

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Toby Baker, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

September 25, 2020

MR MATT CHILDS PE  
COO  
LBW TURNER LLP  
PO BOX 885  
RHOME TX 76078-0885

Re: Consolidated Notice of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision  
Amendment Registration under an Air Quality Standard Permit for Concrete Batch Plants  
Air Quality Registration Number: 151716  
Concrete Batch Plant  
Maxwell, Caldwell County  
Customer Reference Number: CN605691849  
Regulated Entity Number: RN110382587

Dear Mr. Childs:

The executive director has completed the administrative and technical reviews 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)
- 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
- 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 of the notice 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.

Mr. Matt Childs PE  
Page 2  
September 25, 2020

Re: Permit: 151716

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.

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 Ms. Allison Jackson at (512) 239-1213.

Sincerely,

A handwritten signature in black ink that reads "Bridget C. Bohac". The signature is written in a cursive, flowing style.

Bridget C. Bohac  
Chief Clerk  
Office of the Chief Clerk  
Texas Commission on Environmental Quality

Enclosure

cc: Air Section Manager, Region 11 - Austin

Project Number: 319915

## EXAMPLE A

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

### Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision

Air Quality Permit No. 151716

**APPLICATION.** LBW Turner, LLP, has applied to the Texas Commission on Environmental Quality (TCEQ) for the amendment of Permit No. 151716. This application would authorize modification of a Concrete Batch Plant located at 7532 Highway 142, Maxwell, Caldwell County, Texas 78656. 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=29.880664&lng=-97.761487&zoom=13&type=r>. The proposed facility will emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

This application was submitted to the TCEQ on September 8, 2020. The executive director has completed the administrative and technical reviews of the application and determined that the application meets all of the requirements of a standard permit authorized by 30 TAC § 116.611, which would establish the conditions under which the plant must operate. The executive director has made a preliminary decision to issue the registration because it meets all applicable rules. The application, executive director's preliminary decision, and standard permit will be available for viewing and copying at the TCEQ central office, the TCEQ Austin regional office, and online at <https://www.clark-library-lockhart.org/> 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 Austin Regional Office, 12100 Park 35 Circle Building A Room 179, Austin, Texas. Visit [www.tceq.texas.gov/goto/cbp](http://www.tceq.texas.gov/goto/cbp) to review the standard permit.

**Public Comment/Public Meeting.** You may submit public comments or request a public meeting. See Contacts section. The TCEQ will consider all public comments in developing a final decision on the application. **The deadline to submit public comments or meeting requests is 30 days after newspaper notice is published.** Issues such as property values, noise, traffic safety, and zoning are outside of the TCEQ's jurisdiction to consider in the permit process.

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 or if requested by a local legislator. A public meeting is not a contested case hearing. If a public meeting is held, the deadline to submit public comments is extended to the end of the public meeting.

**Contested Case Hearing.** You may request a contested case hearing. A contested case hearing is a legal proceeding similar to a civil trial in state district court. **Unless a written request for a contested case hearing is filed within 30 days from this notice, the executive director may approve the application.**

**A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. To request a hearing, a person must actually reside in a permanent residence within 440 yards of the proposed plant. 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, daytime phone number; (2) applicant's name and registration 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 which the group or association seeks to protect must be identified. You may submit your proposed adjustments to the application which would satisfy your concerns. See Contacts section.**

**TCEQ Action.** After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. The executive director's decision

**on the application, and any response to comments, will be mailed to all persons on the mailing list.** If no timely contested case hearing requests are received, or if all hearing requests are withdrawn, the executive director may issue final approval of the application. If all timely hearing requests are 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. 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.** You may ask to be placed on a mailing list to receive additional information on this specific application by sending a written request to the Office of the Chief Clerk. See Contacts section.

**INFORMATION AVAILABLE ONLINE.** For details about the status of the application, visit the Commissioners' Integrated Database (CID) at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Once you have access to the CID using the link, enter the permit number at the top of this notice.

**CONTACTS.** 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 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](http://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 LBW Turner, LLP, PO Box 885, Rhome, Texas 76078-0885 or by calling Ms. Claudine Bendeck, Air Project Specialist, KJ Environmental Management, Inc. at (940) 387-0805.

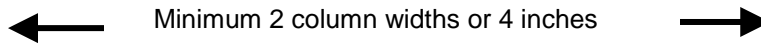
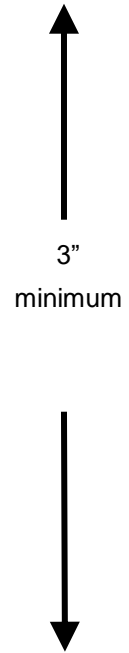
Notice Issuance Date: September 25, 2020

## Example B

### Publication Elsewhere in the Newspaper:

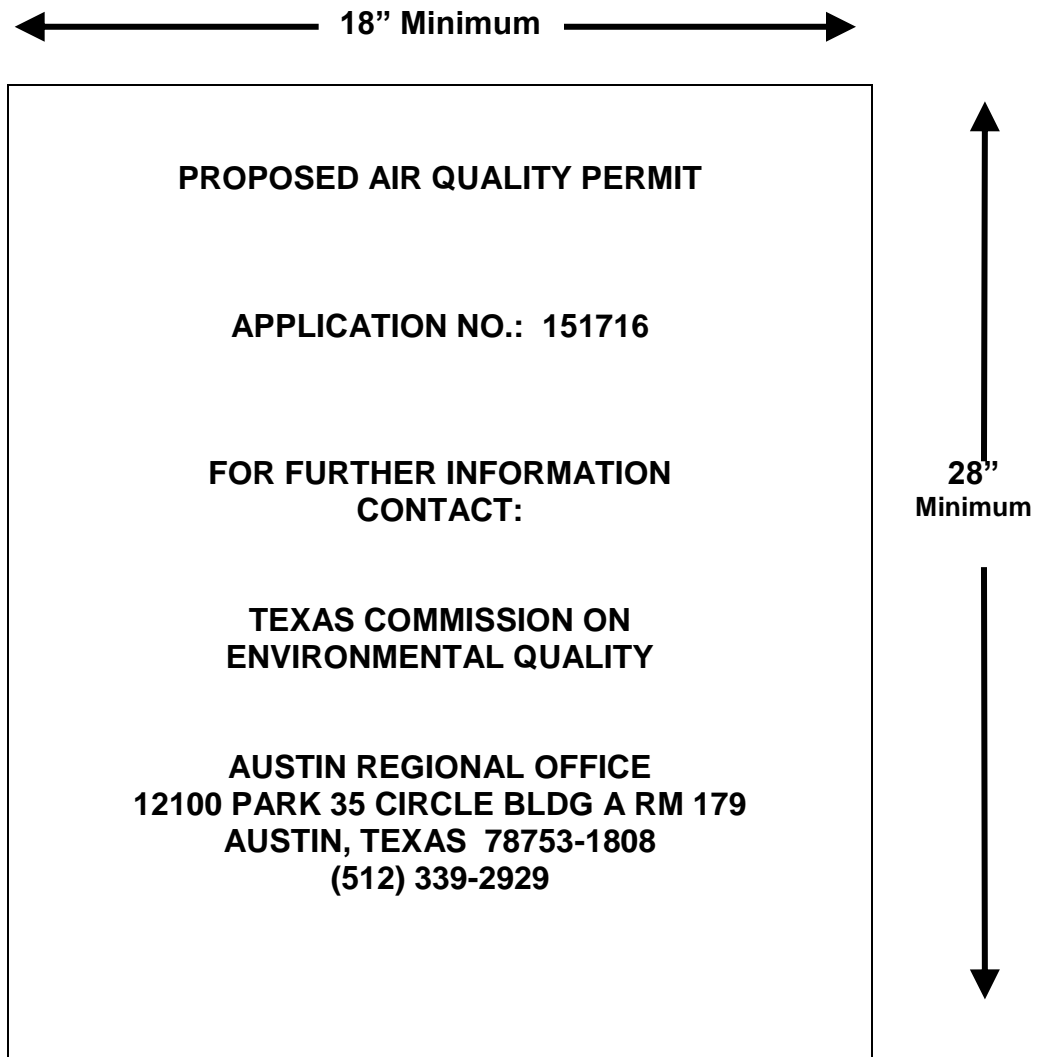
To All Interested Persons And Parties:

LBW Turner, LLP, has applied to the Texas Commission on Environmental Quality (TCEQ) for the amendment of an Air Quality Permit, Permit No. 151716, which would authorize modification of a Concrete Batch Plant located at 7532 Highway 142, Maxwell, Caldwell County, Texas 78656. 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.



**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)**. 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**  
**Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision**  
**(1st Notice and 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 30 calendar days after date of technical completeness letter</b>
<p>Publish <i>Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision</i></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 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 application at a public place for review and copying. Keep it there until end of the designated comment period.</p> <p>Prepare signs.</p>
<b>First day of newspaper publication</b>
<p>Review published newspaper notice for accuracy. If errors, contact Air Permits Division.</p> <p>Post signs and keep them up for duration of the designated comment period (see Example C).</p> <p>Ensure copy of application is at the public place.</p>
<b>Within 10 business days after date of publication</b>
<p>Mail proof of publication showing publication date and newspaper name 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>Mail original affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) 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>Mail Public Notice Verification Form 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 Air Quality Permit

### Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision

Your application has been declared administratively and technically 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 *Consolidated Notice of Receipt of Application and Intent to Obtain Permit and Notice of Application and Preliminary Decision* within **30 calendar days** after the date of administrative and technical completeness. As part of the expedited permitting process, it is recommended that you publish immediately. Refer to the cover letter for the date of completeness.
- You must publish the enclosed notice 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 Air Quality Standard Permit for Concrete Batch Plants (Form TCEQ-20778)** 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.**

## 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, if applicable.

## 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 original 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 original newspaper clippings or tear sheets of the notice for your records.
- You must submit an **original 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 for Consolidated Public Notice for Qualifying New or Amended New Source Review Permits or Flexible Permits* 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.
- The **original affidavits of publication for air permitting, *Public Notice Verification Form for Consolidated Public Notice for Qualifying New or Amended New Source Review Permits or Flexible Permits*, and acceptable proof of publication of the published notices** must be 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 is/are originals and that all blanks on the affidavit are filled in correctly. Photocopies of affidavits will not be accepted.
- 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 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 are required along any property line paralleling a public highway, street, or road. 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 at least 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 for Consolidated Public Notice for Qualifying New or Amended New Source Review Permits or Flexible Permits (Form TCEQ-20866)* 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 technically 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.
- A public place is one that is publicly owned or operated. For example, public libraries, county courthouses, or city halls could be public viewing places.
- The technically 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 for Consolidated Public Notice for Qualifying New or Amended New Source Review Permits or Flexible Permits (Form TCEQ-20866)* 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.

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 Affidavit 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 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: LBW Turner, LLP  
Permit No.: 151716  
Application Received Date: September 8, 2020  
Consolidated Notice of Receipt of Application and Intent to  
Obtain Permit and Notice of Application and Preliminary  
Decision

**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: LBW Turner, LLP  
Permit No.: 151716  
Application Received Date: September 8, 2020  
Consolidated Notice of Receipt of Application and Intent to  
Obtain Permit and Notice of Application and Preliminary  
Decision

**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 for Consolidated Public Notice for Qualifying New or Amended New Source Review Permits or Flexible Permits (Form TCEQ-20866)*. Acceptable proof of publication and originals of any affidavits and Form TCEQ-20866 should be sent 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. Please contact Ms. Aimee Wilson (wilson.aimee@epa.gov) at (214) 665-7596 if you have any questions pertaining to electronic submittals to the EPA.

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

Texas Commission on Environmental Quality  
Office of Air  
Air Permits Division, MC-163  
Ms. Ann Mosher  
P.O. Box 13087  
Austin, Texas 78711-3087

Air Section Manager  
Austin Regional Office  
12100 Park 35 Circle Bldg A Rm 179  
Austin, Texas 78753-1808

**For TCEQ Use Only**

**Permit Application Routing and Summary Sheet  
Air Permits**

This sheet should accompany all notices to be processed by the office of the chief clerk on the left side of the file folder.

<b>Name of applicant:</b> ..... LBW Turner, LLP	
<b>Facility/ Site name:</b> ..... Concrete Batch Plant	
<b>TCEQ permit number:</b> ..... 151716	
<b>Application received date:</b> ..... September 8, 2020	
<b>Customer reference number:</b> ..... CN605691849	
<b>Regulated entity number:</b> ..... RN110382587	
<b>County:</b> ..... Caldwell	<b>Region:</b> ..... 11
<b>Local program 1:</b>	<b>Local program 2:</b>
<b>Permit type:</b>	
<b>Internal program routing</b>	
<b>Tech. team leader:</b> Ann Mosher	<b>Phone no.</b> (512) 239-5222
<b>APIRT team leader:</b> Johnny Bowers	<b>Date:</b>
<b>Technically reviewed by:</b> Allison Jackson	<b>Phone no.</b> (512) 239-1213
<b>Administratively complete date:</b> 09/10/2020	
<b>Public viewing location must have internet access:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>Is 2nd public notice required:</b> <input checked="" type="checkbox"/> Consolidated <input type="checkbox"/> No	
*709 does apply	



**For TCEQ Use Only**

**Applicant and Contact Information**

This sheet should accompany all notices to be processed by the office of the chief clerk on the right side of the file folder.

<b>Applicant's main contact and address to be shown on permit:</b>	
<b>Name/Title:</b> Matt Childs PE, COO	
<b>Company:</b> LBW Turner, LLP	
<b>Street/Road:</b> PO Box 885	
<b>City/State/Zip:</b> Rhome, TX 76078-0885	
<b>Telephone:</b> (817) 638-9053	<b>Fax:</b> (817) 636-2593
<b>Applicant's technical representative/ consultant:</b>	
<b>Name/Title:</b> Claudine Bendeck, Air Project Specialist	
<b>Company:</b> KJ Environmental Management, Inc.	
<b>Street/Road:</b> PO Box 831	
<b>City/State/Zip:</b> Aubrey, TX 76227-0831	
<b>Phone:</b> (940) 387-0805	<b>Fax:</b>
<b>Person responsible for publishing notice:</b>	
<b>Name/Title:</b> Matt Childs PE, COO	
<b>Company:</b> LBW Turner, LLP	
<b>Street/Road:</b> PO Box 885	
<b>City/State/Zip:</b> Rhome, TX 76078-0885	
<b>Telephone:</b> (817) 638-9053	<b>Fax:</b> (817) 636-2593