



Texas Commission on Environmental Quality

Public Notice Verification Form for Waste Permits Notice of Application and Preliminary Decision (NAPD)

Instructions

Submit this completed form, proofs of publication, and publisher's affidavits following the instructions for publishing a NAPD provided with this form.

Questions? Email the Waste Permits Division at WPD-PNV@tceq.texas.gov, or call us at (512) 239-2335.

A. Applicant and Facility Information

1. Applicant

Applicant Name: _____

Customer Number (CN): _____

2. Facility

Facility Name: _____

Regulated Entity Reference Number (RN): _____ Facility Permit Number: _____

B. Alternative Language Determination

The purpose of this section is to record the steps you took to determine whether a Bilingual Education Program is required by Title 19 Texas Education Code (19 TEC), Section 89.1205, in the school district where the facility is located and, if so, whether you are required to publish your public notice in an alternative language.

Please note that a Bilingual Education Program is different from an "English as a Second Language" (ESL) program. There is no requirement to publish notice in an alternative language if the elementary or middle school offers only ESL.

1. School District

I contacted the school district where the facility is located on (date): _____

School District: _____

Name of Person Contacted: _____

Title: _____ Phone Number: _____

Important: Do not rely on a school or district website to determine whether there is an active Bilingual Education Program in the district.

2. Schools Nearest to the Facility

Name of elementary school: _____

Name of middle school: _____

3. Bilingual Education Program

In the school district where the facility is located, the Texas Education Code (*check one*):

Does not require a Bilingual Education Program (*skip to **item 5**, Requirement for Alternative Language Notice, in this section*).

Requires a Bilingual Education Program.

A Bilingual Education Program is required in the district, and (*check all that apply*):

- ☐ **a.** Students in the elementary or middle school nearest the facility are enrolled in a program at that school.
- ☐ **b.** Students from the elementary or middle school nearest the facility attend a Bilingual Education Program at another location.
- ☐ **c.** The school district that otherwise would be required to provide a Bilingual Education Program has been granted an exception from the requirements to provide the program as provided for in 19 TEC 89.1207(a).
- ☐ **d.** None of the above (*skip to **item 5**, Requirement for Alternative Language Notice, in this section*).

If **a**, **b**, or **c** is checked, then an alternative language notice *is required*. If **d** ("None of the above") is checked, then an alternative language notice is *not* required.

4. Language(s) of the Bilingual Education Program

The Bilingual Education Program provides instruction in the following language(s):

5. Requirement for Alternative Language Notice

Based on the answers above, this permit application (*check one*):

Is subject to alternative language public notice requirements (*continue to Section C*).

Is not subject to alternative language public notice requirements (*skip to Section D*).

C. Publication Availability for Alternative Language Notice

Check all that apply:

- ☐ The applicant completed a **diligent search** for a newspaper or publication of general circulation in both the municipality and county where the facility is located.
- ☐ The applicant **found** a newspaper or publication in the required alternative language(s).
- ☐ The applicant **did not find** a newspaper or publication in the required alternative language(s).
- ☐ The publishers of the newspapers listed below **declined** to publish the notice as requested, and another newspaper or publication in the same language and of general circulation could not be found in the municipality or county where the facility is located.

Newspaper: _____ Language: _____

D. Proof of Publication

The deadline to file copies of the published notices, showing the dates of publication and the names of the newspapers, is 10 business days after the last date of publication. The deadline to file publishers' affidavits is 30 calendar days after the last date of publication for each notice.

Check all that apply:

- ☐ **Copies of the published notices in English** are enclosed with this form.
- ☐ **Copies of the published notices in English** were submitted earlier, on (date) _____.
- ☐ **Copies of the published notices in each alternative language** are enclosed with this form.
- ☐ **Copies of the published notices in each alternative language** were submitted earlier, on (date) _____.
- ☐ **Publishers' affidavits** for English language notice are enclosed with this form.
- ☐ **Publishers' affidavits** for alternative language notice are enclosed with this form.

E. Proof of Broadcast

I verify that the **Radio Broadcast for Notice of Application and Preliminary Decision** was given as required by 30 TAC 39.503(d)(2) on the following radio stations, which broadcast to the following counties in Texas (if applicable).

Radio Station _____ County/ies _____

Radio Station _____ County/ies _____

Radio Station _____ County/ies _____

Radio Station _____ County/ies _____

F. Public Place for Viewing Application

Copies of the complete waste application and draft permit, including revisions, are available for review and copying beginning on the first day of publication of the NAPD at the public place indicated below.

Name of Public Place: _____

Street Address, City, and Zip Code of Public Place:

The waste application, draft permit, and any revisions will remain in the designated public place until the TCEQ either acts on the application or refers it to the State Office of Administrative Hearings (SOAH) for hearing.

G. Verification

I have verified that the information in sections **A** through **F** of this form is correct and complete.

Signature: _____ Date: _____

Printed Name: _____ Title: _____

Applicant Name: _____