
Air Section Manager  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O Box 12873  
Austin, Texas 78711-2873

The Honorable Bill Magers  
County Judge  
County Courthouse  
100 W Houston STE 15  
Sherman, Texas 75459

The Honorable David Smith  
Mayor of Dorchester  
PO Box 51  
Howe, Texas 75459

If you have any questions, please feel free to contact me at (972) 661-8100 or via email at [MMeister@trinityconsultants.com](mailto:MMeister@trinityconsultants.com).

Sincerely,

TRINTY CONSULTANTS



Michael Meister  
Principal Consultant

cc: U.S. EPA, Region 6 ([R6AirPermitsTX@EPA.gov](mailto:R6AirPermitsTX@EPA.gov))  
Mr. Joel Stanford, Air Permits Division ([Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov))  
Air Section Manager, TCEQ Region 4, DFW  
Upland Leasing Team Leader, Texas General Land Office  
The Honorable Bill Magers, County Courthouse  
The Honorable David Smith, Mayor of Dorchester  
Mr. Rhett Bennett, BM Dorchester LLC (electronic)  
Mr. Jake Bender, BM Dorchester LLC (electronic)

## Paul Worrall

---

**From:** Mike Meister <MMeister@trinityconsultants.com>  
**Sent:** Thursday, January 27, 2022 5:36 PM  
**To:** PROOFS  
**Cc:** R6AirPermitsTX@epa.gov; Joel Stanford; Jake Bender; Rhett Bennett  
**Subject:** BM Dorchester PSD Application (Project No. 335160) - Public Notice Affidavit  
**Attachments:** BM Dorchester PN\_2022-0127.pdf

To Whom It May Concern,

Please find attached the Public Notice Affidavit for the public notice associated with the initial PSD permit application for Permit Nos. 167047, GHGPSDTX212, and PSDTX1602 for BM Dorchester, LLC in Dorchester, Texas.

Thank you,

**Michael Meister**  
Principal Consultant

P 361.883.1668, Direct 361.235.3147  
555 N. Carancahua St, Ste 820 Corpus Christi, TX 78401  
Email: [mmeister@trinityconsultants.com](mailto:mmeister@trinityconsultants.com)



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

### NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR PERMIT

PROPOSED AIR QUALITY PERMIT NUMBER 167047,  
GHGPSDTX212, AND PSDTX1602

**APPLICATION** Bm Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for:

Issuance of Permit 167047

Issuance of Prevention of Significant Deterioration (PSD) Permit PSDTX1602

Issuance of Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) Permit GHGPSDTX212

This application would authorize construction of the Dorchester Plant located from the intersection of Highway 289 and Highway 902 east of Dorchester, head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application is being processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.

[http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.538174&lng=-](http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.538174&lng=-96.689632&zoom=13&type=r)

[96.689632&zoom=13&type=r](http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.538174&lng=-96.689632&zoom=13&type=r). The facility will emit the following contaminants: carbon monoxide, hazardous air pollutants, sulfuric acid, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, lead and sulfur dioxide. The proposed facility will also emit greenhouse gases.

This application was submitted to the TCEQ on November 8, 2021. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the Dallas/Fort Worth regional office of the TCEQ.

The executive director has determined the application is administratively complete and will conduct a technical review of the application.

**PUBLIC COMMENT/PUBLIC MEETING** You may submit public comments, or request a public meeting or a contested case hearing to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. After the deadline for public comments, the executive director will prepare a response to all public comments.

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

After technical review of the application is complete, the executive director may prepare a draft permit and will issue a preliminary decision on the application. Notice of Application and Preliminary Decision for an Air Quality Permit will then be published and mailed to those who made comments, submitted hearing requests or are on the mailing list for this application. That notice will contain the final deadline for submitting public comments.

**OPPORTUNITY FOR A CONTESTED CASE HEARING** You may request a contested case hearing regarding the portions of the application for Air Permit Number 167047 and PSD Air Quality Permit Number PSDTX1602. There is no opportunity to request a contested case hearing regarding the portion of the application for GHGPSD Air Quality Permit Number GHGPSDTX212. A contested case hearing is a legal proceeding similar to a civil trial in state district court. A contested case hearing will only be granted based on disputed issues of fact that are relevant and material to the Commission's decision on the portions of the application for Air Quality Permit Number 167047 and PSD Air Quality Permit Number PSDTX1602. Further, the Commission will only grant a hearing on those issues submitted during the public comment period and not withdrawn. **A contested case hearing may be requested until 30 days after the mailing of the response to comments.**

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

If a hearing request is timely filed, following the close of all applicable comment and request periods, the Executive Director will forward the applicable portion of the application and any requests for contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period.** Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to address in this proceeding.

**MAILING LIST** In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices for this specific application by sending a written request to the Office of the Chief Clerk at the address below.

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

Further information may also be obtained from Bm Dorchester LLC, 1008 Southview Circle, Center, Texas 75935-4537 or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

Notice Issuance Date: November 18, 2021

THE HONORABLE DREW SPRINGER  
TEXAS SENATE  
DISTRICT ROOM 3E.18  
TEXAS STATE CAPITOL  
drew.springer@senate.texas.gov

THE HONORABLE REGGIE SMITH  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT ROOM 4N.7  
TEXAS STATE CAPITOL  
reggie.smith@house.texas.gov

67047, GHG PSDTX212,  
and PSDTX11602

STATE

00325

11/10/2021

GRAYSON COUNTY HEALTH DEPARTMENT  
15 N WALNUT ST  
SHERMAN TX 75090-4952

GRAYSON COUNTY JUDGE  
COUNTY COURTHOUSE - JUSTICE  
100 W HOUSTON ST STE 15  
SHERMAN TX 75090-5958

RED RIVER AUTHORITY OF TEXAS  
PO BOX 240  
WICHITA FALLS TX 76307-0240

PUBLIC HEALTH REGION 2/3  
TEXAS DEPARTMENT OF STATE HEALTH  
301 S BOWEN RD STE 200  
ARLINGTON TX 76013-2262

TEXOMA COUNCIL OF GOVERNMENTS  
1117 GALLAGHER DR STE 100  
SHERMAN TX 75090-3107

US ARMY CORPS OF ENGINEERS  
TULSA DISTRICT - CESWT  
2488 E 81ST ST  
TULSA OK 74137-4290

FIELD SUPERVISOR  
IS FISH & WILDLIFE SERVICE  
STE 140  
005 NE GREEN OAKS BLVD  
ARLINGTON TX 76006-2601

GLENN C CLINGENPEEL  
TRINITY RIVER AUTHORITY OF TEXAS  
5300 S COLLINS ST  
ARLINGTON TX 76018-1710

CAROLYN FRUTHALER MD DIR  
GRAYSON COUNTY HEALTH AUTHORITY  
515 N WALNUT ST  
SHERMAN TX 75090-4952

ALFONSO MORUA  
DALLAS WATER UTILITIES  
900 WHITE ROCK RD  
DALLAS TX 75214-3800

JOHN R PIPES  
COOKE COUNTY ENVIRO HEALTH  
COOKE CO COURTHOUSE  
100 S DIXON ST  
GAINESVILLE TX 76240-4717

DREW SATTERWHITE PE GENERAL  
RED RIVER GROUNDWATER CONSERVATION  
PO BOX 1214  
SHERMAN TX 75091-1214

COUNTY

JERRY W CHAPMAN GENERAL MANAGER  
GREATER TEXOMA UTILITY AUTHORITY  
5100 AIRPORT DR  
DENISON TX 75020-8448

WAYMAN W CHILCUTT  
PO BOX 86  
WHITESBORO TX 76273-0086

GLENN G DRAPER PE  
DRAPER ENGINEERING  
3658 ASBURY ST  
DALLAS TX 75205-1849

BILLY & CATHEY HAMILTON  
104 GOLDEN RD  
SHERMAN TX 75090-7514

KIMBERLY G KELLEY  
BLDG 1, STE 300  
3711 S MOPAC EXPY  
AUSTIN TX 78746-8013

IP/PROT

17047, GHG PSDTX 212,  
und PSDTX1402

Senate Bill 709 (84th Texas Legislative Session, 2015) amended the Texas Water Code by adding new Section 5.5553, which requires the Texas Commission on Environmental Quality (TCEQ) to provide written notice to you at least thirty (30) days prior to the TCEQ's issuance of draft permits for applications that are located in your district.

*Bm Dorchester LLC* has applied to the TCEQ for air quality permitting actions regarding a Dorchester Plant.

Application Received Date: November 8, 2021

Location: from the intersection of Highway 289 and Highway 902 east of Dorchester head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas, 75459

This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice:

<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.538174&lng=-96.689632&zoom=13&type=r>.

Air Quality Permits affected:

- *Air Quality Permit 167047*
- *Prevention of Significant Deterioration PSDTX1602*
- *Greenhouse Gas Prevention of Significant Deterioration GHGPSDTX212*

TCEQ is preparing the initial draft permit for applicant review. At the time the draft permit is issued, the applicant will be required to publish notice in a newspaper of general circulation, and the TCEQ will provide a copy of the notice of draft permit to persons who have requested to be on a mailing list.

Questions regarding this email may be directed to Bonnie Evridge by calling 512-239-5222.

Issued: November 18, 2021

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



125804

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

November 18, 2021

MR JACOB BENDER  
CHIEF FINANCIAL OFFICER  
BM DORCHESTER LLC  
1008 SOUTHVIEW CIR  
CENTER TX 75935-4537

Re: Declaration of Administrative Completeness  
Permit, Prevention of Significant Deterioration (PSD), Greenhouse Gas (GHG) Prevention of  
Significant Deterioration (PSD) Permit Application  
Permit Numbers: 167047, GHGPSDTX212, and PSDTX1602  
Bm Dorchester LLC  
Dorchester Plant  
Dorchester, Grayson County  
Customer Reference Number: CN605952373  
Regulated Entity Number: RN111368437

Dear Mr. Bender:

The Texas Commission on Environmental Quality (TCEQ) has declared the above-referenced application, received on November 8, 2021, administratively complete on November 18, 2021.

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

- Notices for Newspaper Publication (Examples A and B)
- Sign Posting Example (Example C)
- Public Notice Checklist
- Instructions for Public Notice
- Affidavit of Publication for Air Permitting (Form TCEQ-20533) and
- Alternative Language Affidavit of Publication for Air Permitting (Form TCEQ-20534)
- Web link to download Public Notice Verification Form (refer to Public Notice Instructions)
- Notification List

**Please note that it is very important that you follow all directions in the enclosed instructions.** If you do not, you may be required to republish the notice. Some common errors are the unauthorized changing of notice wording or font, omission of air contaminants, and inaccurate plant site location information represented in the application. Additional information can be found at [www.tceq.texas.gov/permitting/air/bilingual/how1\\_2\\_pn.html](http://www.tceq.texas.gov/permitting/air/bilingual/how1_2_pn.html) or **if you have any questions, please contact us before you proceed with publication.**

A "Public Notice Checklist" is enclosed which notes the time limitations for each step of the public notice process. **The processing of your application may be delayed if these time limitations are not met (i.e.; submitting proof of publication of the notice within 10 business days after publication, affidavits of publication within 30 calendar days after the date of publication, and public notice**

Mr. Jacob Bender  
Page 2  
November 18, 2021

Re: Permits: 167047, GHGPSDTX212, and PSDTX1602

**verification form within 10 business days after the end of the designated comment period).** This checklist should be used as a tool in conjunction with the enclosed, detailed instructions.

If you do not comply with **all** requirements described in the instructions, the TCEQ cannot continue processing the application and may take other actions. Please note that as your application undergoes the technical review, we may request additional information.

If you have any questions regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300. If you have any other questions, please contact Mr. Steven Piper at (512) 239-1589.

Sincerely,

A handwritten signature in black ink, appearing to read "Johnny D. Bowers", with a long horizontal flourish extending to the right.

Johnny D. Bowers, Team Leader  
Air Permits Initial Review Team  
Air Permits Division  
Texas Commission on Environmental Quality

Enclosures

cc: Air Section Manager, Region 4 - Dallas/Fort Worth  
Air Permits Section Chief, New Source Review Section (6PD-R), U.S. Environmental Protection  
Agency, Region 6, Dallas

Project Number: 335160

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

### NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR PERMIT

PROPOSED AIR QUALITY PERMIT NUMBER 167047,  
GHGPSDTX212, AND PSDTX1602

**APPLICATION** Bm Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for:  
Issuance of Permit 167047  
Issuance of Prevention of Significant Deterioration (PSD) Permit PSDTX1602  
Issuance of Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) Permit GHGPSDTX212

This application would authorize construction of the Dorchester Plant located from the intersection of Highway 289 and Highway 902 east of Dorchester, head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application is being processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.

<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=33.538174&lng=-96.689632&zoom=13&type=r>. The facility will emit the following contaminants: carbon monoxide, hazardous air pollutants, sulfuric acid, nitrogen oxides, organic compounds, particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, lead and sulfur dioxide. The proposed facility will also emit greenhouse gases.

This application was submitted to the TCEQ on November 8, 2021. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Dallas/Fort Worth regional office, and the Howe Community Library, 315 South Collins Freeway, Howe, Grayson County, Texas beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the Dallas/Fort Worth regional office of the TCEQ.

The executive director has determined the application is administratively complete and will conduct a technical review of the application.

**PUBLIC COMMENT/PUBLIC MEETING** You may submit public comments, or request a public meeting or a contested case hearing to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. After the deadline for public comments, the executive director will prepare a response to all public comments.

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

After technical review of the application is complete, the executive director may prepare a draft permit and will issue a preliminary decision on the application. Notice of Application and Preliminary Decision for an Air Quality Permit will then be published and mailed to those who made comments, submitted hearing requests or are on the mailing list for this application. That notice will contain the final deadline for submitting public comments.

**OPPORTUNITY FOR A CONTESTED CASE HEARING** You may request a contested case hearing regarding the portions of the application for Air Permit Number 167047 and PSD Air Quality Permit Number PSDTX1602. There is no opportunity to request a contested case hearing regarding the portion of the application for GHGPSD Air Quality Permit Number GHGPSDTX212. A contested case hearing is a legal proceeding similar to a civil trial in state district court. A contested case hearing will only be granted based on disputed issues of fact that are relevant and



material to the Commission's decision on the portions of the application for Air Quality Permit Number 167047 and PSD Air Quality Permit Number PSDTX1602. Further, the Commission will only grant a hearing on those issues submitted during the public comment period and not withdrawn. **A contested case hearing may be requested until 30 days after the mailing of the response to comments.**

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

If a hearing request is timely filed, following the close of all applicable comment and request periods, the Executive Director will forward the applicable portion of the application and any requests for contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period.** Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to address in this proceeding.

**MAILING LIST** In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices for this specific application by sending a written request to the Office of the Chief Clerk at the address below.

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

Further information may also be obtained from Bm Dorchester LLC, 1008 Southview Circle, Center, Texas 75935-4537 or by calling Mr. Michael Meister, Trinity Consultants at (361) 883-1668.

Notice Issuance Date: November 18, 2021

## Example B

### Publication Elsewhere in the Newspaper:

TO ALL INTERESTED PERSONS AND PARTIES:

Bm Dorchester LLC, has applied to the Texas Commission on Environmental Quality (TCEQ) for:

Issuance of Permit 167047

Issuance of Prevention of Significant Deterioration (PSD) Permit PSDTX1602

Issuance of Greenhouse Gas (GHG) Prevention of Significant Deterioration (PSD) Permit GHGPSDTX212

This application would authorize construction of the Dorchester Plant located from the intersection of Highway 289 and Highway 902 east of Dorchester, head east on Highway 902 for approximately 0.80 miles the site will be located directly north of Highway 902 after the intersection of Taylor Road, Dorchester, Grayson County, Texas 75459. This application is being processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. Additional information concerning this application is contained in the public notice section of this newspaper.



minimum



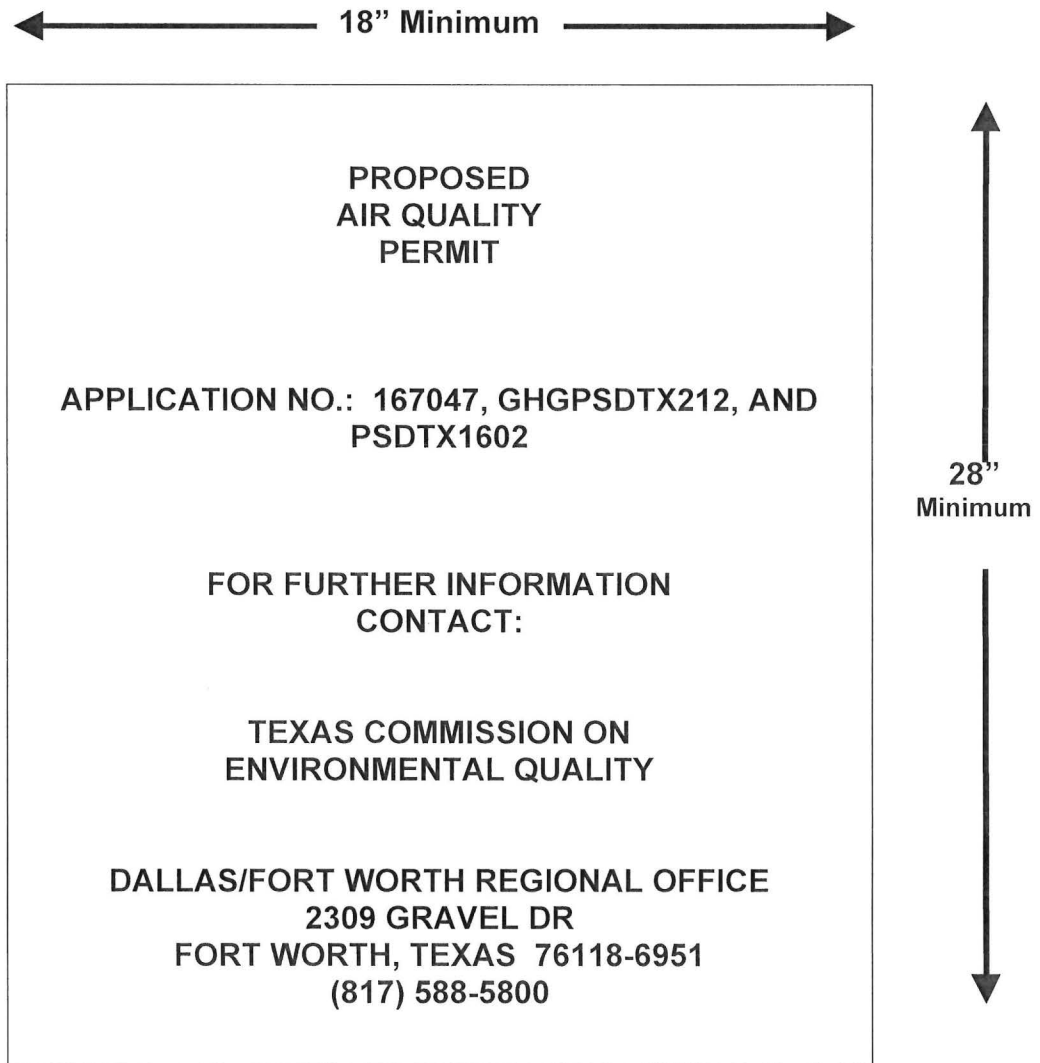
Minimum 2 column widths or 4 inches



## Example C

### Sign Posting

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



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

## WHITE BACKGROUND WITH BLACK LETTERS

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

**Public Notice Checklist**  
**Notice of Receipt of Application and Intent to Obtain Permit**  
**(1st Notice)**

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

**Within 30 calendar days after date of administrative completeness letter**

Publish *Notice of Receipt of Application and Intent to Obtain Permit*

- Example A must be published in "public notice" section of newspaper. Review for accuracy prior to publishing.
- Example B must be published in prominent location (other than "public notice") in same issue of newspaper.
- As part of the expedited permitting process, it is recommended that you publish immediately.

Provide copy of application at a public place for review and copying. Location selected must provide public access to the internet. Keep it there until end of the designated comment period.

Prepare signs.

**First day of newspaper publication**

Review published newspaper notice for accuracy. If errors, contact Air Permits Division.

Post signs and keep them up for duration of the designated comment period (see Example C).

Ensure copy of application is at the public place.

**Within 10 business days after date of publication**

Proof of publication showing publication date and newspaper name should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to:

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

Mail or email, as instructed, photocopies of newspaper clippings showing publication date and newspaper name to persons listed on *Notification List*

**Within 30 calendar days after date of publication**

Affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to:

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

Mail or email, as instructed, photocopies of affidavits to persons listed on *Notification List*

**Within 10 business days after end of the designated comment period**

Public Notice Verification Form should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to:

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

Mail or email, as instructed, photocopies of Public Notice Verification Form to persons listed on *Notification List*

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## Instructions for Public Notice For New Source Review Federal Air Permit

### Notice of Receipt of Application and Intent to Obtain Permit

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

#### Review Notice

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

#### Newspaper Notice

- You must publish the enclosed *Notice of Receipt of Application and Intent to Obtain Permit* within **30 calendar days** after the date of administrative completeness. As part of the expedited permitting process, it is recommended that you publish immediately. Refer to the cover letter for the date of administrative completeness.
- You must publish the enclosed *Notice of Receipt of Application and Intent to Obtain Permit* at your expense, in a newspaper that is of general circulation in the municipality where the facility is or will be located. If the facility is not located within a municipality, the newspaper should be of general circulation in the municipality nearest to the location or proposed location.
- You must publish this notice in one issue of any applicable newspaper.
- You will find two example notices enclosed in this package. *Example A* must be published in the "public notice" section of the newspaper. The phrase "Example A" is not required to be published. *Example B* must be published in the **same issue** of the newspaper as *Example A*; however, it must be published in a prominent location (other than the public notice section). *Example B* refers the public to the "public notice" section of the newspaper where *Example A* provides more information regarding the permit application.
- *Example B* must be a total of at least **6 column inches (standard advertising units)** with a height of at least **3 inches** and a horizontal dimension of **2 column widths**. If the newspaper chosen does not use standard advertising units for measurement, the notice must be at least **12 square inches** with the shortest side at least 3 inches.
- The bold text of the enclosed notice **must** be printed in the newspaper in a font style or size that distinguishes it from the rest of the notice (i.e., **bold**, *italics*). **Failure to do so may require re-notice.**

## Alternative Language Notice

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

- Public notice rules require the applicant to determine whether a bilingual program is required at either the elementary or middle school nearest to the facility or proposed facility location. Bilingual education programs are determined on a district-wide basis. When students who are required to attend either school are eligible to be enrolled in a bilingual education program, some alternative language notice is required (signs, or signs and newspaper notice).
- Since the school district, and not the schools, must provide the bilingual education program, these programs do not have to be located at the elementary or middle school nearest to the facility or proposed facility to trigger the alternative language notice requirement. If there are students who would normally attend the nearest schools eligible to be taught in a bilingual education program at a different location, alternative language notice is required.
- If triggered, publication of alternative language notices must be made in a newspaper or publication primarily printed in each language taught in the bilingual education program. This notice is required if such a newspaper or publication exists in the municipality or the county where the facility is or will be located.
- The applicant must demonstrate a good faith effort to identify a newspaper or publication in the required language. If a newspaper or publication of general circulation published at least once a month in such language cannot be found, publishing in that language is not required, but signs must still be posted adjacent to each English language sign.
- Publication in an alternative language section or insertion within an English language newspaper does not satisfy these requirements.
- The applicant has the burden to demonstrate compliance with these requirements. You must fill out the ***Public Notice Verification Form (Form TCEQ-20244)*** indicating your compliance with the requirements regarding publication in an alternative language. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- It is suggested the applicant work with the local school district to do the following:
  - (a) determine if a bilingual program is required in the district;
  - (b) determine which language is required by the bilingual program;
  - (c) locate the nearest elementary and middle schools; and
  - (d) determine if any students attending either school are eligible to be enrolled in a bilingual educational program.
- **If you determine that you must meet the alternative language notice requirements, you are responsible for ensuring that the publication in the alternative language is complete and accurate in that language. Spanish notice templates are available through the Air Permits Division Web site at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html). All italic notes should be replaced with the corresponding Spanish translations for the specific application and published in the alternative language publication.**
- If you are required to publish notice in a language other than Spanish, you must translate the entire public notice at your own expense.

## Public Comment Period

- The public comment period should last at least **30 calendar days**.

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

### Proof of Publication

- Check each publication to ensure that the articles were accurately published. If a notice was not published correctly you may be required to republish.
- For each newspaper in which you published, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk within **10 business days** after the date of publication. Acceptable proofs of publication are 1) copies of the published notice or 2) the newspaper clippings of the published notice. If you choose to submit copies of the published notice to the Office of the Chief Clerk, copies must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain newspaper clippings or tear sheets of the notice for your records.
- You must submit an **affidavit of publication for air permitting and alternate language affidavit of publication for air permitting (if applicable)** to the Office of the Chief Clerk within **30 calendar days** after the date of publication. **You must use the enclosed affidavit forms.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with the proof of publication described above.
- You must submit the **Public Notice Verification Form (Form TCEQ-20244)** to the Office of the Chief Clerk within **10 business days** of the end of this public comment period. You must use this form to certify that you have met bilingual notice requirements. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**
- The **affidavits of publication, Public Notice Verification Form, and acceptable proof of publication of the published notices** should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to:

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

- Please ensure that the affidavit(s) you send to the Chief Clerk have all blanks on the affidavit filled in correctly.
- Photocopies of newspaper clippings, affidavits, and verifications must also be sent to those listed on the enclosed *Notification List* within the deadlines specified above.

### Failure to Publish and Submit Proof of Publication

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



## Sign Posting

Applicants for air quality permits must also post signs.

- You must post at least one sign in English and as applicable, in each alternative language.
- Signs must be in place on the first day of publication in a newspaper and must remain in place and be legible and be visible from the street for the entire duration of the publications' designated comment period (see Example C).
- The sign template enclosed (*Example C*) is an example only. Read the sign template carefully and notify the TCEQ if it has an error or omissions. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Any changes to the text prepared by the TCEQ must be approved by the agency.
- Signs placed at the site must be located within 10 feet of each (every) property line paralleling a public street, road, or highway. Signs must be spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs are required along any property line paralleling a public street, road, or highway. Sign(s) must be placed at a sufficient height above the ground that is necessary for sign(s) to be 100 percent visible from the street.
- All lettering on the sign must be no less than 1½" in height with block printed capital lettering. The sign must be at least 18" wide and 28" tall, and consist of black lettering on a white background.
- Alternative language signs are required if alternative notice is required, even if no newspaper can be found.
- Inspect each posted sign daily to ensure it is present and visible throughout the entire comment period.
- You must submit verification of sign posting using the **Public Notice Verification Form (Form TCEQ-20244)** within **10 business days** after end of the publications' designated comment period. Do not submit the *Public Notice Verification Form* verifying sign posting until after the comment period is over. You cannot certify that the sign posting is in compliance until after the comment period is over. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

## Application in a Public Place

- You must provide a copy of the administratively complete application at a public place for review and copying by the public. This place must be in the county in which the facility is located or proposed to be located. The location must also provide public access to the internet.
- A public place is one that is publicly owned or operated. For example, libraries, county courthouses, or city halls.
- The administratively complete application must be available beginning on the first day of newspaper publication and remain available during the entire public comment period.
- If the application is submitted to the TCEQ with information marked as confidential, you are required to indicate which specific portions of the application are not being made available to the public. These portions of the application must be accompanied with the following statement: "Any request for portions of this application that are marked as confidential must be submitted in writing, pursuant to the Public Information Act, to the Texas Commission on Environmental Quality, Public Information Coordinator, MC-197, P.O. Box 13087, Austin, Texas 78711-3087."



- You must submit verification of file availability using the ***Public Notice Verification Form (Form TCEQ-20244)*** within **10 business days** after end of the publications' designated comment period. Do not submit the form verifying that the application was in a public place until after the comment period is complete. If a public meeting is held or second notice is required causing the public comment period to be extended, at a later date you will be required to verify that the application was in a public place during the entire public comment period. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

## **General Information**

When contacting the Commission regarding this application, please refer to the permit number at the top of the *Notice of Application and Intent to Obtain Permit*.

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

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

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

Applicant Name: Bm Dorchester LLC  
Permit No.: 167047, GHGPSDTX212, and PSDTX1602  
Application Received Date: November 8, 2021

## AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

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

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

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

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

[Affix Seal]

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

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

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

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

Applicant Name: Bm Dorchester LLC  
Permit No.: 167047, GHGPSDTX212, and PSDTX1602  
Application Received Date: November 8, 2021

## ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

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

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

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

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

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

[Affix Seal]

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

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

## Notification List

It is the responsibility of the applicant to furnish the following offices with copies of the notices published, the *Affidavit of Publication for Air Permitting*, the *Alternative Language Affidavit of Publication for Air Permitting (if applicable)*, and a completed copy of the *Public Notice Verification Form (Form TCEQ-20244)*. Acceptable proof of publication and any affidavits and Form TCEQ-20244 should be emailed to [PROOFS@tceq.texas.gov](mailto:PROOFS@tceq.texas.gov) or mailed to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, AIR Expedited Permitting, P.O. Box 13087, Austin, Texas 78711-3087.

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

**Email copies to Mr. Joel Stanford at** [Joel.Stanford@tceq.texas.gov](mailto:Joel.Stanford@tceq.texas.gov)

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

Texas Commission on Environmental Quality  
Air Section Manager  
Dallas/Fort Worth Regional Office  
2309 Gravel Dr  
Fort Worth, Texas 76118-6951

Texas General Land Office  
Upland Leasing Team Leader  
Professional Services  
P.O. Box 12873  
Austin, Texas 78711-2873

The Honorable Bill Magers  
County Judge  
County Courthouse  
100 W Houston STE 15  
Sherman, TX 75459

The Honorable David Smith  
Mayor of Dorchester  
PO Box 51  
Howe, TX 75459