



Administrative Package Cover Page

This file contains the following documents:

1. Summary of application (in plain language)
2. First Notice (NORI-Notice of Receipt of Application and Intent to Obtain a Permit)
3. Application Materials (**NOTE:** This application was declared Administratively Complete before June 1, 2024. Application materials are available for review at the Public Viewing Location provided in the NORI.)

ENGLISH LANGUAGE TEMPLATE FOR CAFO PERMIT APPLICATIONS

The following summary is provided for this pending water quality permit application being reviewed by the Texas Commission on Environmental Quality as required by the TCEQ Public Participation Plan and Language Access Plan. The information provided in this summary may change during the technical review of the application and is not a federal enforceable representation of the permit application.

- 1) Applicant's Name: Peter Henry & Nova Darlene Schouten
- 2) Customer Number: CN601479512; CN601479520
- 3) Name of facility: Golden Star Heifer Ranch
- 4) Regulated Entity Number: RN111503652
- 5) Provide your permit Number: WQ0005387000
- 6) Facility Business: The facility will confine 2,000 replacement dairy heifers. The heifer facility has two (2) land management units (LMUs) with the following acreages: LMU #1 - 35 and LMU #2 - 8 acres. One (1) retention control structure (RCS) and one earthen settling basin. The required RCS #1 capacity is 16.85 ac-ft. There is one (1) onsite well. The facility is located in the North Bosque River in Segment No. 1226 of the Brazos River Basin.
- 7) Facility Location: North side of State Hwy 6 on CR 2495 which is approximately 5.5-mile East of the intersection of State Hwy 6 and US Hwy 281, in Bosque County, Texas.
- 8) Application Type: New Individual Permit
- 9) Description of your request: N/A
- 10) Potential pollutant sources at the facility include (list the pollutant sources):
Manure, manure stockpiles, wastewater, sludge, slurry, compost, feed & bedding, silage stockpiles, dead animals, dust, lubricants, pesticides and fuel storage tanks.
- 11) The following best management practices will be implemented at the site to manage pollutants from the listed pollutant sources (describe the best management practices that are used): storm water is stored in a lagoon (RCS) until land applied through irrigation, and manure and sludge are stockpiled in the drainage area of the RCS until land applied or hauled offsite for beneficial use.

Manure, sludge and wastewater generated by the CAFO will be retained and used in an appropriate and beneficial manner in accordance with a certified site-specific nutrient management plan; and wastewater will be contained in the RCS properly designed ((25-year frequency 10-day duration (24 year/10 day), constructed, operated and maintained according to the provisions of the permit.

Unless otherwise limited, manure, sludge, or wastewater will not be discharged from a land management unit (LMU) or a retention control structure (RCS) into or adjacent to water in the state from a CAFO except resulting from any of the following conditions:

- 1) a discharge of manure, sludge, or wastewater that the permittee cannot reasonably prevent or control resulting from a catastrophic condition other than a rainfall event;

2) overflow of manure, sludge, or wastewater from a RCS resulting from a chronic/catastrophic rainfall event; or

3) a chronic/catastrophic rainfall discharge from a LMU that occurs because the permittee takes measures to de-water the RCS if the RCS is in danger of imminent overflow.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN WATER QUALITY PERMIT

PROPOSED PERMIT NO. WQ0005387000

APPLICATION. Peter Henry Schouten Sr. & Nova Darlene Schouten, 3728 County Road 229, Hico, Texas 76457, have applied to the Texas Commission on Environmental Quality (TCEQ) for a new Wastewater Permit No. WQ0005387000 for a Concentrated Animal Feeding Operation (CAFO) to authorize the operation of a dairy heifer replacement facility with a headcount of 2,000. The facility is located approximately 1.55 miles east of the intersection of County Road 2480 and State Highway 6, in Bosque County, Texas 76457. TCEQ received this application on May 12, 2022. The permit application is available for viewing and copying at Bosque County Extension Office, 104 South Fuller Street, Meridian, Texas. Authorization was previously permitted by expired Permit No. WQ0003656000. 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://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=db5bac44afbc468bbddd360f8168250f&marker=-97.949722%2C31.983055&level=12>

ADDITIONAL NOTICE. TCEQ's Executive Director has determined the application is administratively complete and will conduct a technical review of the application. 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 the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.**

PUBLIC COMMENT / PUBLIC MEETING. You may submit public comments or request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ will hold a public meeting if the Executive Director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material, or significant public comments. **Unless the application is directly referred for a contested case hearing, the response to comments, and the Executive Director's decision on the application, will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the Executive Director's decision**

and for requesting a contested case hearing. A contested case hearing is a legal proceeding similar to a civil trial in state district court.

TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST: your name, address, phone number; applicant's name and proposed permit number; the location and distance of your property/activities relative to the proposed facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period and, the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the proposed facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ 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 water quality concerns submitted during the comment period.**

MAILING LIST. If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this specific application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and/or (2) the mailing list for a specific county. If you wish to be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

INFORMATION AVAILABLE ONLINE. For details about the status of the application, visit the Commissioners' Integrated Database at www.tceq.texas.gov/goto/cid. Search the database using the permit number for this application, which is provided at the top of this notice.

AGENCY CONTACTS AND INFORMATION. All public comments and requests must be submitted either electronically at <https://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 TCEQ Public Education Program, Toll Free, at 1-800-687-4040 or visit their website at www.tceq.texas.gov/goto/pep. Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from Peter Henry Schouten Sr. & Nova Darlene Schouten at the address stated above or by calling Mr. Peter Schouten at 254-965-2414.

Issuance Date: July 1, 2022