



**CORRESPONDENCE COVER SHEET  
WASTE PERMITS DIVISION  
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**

Date:  
 Facility Name: Circle Lake Transfer Station  
 Permit or Registration No.: 2412

Nature of Correspondence:  
 Initial/New  
 Response/Revision\*

\*If Response/Revision, please provide previous TCEQ Tracking No.: 27428169  
 (Previous TCEQ Tracking No. can be found in the Subject line of the TCEQ's response letter to your original submittal.)

This cover sheet should accompany all correspondences submitted to the Waste Permits Division and should be affixed to the front of your submittal as a cover page. Please check the appropriate box for the type of correspondence being submitted. For questions regarding this form, please contact the Waste Permits Division at (512) 239-2335.

**Table 1 - Municipal Solid Waste**

APPLICATIONS	REPORTS and RESPONSES
<input checked="" type="checkbox"/> New Notification	<input type="checkbox"/> Closure Report
<input checked="" type="checkbox"/> New Permit (including Subchapter T)	<input type="checkbox"/> Groundwater Alternate SRC Demonstration
<input type="checkbox"/> New Registration (including Subchapter T)	<input type="checkbox"/> Groundwater Corrective Action
<input type="checkbox"/> Major Amendment	<input type="checkbox"/> Groundwater Monitoring Report
<input type="checkbox"/> Minor Amendment	<input type="checkbox"/> Groundwater Statistical Evaluation
<input type="checkbox"/> Limited Scope Major Amendment	<input type="checkbox"/> Landfill Gas Corrective Action
<input type="checkbox"/> Notice Modification	<input type="checkbox"/> Landfill Gas Monitoring
<input type="checkbox"/> Non-Notice Modification	<input type="checkbox"/> Liner Evaluation Report
<input type="checkbox"/> Transfer/Name Change Modification	<input type="checkbox"/> Soil Boring Plan
<input type="checkbox"/> Temporary Authorization	<input type="checkbox"/> Special Waste Request
<input type="checkbox"/> Voluntary Revocation	<input type="checkbox"/> Other:
<input type="checkbox"/> Subchapter T Workplan	
<input type="checkbox"/> Other:	

**Table 2 - Industrial & Hazardous Waste**

APPLICATIONS	REPORTS and RESPONSES
<input type="checkbox"/> New	<input type="checkbox"/> Annual/Biennial Site Activity Report
<input type="checkbox"/> Renewal	<input type="checkbox"/> CfPT Plan/Result
<input type="checkbox"/> Post-Closure Order	<input type="checkbox"/> Closure Certification/Report
<input type="checkbox"/> Major Amendment	<input type="checkbox"/> Construction Certification/Report
<input type="checkbox"/> Minor Amendment	<input type="checkbox"/> CPT Plan/Result
<input type="checkbox"/> Class 3 Modification	<input type="checkbox"/> Extension Request
<input type="checkbox"/> Class 2 Modification	<input type="checkbox"/> Groundwater Monitoring Report
<input type="checkbox"/> Class 1 ED Modification	<input type="checkbox"/> Interim Status Change
<input type="checkbox"/> Class 1 Modification	<input type="checkbox"/> Interim Status Closure Plan
<input type="checkbox"/> Endorsement	<input type="checkbox"/> Soil Core Monitoring Report
<input type="checkbox"/> Temporary Authorization	<input type="checkbox"/> Treatability Study
<input type="checkbox"/> Voluntary Revocation	<input type="checkbox"/> Trial Burn Plan/Result
<input type="checkbox"/> 335.6 Notification	<input type="checkbox"/> Unsaturated Zone Monitoring Report
<input type="checkbox"/> Other:	<input type="checkbox"/> Waste Minimization Report
	<input type="checkbox"/> Other:



TCEQ Use Only

# TCEQ Core Data Form

For detailed instructions regarding completion of this form, please read the Core Data Form Instructions or call 512-239-5175.

## SECTION I: General Information

<b>1. Reason for Submission</b> (If other is checked please describe in space provided.)		
<input checked="" type="checkbox"/> New Permit, Registration or Authorization (Core Data Form should be submitted with the program application.)		
<input type="checkbox"/> Renewal (Core Data Form should be submitted with the renewal form)	<input type="checkbox"/> Other	
<b>2. Customer Reference Number (if issued)</b>	<a href="#">Follow this link to search for CN or RN numbers in Central Registry**</a>	<b>3. Regulated Entity Reference Number (if issued)</b>
<b>CN 605953009</b> <small>Technical NOD Rev. Comment No. 1 6/2/2022</small>		<b>RN 106844061</b> <small>Technical NOD Rev. Comment No. 1 6/2/2022</small>

## SECTION II: Customer Information

<b>4. General Customer Information</b>		<b>5. Effective Date for Customer Information Updates</b> (mm/dd/yyyy)	
<input checked="" type="checkbox"/> New Customer		<input type="checkbox"/> Update to Customer Information	
<input type="checkbox"/> Change in Legal Name (Verifiable with the Texas Secretary of State or Texas Comptroller of Public Accounts)		<input type="checkbox"/> Change in Regulated Entity Ownership	
<b>The Customer Name submitted here may be updated automatically based on what is current and active with the Texas Secretary of State (SOS) or Texas Comptroller of Public Accounts (CPA).</b>			
<b>6. Customer Legal Name</b> (If an individual, print last name first: eg: Doe, John)		If new Customer, enter previous Customer below:	
Circle Lake Transfer, LLC			
<b>7. TX SOS/CPA Filing Number</b>	<b>8. TX State Tax ID</b> (11 digits)	<b>9. Federal Tax ID</b> (9 digits)	<b>10. DUNS Number</b> (if applicable)
804040465	32078929653	86-3552957	N/A
<b>11. Type of Customer:</b>	<input type="checkbox"/> Corporation	<input type="checkbox"/> Individual	Partnership: <input type="checkbox"/> General <input type="checkbox"/> Limited
Government: <input type="checkbox"/> City <input type="checkbox"/> County <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> Other	<input type="checkbox"/> Sole Proprietorship	<input checked="" type="checkbox"/> Other: Limited liability company (LLC)	
<b>12. Number of Employees</b>		<b>13. Independently Owned and Operated?</b>	
<input type="checkbox"/> 0-20 <input checked="" type="checkbox"/> 21-100 <input type="checkbox"/> 101-250 <input type="checkbox"/> 251-500 <input type="checkbox"/> 501 and higher		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
<b>14. Customer Role</b> (Proposed or Actual) – as it relates to the Regulated Entity listed on this form. Please check one of the following			
<input type="checkbox"/> Owner		<input type="checkbox"/> Operator	
<input type="checkbox"/> Occupational Licensee		<input checked="" type="checkbox"/> Owner & Operator	
<input type="checkbox"/> Responsible Party		<input type="checkbox"/> Voluntary Cleanup Applicant	
<input type="checkbox"/> Other:			
<b>15. Mailing Address:</b>	13727 Office Park Drive		
	City	Houston	State TX ZIP 77070 ZIP + 4
<b>16. Country Mailing Information</b> (if outside USA)		<b>17. E-Mail Address</b> (if applicable)	
		Jon@zters.com	
<b>18. Telephone Number</b>		<b>19. Extension or Code</b>	
( 832 ) 698-2203			
		<b>20. Fax Number</b> (if applicable)	
		( 832 ) 698-2204	

## SECTION III: Regulated Entity Information

<b>21. General Regulated Entity Information</b> (If 'New Regulated Entity' is selected below this form should be accompanied by a permit application)	
<input checked="" type="checkbox"/> New Regulated Entity <input type="checkbox"/> Update to Regulated Entity Name <input type="checkbox"/> Update to Regulated Entity Information	
<b>The Regulated Entity Name submitted may be updated in order to meet TCEQ Agency Data Standards (removal of organizational endings such as Inc, LP, or LLC).</b>	
<b>22. Regulated Entity Name</b> (Enter name of the site where the regulated action is taking place.)	
Circle Lake Transfer Station	

23. Street Address of the Regulated Entity: <i>(No PO Boxes)</i>	34910 Circle Lake Drive							
	City	Pinehurst	State	TX	ZIP	77362	ZIP + 4	0
24. County	Montgomery							

**Enter Physical Location Description if no street address is provided.**

25. Description to Physical Location:	2,700 ft northeast on Circle Lake Drive from its intersection with TX-249/FM1774 (1,000 ft north of Aggie Expressway) Pinehurst, Montgomery County, Texas								
26. Nearest City	Magnolia				State	TX		Nearest ZIP Code	77354
27. Latitude (N) In Decimal:	30.173144			28. Longitude (W) In Decimal:	-95.671292				
Degrees	Minutes	Seconds	Degrees	Minutes	Seconds				
30	23	23.32	95	40	16.65				
29. Primary SIC Code (4 digits)	30. Secondary SIC Code (4 digits)	31. Primary NAICS Code (5 or 6 digits)		32. Secondary NAICS Code (5 or 6 digits)					
4212	4953	562111							
33. What is the Primary Business of this entity? <i>(Do not repeat the SIC or NAICS description.)</i>									
Type V MSW Transfer Station									
34. Mailing Address:	13727 Office Park Drive								
	City	Houston	State	TX	ZIP	77070	ZIP + 4		
35. E-Mail Address:	Jon@zters.com								
36. Telephone Number		37. Extension or Code			38. Fax Number <i>(if applicable)</i>				
( 832 ) 698-2203					( 832 ) 698-2204				

**39. TCEQ Programs and ID Numbers** Check all Programs and write in the permits/registration numbers that will be affected by the updates submitted on this form. See the Core Data Form instructions for additional guidance.

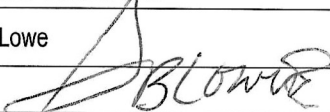
<input type="checkbox"/> Dam Safety	<input type="checkbox"/> Districts	<input type="checkbox"/> Edwards Aquifer	<input type="checkbox"/> Emissions Inventory Air	<input type="checkbox"/> Industrial Hazardous Waste
<input checked="" type="checkbox"/> Municipal Solid Waste	<input type="checkbox"/> New Source Review Air	<input type="checkbox"/> OSSF	<input type="checkbox"/> Petroleum Storage Tank	<input type="checkbox"/> PWS
<input type="checkbox"/> Sludge	<input type="checkbox"/> Storm Water	<input type="checkbox"/> Title V Air	<input type="checkbox"/> Tires	<input type="checkbox"/> Used Oil
<input type="checkbox"/> Voluntary Cleanup	<input type="checkbox"/> Waste Water	<input type="checkbox"/> Wastewater Agriculture	<input type="checkbox"/> Water Rights	<input type="checkbox"/> Other:

**SECTION IV: Preparer Information**

40. Name:	Mr. Jeff Allen, Allen Engineering & Science	41. Title:	CEO & Principal
42. Telephone Number	43. Ext./Code	44. Fax Number	45. E-Mail Address
( 601 ) 955-8495		( 601 ) 936-4463	jallen@allenes.com

**SECTION V: Authorized Signature**

46. By my signature below, I certify, to the best of my knowledge, that the information provided in this form is true and complete, and that I have signature authority to submit this form on behalf of the entity specified in Section II, Field 6 and/or as required for the updates to the ID numbers identified in field 39.

Company:	Circle Lake Transfer LLC	Job Title:	President
Name <i>(In Print)</i> :	Shelby Lowe	Phone:	( 214 ) 605- 2933
Signature:		Date:	6-2-22

ID	App. Part	Checklist Item	Item Type	Citation	Complete?	Location	Applicant Comments	Application Area
1	General	Submit all four parts of the permit, permit amendment or registration application	Required	330.57(a) & (b)	Yes	Parts I-IV are included within the submittal		Format-Application
2	General	Submit TCEQ Part I Form (Form No. 0650)	Required	330.57(c)(1)	Yes	Part I is included within the submittal		Forms
8	General	Part II of the application contains location and coordination information.	Informational	330.57(c)(2)		Completed		Format-Application
9	General	Part III of the application contains design information	Informational	330.57(c)(3)		Completed		Format-Application
10	General	Part IV of the application contains the site operating plan	Informational	330.57(c)(4)		Completed		Format-Application
11	General	The application should address all aspects of application and design requirements, even to show why not applicable (N/A)	Informational	330.57(d)		Completed		Format-Application
12	General	Submit data of sufficient completeness, accuracy and clarity	Required	330.57(d)	Yes	Application is completed		Format-Application
13	General	Failure to provide complete information may be cause for ED to return application.	Informational	330.57(d)		Understood		Format-Application
14	General	Provide 4 Copies for Initial Submittal (1 original and 3 copies)	Required	330.57(e)	Yes	4 copies have been provided		Format-Application
15	General	Provide 4 copies for NOD Responses including 1 copy with marked revisions (redline/strikeout)	Required	330.57(g)(6)	Yes	N/A	Initial response. Once the NOD response process begins, 4 copies with marked revisions will be submitted.	Format-Application
16	General	Application must be prepared in accordance with Texas Occupations Code, Texas Engineering Practice Act, Chapter 1001 and Texas Geoscience Practice Act, Chapter 1002	Informational	330.57(f)		Completed		Format-Application
17	General	Provide a PE signature, seal and date on the title page of each bound engineering report or individual engineering plan, and on each engineering drawing	Required	330.57(f)(1)	Yes	A PE seal, signed and dated, is provided where required.		Format-Application
18	General	Provide PG sign, seal, & date for applicable items	Required	330.57(f)(2)	Yes	N/A	A PG seal is not required for any of the information as this is a Transfer Station and not a landfill.	Format-Application
19	General	Applications that are not sealed are incomplete and shall be returned	Informational	330.57(f)(3)		Understood		Format-Application
20	General	Submit the application in three ring-binders	Required	330.57(g)(1)	Yes	Application is submitted within 3 ring binders.		Format-Application
21	General	Submit Title Page with Name, Application No., Site Operator Name, Operator Name (if applicable), Location, Date Prepared and Revision Date(s)	Required	330.57(g)(2)	Yes	Parts I-IV contain a Title Page that contains all required information.		Format-Application
22	General	Provide Table of Contents with PE seal	Required	330.57(g)(3)	Yes	Parts II, III, IV Table of Contents		Format-Application
23	General	Use 8.5x11 inch or 11x17 paper (folded to 8.5x11 inch)	Required	330.57(g)(4)	Yes	Documentation is 8.5x11 inch paper and drawings/maps are 11x17 inches		Format-Application
24	General	Provide pages with date (original and revised) and sequential page numbers	Required	330.57(g)(5)	Yes	Provided		Format-Application
25	General	Provide legible drawings/maps	Required	330.57(h)(1)	Yes	Part I/II PAR Engineering Drawing Set		Format-Maps/Drawings
26	General	Provide color coding on all figures and drawings that is legible and distinct after copying in black & white	Required	330.57(h)(2)	Yes	All drawings are legible whether printed in color or black and white.		Format-Maps/Drawings
27	General	Provide a standard engineering scale on each figure or drawing	Required	330.57(h)(3)	Yes	Part I/II PAR Engineering Drawing Set		Format-Maps/Drawings
28	General	Provide a dated title block on each figure or drawing	Required	330.57(h)(4)(A)	Yes	Part I/II PAR Engineering Drawing Set	All drawings/maps have a title block that includes the date.	Format-Maps/Drawings

29	General	Provide a bar scale at least 1 inch on all figures and drawings	Required	330.57(h)(4)(B)	Yes	Part I/II PAR Engineering Drawing Set	All drawings that are to scale include a 1 inch scale bar.	Format-Maps/Drawings
30	General	Provide a revision block on all figures and drawings	Required	330.57(h)(4)(C)	Yes	Part I/II PAR Engineering Drawing Set	All drawings/maps include a revision block.	Format-Maps/Drawings
31	General	Provide a PE or PG seal ,if required, on all figures and drawings	Required	330.57(h)(4)(D)	Yes	Part I/II PAR Engineering Drawing Set		Format-Maps/Drawings
32	General	Include drawing number and a page number on each drawing and figure	Required	330.57(h)(4)(E)	Yes	Part I/II PAR Engineering Drawing Set	All drawings/maps are numbered.	Format-Maps/Drawings
33	General	Include a north arrow on each map or plan drawing	Required	330.57(h)(5)(A)	Yes	Part I/II PAR Engineering Drawing Set	All drawings/maps include a north arrow.	Format-Maps/Drawings
34	General	Include a reference to base map & date of most current base map used, if the map is based upon another map	Required	330.57(h)(5)(B)	Yes	Part I/II PAR Engineering Drawing Set	All drawings/maps that include a base map have the reference and date of the reference.	Format-Maps/Drawings
35	General	Include a legend on each map or plan drawing	Required	330.57(h)(5)(C)	Yes	Part I/II PAR Engineering Drawing Set	All drawings/maps include a legend.	Format-Maps/Drawings
36	General	Provide match lines and section lines that reference the drawing where the match or section is shown.	Required	330.57(h)(6)	Yes	Part I/II PAR Engineering Drawing Set		Format-Maps/Drawings
45	General	Acknowledge that the construction and operation of the waste management facility shall comply with Subchapter U of 30 TAC Chapter 330 (relating to Standard Air Permits for Municipal Solid Waste Landfill Facilities and Transfer Stations) or other approved air authorizations. Owners or operators of these types of facilities should consult with the Air Permits Division on or before the date that the municipal solid waste application is filed with the executive director	Acknowledgement	330.55(a)	Yes	Acknowledged All applicable air permitting will be completed prior to construction.		Other Authorizations
46	General	Acknowledge that all liquids resulting from the operation of solid waste facilities shall be disposed of in a manner that will not cause surface water or groundwater pollution. Facilities shall provide for the treatment of wastewaters resulting from waste management activities and from cleaning and washing. Owners or operators shall ensure that storm water and wastewater management is in compliance with the regulations of the commission	Acknowledgement	330.55(a)	Yes	Section 9.3		Other Authorizations
49	General	It is the responsibility of an owner or operator to possess or acquire a sufficient interest in or right to the use of the surface estate of the property for which a permit is issued, including the access route. The granting of a permit does neither convey any property rights or interest in either real or personal property; nor does it authorize any injury to private property, invasion of personal rights, or impairment of previous contract rights; nor any infringement of federal, state, or local laws or regulations outside the scope of the authority under which a permit is issued	Informational	330.67(a)		Part I/II PAR Sections 4 and 5	§330.67 is listed in Section 5 for acknowledgement purposes but does not list specifics.	General Information

51	General	Executive director approval or a permit will be required if any on-site operations subsequent to closure of a landfill facility involve disturbing the cover or liner of the landfill.	Informational	330.67(c)		Part I/II PAR Section 5	§330.67 is listed for acknowledgement purposes but does not list specifics.	General Information
52	General	It is the responsibility of an owner or operator to obtain any permits or approvals that may be required by local agencies such as for building construction, discharge of uncontaminated waters into ditches under control of a drainage district, discharge of effluent into a local sanitary sewer system, etc.	Informational	330.67(d)		Part I/II PAR Section 5	§330.67 is listed for acknowledgement purposes but does not list specifics.	General Information
58	General	If at any time during the life of the facility the owner or operator becomes aware of any condition in the permit or registration that necessitates a change to accommodate new technology or improved methods or that makes it impractical to keep the facility in compliance, the owner or operator shall submit to the executive director requested changes to the permit or registration in accordance with 30 TAC §305.62 or §305.70 and must be approved prior to their implementation	Informational	330.73(a)		Part I/II PAR Section 5	§330.73 is listed for acknowledgement purposes but does not list specifics.	General Information
60	General	The owner or operator shall obtain and submit certification by a Texas-licensed professional engineer that the facility has been constructed as designed in accordance with the issued registration or permit and in general compliance with the regulations prior to initial operation. The owner or operator shall maintain that certification on site for inspection	Informational	330.73(d)		Completed	§330.73 is listed for acknowledgement purposes but does not list specifics.	General Information
61	General	After all initial construction activity has been completed and prior to accepting any solid waste, the owner or operator shall contact the executive director and region office in writing and request a pre-opening inspection. A pre-opening inspection shall be conducted by the executive director within 14 days of notification by the owner or operator that all construction activities have been completed, accompanied by representatives of the owner or operator and the engineer	Informational	330.73(e)			§330.73 is listed for acknowledgement purposes but does not list specifics.	General Information
62	General	The MSW facility shall not accept solid waste until the executive director has confirmed in writing that all applicable submissions required by the permit or registration and this chapter have been received and found to be acceptable, and that construction is in compliance with the permit or registration and the approved site development plan. If the executive director has not provided a written or verbal response within 14 days of completion of the pre-opening inspection, the facility shall be considered approved for acceptance of waste	Informational	330.73(f)			§330.73 is listed for acknowledgement purposes but does not list specifics.	General Information
63	General	Identify if the Regulated Entity or Customer has any delinquent fees	Required	330.59(h), 330.671, 330.675	Yes	N/A	The Customer has no delinquent fees at this time.	Delinquent Fees
64	Part I	Provide a copy of the application, including all revisions and supplements on a publicly accessible Web site	Required in Part I Form	330.57(i)(1)		Part I; Item 5 <a href="http://www.circlelaketransfer.com">http://www.circlelaketransfer.com</a>		Part I Form

65	Part I	Provide the commission with the Web address link for the application materials	Required in Part I Form	330.57(i)(1)		Part I; Item 5 <a href="http://www.circlelaketransfer.com">http://www.circlelaketransfer.com</a>		Part I Form
66	Part I	Signature Page must have signature and notarization	Required in Part I Form	330.59(a)(1)		Part I ; Signature Page, Page 10		Part I Form
67	Part I	Applicant's name, mailing address & phone no.	Required in Part I Form	330.59(a)(1)		Part I; Item 17		Part I Form
68	Part I	Description of the nature of the business	Required in Part I Form	330.59(a)(1)		Part I; Item 16		Part I Form
69	Part I	Activities that require a permit (conducted at the facility)	Required in Part I Form	330.59(a)(1)		Part I; Items 13-15		Part I Form
70	Part I	Location description, facility name & mailing address	Required in Part I Form	330.59(b)(1); 305.45(a)(1)		Part I; Item 12		Part I Form
71	Part I	Access routes	Required in Part I Form	330.59(b)(2)		Part I; Item 12		Part I Form
72	Part I	Lat. & Long. of the facility	Required in Part I Form	330.59(b)(3)		Part I; Item 12		Part I Form
73	Part I	Lat. & Long. depicted	Required in Part I Form	330.59(c)(1)(A)		Part I/II PAR Engineering Drawing Set		Part I Form
74	Part I	All maps should show the facility location	Required in Part I Form	305.45(a)(6)		Part I/II PAR Engineering Drawing Set		Part I Form
76	Part I	All maps should show other structures or locations regarding the regulated facility and associated activities	Required in Part I Form	305.45(a)(6)		Part I/II PAR Engineering Drawing Set		Part I Form
77	Part I	At least one map with a scale not less than 1 inch = 1 mile	Required in Part I Form	305.45(a)(6)		Part I/II PAR Engineering Drawing Set		Part I Form
78	Part I	Permit/Registration boundary and 1 mile beyond to show the following:	Required in Part I Form	330.59(c)(1)(B)		Part I/II PAR Engineering Drawing Set		Part I Form
79	Part I	Wells, springs, surface water bodies	Required in Part I Form	305.45(a)(6)(A)		Part I/II PAR Engineering Drawing Set		Part I Form
80	Part I	Character of adjacent land including public roads, towns, development as residential, commercial, agricultural, etc.	Required in Part I Form	305.45(a)(6)(B)		Part I/II PAR Engineering Drawing Set		Part I Form
81	Part I	Location of any waste disposal activities conducted on the tract but not included in the application	Required in Part I Form	305.45(a)(6)(C)		Part I/II PAR Engineering Drawing Set		Part I Form
82	Part I	General location map, TXDOT, scale of ½ inch = 1 mile and most current map used	Required in Part I Form	330.59(c)(2)		Part I/II PAR Engineering Drawing Set		Part I Form
83	Part I	Land Ownership Map, within ¼ mile & mineral interest ownership	Required in Part I Form	330.59(c)(3)(A)		Part I/II PAR Engineering Drawing Set Part I/II Appendix A		Part I Form
84	Part I	Land Ownership List both in hardcopy and electronic form (alternatively pre-printed mailing labels)	Required in Part I Form	330.59(c)(3)(B)		Part I/II PAR Engineering Drawing Set Part I/II Appendix A		Part I Form
85	Part I	Legal description of property or other documentation of ownership	Required in Part I Form	330.59(d)(1)(A)		Part I/II Appendix B		Part I Form
86	Part I	If Platted; plat record with county, book, page number and acreage information	Required in Part I Form	330.59(d)(1)(B)		Part I/II Appendix B		Part I Form
87	Part I	Signed, sealed and dated surveyed metes and bounds description of the facility	Required in Part I Form	330.59(d)(1)(C)		Part I/II Appendix B		Part I Form
88	Part I	Signed & sealed metes & bounds drawing	Required in Part I Form	330.59(d)(1)(D)		Part I/II Appendix B		Part I Form
89	Part I	Signed property owner affidavit	Required in Part I Form	330.59(d)(2)		Part I/II Appendix C		Part I Form
90	Part I	Acknowledge that State may hold owner responsible	Required in Part I Form	330.59(d)(2)(A)		Part I/II Appendix C		Part I Form
92	Part I	Acknowledge that the owner & State shall have access during life of the facility and during closure	Required in Part I Form	330.59(d)(2)(C)		Part I/II Appendix C		Part I Form
94	Part I	Verified legal status of applicant and list of persons with 20% or more ownership in the facility	Required in Part I Form	330.59(e)		Part I/II Appendix C	Also in Part I/II PAR §4.4.1	Part I Form
95	Part I	Ownership status as federal, state, private, public, or other	Required in Part I Form	305.45(a)(2)		Part I; Item 19		Part I Form
96	Part I	List of all Texas solid waste sites that the owner or operator has owned or operated within the last ten years. The site name, site type, permit or registration number, county, and dates of operation shall also be submitted.	Required in Part I Form	330.59(f)(1)		N/A		Part I Form



97	Part I	List of all solid waste sites in all states, territories, or countries in which the owner or operator has a direct financial interest. The type of site shall be identified by location, operating dates, name, and address of the regulatory agency, and the name under which the site was operated.	Required in Part I Form	330.59(f)(2)		N/A		Part I Form
98	Part I	Shall employ a licensed solid waste facility supervisor before operating	Required in Part I Form	330.59(f)(3)		Part I; Item 18	The Supervisor that shall be employed will have a Class B License.	Part I Form
99	Part I	Names of principals & supervisors owner or operators organization together with previous affiliations with other organizations involved with solid waste activities	Required in Part I Form	330.59(f)(4)		Part I/II Appendix D		Part I Form
101	Part I	Signatory meets 305.44, documentation of delegated signatory authority	Required in Part I Form	330.59(g)		Part I/II Appendix E	The appointment letter is provided in Appendix E with the signature authority delegated.	Part I Form
102	Part I	Corporations - signed by a corporate officer	Required in Part I Form			Part I; Signature Page Authority delegated in Part I/II Appendix D	The appointment letter is provided in Appendix E with the signature aurtherity delegated.	Part I Form
103	Part I	Partnership or proprietorship -signed by a general partner or proprietor	Required in Part I Form			N/A		Part I Form
104	Part I	Municipality, public agency -signed by an executive officer or elected official	Required in Part I Form			N/A		Part I Form
105	Part I	Signatory certification statement	Required in Part I Form			Part I; Signature Page		Part I Form
106	Part I	Hazardous Waste Management	Required in Part I Form	305.45(a)(7)(A)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
107	Part I	Underground Injection Control	Required in Part I Form	305.45(a)(7)(B)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
108	Part I	NPDES	Required in Part I Form	305.45(a)(7)(C)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
109	Part I	Prevention of Significant Deterioration	Required in Part I Form	305.45(a)(7)(D)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
110	Part I	Nonattainment Program	Required in Part I Form	305.45(a)(7)(E)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
111	Part I	NESHAPS	Required in Part I Form	305.45(a)(7)(F)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
112	Part I	Ocean dumping permit	Required in Part I Form	305.45(a)(7)(G)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
113	Part I	Dredge & fill permit	Required in Part I Form	305.45(a)(7)(H)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
114	Part I	Licenses under the TRCA	Required in Part I Form	305.45(a)(7)(I)		Part I; Item 11 Part I/II, Section 5.2		Part I Form
115	Part I	Other environmental permits	Required in Part I Form	305.45(a)(7)(K)		Part I/II Section 5		Part I Form
116	Part I	Permit Application Fee is \$2050.00	Required in Part I Form	THSC 361.0675		Part I Item 4 Part I/II Section 5.4		Part I Form
117	Part I	A copy of the payment receipt to the MSW Permits Section, if paid by check.	Required in Part I Form	330.59(h)(1)		Part I Item 4	A copy of the receipt is also provided with the cover letter.	Part I Form
118	Part I	Prepared by PE, PG, or qualified person	Required in Part I Form	330.57(f)		The application and accompanying reports have been prepared by qualified individuals.		Part I Form
119	Part I	Description of facility & systems	Required in Part I Form	305.45(a)(8)(A)		Part I; Item 16		Part I Form
120	Part I	Volume, average & max rate of disposal for each place of disposal	Required in Part I Form	305.45(a)(8)(B)(i)		Part I/II, Section 3, Table 3-1		Part I Form
121	Part I	Physical, chemical, thermal, organic, bacteriological, radiological properties of waste	Required in Part I Form	305.45(a)(8)(B)(ii)		Part I/II Section 3.1		Part I Form
122	Part I	Other reasonable information	Required in Part I Form	305.45(a)(8)(C)		Other information can be provided if requested.		Part I Form
123	Part II	Provide the sources and characteristics of all waste to be accepted.	Required	330.61(b)(1)	Yes	Part I/II PAR Characteristics: Section 3.1 Sources: Section 3.3.1		Waste Acceptance Plan
124	Part II	Specify parametric limitations of each type of waste to be managed by the facility	Required	330.61(b)(1)	Yes	N/A Part II, Section 3.0 Part IV, Section 4.0		Waste Acceptance Plan



125	Part II	Provide a brief description of the general sources and generation areas contributing wastes to the facility. This description shall include an estimate of the population or <u>population equivalent served by the facility</u>	Required	330.61(b)(1)(A)	Yes	Part I/II PAR Sources: Section 3.3.1 Population Equivalent: Section 3.3.2		Waste Acceptance Plan
126	Part II	Provide a descriptive narrative that describes the percentage of incoming waste that must be <u>recovered and its intended use</u>	Required if Requested	330.61(b)(1)(A)	Yes	Part I/II PAR Section 3.5		Waste Acceptance Plan
127	Part II	Provide the maximum amount of solid waste to be received daily and annually projected for five years. Provide the maximum amount of solid waste to be stored and the maximum and average lengths of time that solid waste is to remain at the facility. Provide the intended destination of the solid waste received at this facility	Required	330.61(b)(1)(B)	Yes	Part I/II PAR Section 3.2		Waste Acceptance Plan
130	Part II	Provide any site specific conditions that require special design considerations & possible mitigation of conditions identified under sections (h) - (o)	Required	330.61(a)	Yes	N/A	There are no specific site conditions that require special design consideration or mitigation.	Facility Impact
131	Part II	Provide information regarding the likely impacts of the facility on cities, communities, groups of property owners, or individuals.	Required	330.61(h)	Yes	Part I/II PAR Section 6		Facility Impact
132	Part II	Provide information on the compatibility of the facility with surrounding land use, zoning in the vicinity, community growth patterns, and other factors associated with the public interest.	Required	330.61(h)	Yes	Part I/II PAR Section 6.1		Facility Impact
133	Part II	Provide information on the character of <u>surrounding land use within one mile</u>	Required	330.61(h)(2)	Yes	Part I/II PAR Section 6.1.2		Existing Conditions
134	Part II	Provide information about the growth trends within five miles & directions of development	Required	330.61(h)(3)	Yes	Part I/II PAR Section 6.1.3		Existing Conditions
135	Part II	Indicate the proximity to residences & items listed in 330.61(c)(4) & (12), ~ no. of residences & commercial establishments including direct & distance to nearest, population density, all <u>within one mile.</u>	Required	330.61(h)(4)	Yes	Part I/II PAR Section 6.1.4		Existing Conditions
136	Part II	Indicate all wells and the well density within 500 ft.	Required	330.61(h)(5)	Yes	Part I/II PAR Section 6.2		Existing Conditions
137	Part II	Provide any other information requested by the ED	Required	330.61(h)(6)	Yes	Information can be provided as it is requested.		Existing Conditions
138	Part II	Provide data on availability & adequacy of <u>access roads</u>	Required	330.61(i)(1)	Yes	Part I/II PAR Section 7.1	See also Appendix G for the Transportation Study	Transportation
139	Part II	Provide the existing & expected traffic volumes on access roads within one mile of the facility during the expected life of the facility	Required	330.61(i)(2)	Yes	Part I/II PAR Section 7.1	See also Appendix G for the Transportation Study	Transportation
140	Part II	Provide an estimate of traffic volume generated by the facility on access roads within one mile of the facility	Required	330.61(i)(3)	Yes	Part I/II PAR Section 7.1	See also Appendix G for the Transportation Study	Transportation
141	Part II	Provide documentation of coordination for roadway improvements and documentation of coordination with TXDOT for traffic and <u>location restrictions</u>	Required	330.61(i)(4)	Yes	Part I/II PAR Section 7.1	See also Appendix G for the Transportation Study	Transportation
146	Part II	Provide notice to the airport & the FAA for MSW units within 6 miles of a small airport or <u>within 5 miles of a large commercial airport.</u>	Required	330.545(b)	Yes	Part I/II PAR Section 7.2		Transportation
148	Part II	Discuss in general terms the geology and soils of the proposed site	Required	330.61(j)(1)	Yes	Part I/II PAR Section 8		Geology
152	Part II	Provide data on site specific groundwater conditions	Required	330.61(k)(1)	Yes	Part I/II PAR Section 9.1		Groundwater and Surface Water

153	Part II	Provide data on surface water at or near the site	Required	330.61(k)(2)	Yes	Part I/II PAR Section 9.2		Groundwater and Surface Water
154	Part II	Provide information on how facility will comply with applicable Texas Pollutant Discharge Elimination System (TPDES) storm water permitting requirements and the Clean Water Act, §402, as amended.. This may include the information requires by 30 TAC 330.61(k)(3)(A) & (B)	Required	330.61(k)(3)	Yes	Part I/II PAR Section 9.3		Groundwater and Surface Water
155	Part II	As applicable, provide a certification statement indicating the owner/operator will obtain the appropriate TPDES permit coverage when required	Required	330.61(k)(3)(A)	Yes	Part I/II PAR Section 5		Groundwater and Surface Water
156	Part II	As applicable, provide a copy of permit number under an individual wastewater permit	Required	330.61(k)(3)(B)	Yes	N/A	The facility will be covered under the Multi-Sector General Permit.	Groundwater and Surface Water
157	Part II	Provide the location of any water wells.	Required	330.61(l)(1)	Yes	Part I/II PAR Section 10.1 Drawing 10		Abandoned Oil and Water Wells
158	Part II	All water supply wells must be outside monitoring system or approved in the permit	Informational	330.61(l)(1)		N/A	See Part I/II PAR Sections 6 and 10.	Abandoned Oil and Water Wells
160	Part II	Provide the location of oil & gas wells production wells may remain if identified & don't disrupt operations	Required	330.61(l)(2)	Yes	Part I/II PAR Section 10.2 Drawing 11		Abandoned Oil and Water Wells
161	Part II	Production wells may remain if identified & they do not disrupt facility operations	Informational	330.61(l)(2)		N/A	See Part I/II PAR Sections 6 and 10.	Abandoned Oil and Water Wells
162	Part II	Indicate if the facility is within the 100yr floodplain. If facility within a floodplain see location restrictions in 30 TAC Chapter 330 Subchapter M	Required	330.61(m)(1)	Yes	Part I/II PAR Section 11.1		Floodplains and Wetlands
165	Part II	Acknowledge that the construction and operation of the facility shall not result in the destruction or adverse modification of the critical habitat or cause or contribute to the taking of endangered or threatened species.	Acknowledgement	330.61(n)(1)	Yes	Part I/II PAR Section 12		Endangered Species
165	Part II	Acknowledge that the construction and operation of the facility shall not result in the destruction or adverse modification of the critical habitat or cause or contribute to the taking of endangered or threatened species. If the WWTP permit contains a coordination and a review letter from the United States Fish and Wildlife Service and the Texas Parks and Wildlife Department, the owner or operator shall submit these documents as an attachment/appendix to the registration application and by referencing where this information is addressed in the WWTP Permit and/or permit application.	Acknowledgement	330.61(n)(1)	Yes	Part I/II PAR Section 12		Endangered Species
166	Part II	Provide a demonstration of whether facility is located within species range and provide a biological assessment.	Required	330.61(n)(2)	Yes	Part I/II PAR Section 12 Letters/documentation from USFWS and TPWD are in Appendix H		Endangered Species

166	Part II	Provide a demonstration of whether facility is located within species range and provide a biological assessment. If the WWTP permit contains a coordination and a review letter from the United States Fish and Wildlife Service and the Texas Parks and Wildlife Department, the owner or operator shall submit these documents as an attachment/appendix to the registration application and by referencing where this information is addressed in the WWTP Permit and/or permit application.	Required	330.61(n)(2)	Yes	Part I/II PAR Section 12 Letters/documentation from USFWS and TPWD are in Appendix H	At this time, the facility has submitted a Waters of the US Delineation report to the USACE Galveston District. This letter report has not been processed and the USACE has not responded as of yet. When the facility receives the letter reply, the facility will submit that information to the TCEQ.	Endangered Species
167	Part II	Provide documentation of compliance with Natural Resource Code, Chapter 191 (Texas Antiquities Code)	Required	330.61(o)	Yes	Part I/II PAR Section 13 Appendix I		Historical Commission
167	Part II	Provide documentation of compliance with Natural Resource Code, Chapter 191 (Texas Antiquities Code). If the WWTP permit contains coordination and a review letter from the Texas Historical Commission, the owner or operator shall submit these documents as an attachment/appendix to the registration application and by referencing where this information is addressed in the WWTP Permit and/or permit application.	Required	330.61(o)	Yes	Part I/II PAR Section 13 Appendix I		Historical Commission
168	Part II	Provide documentation that Parts I and II of the application were submitted for review to the applicable council of governments for compliance with regional solid waste plans.	Required	330.61(p)	Yes	Part I/II PAR Section 14 Appendix J		COG Review
169	Part II	Acknowledgement that the owner or operator requested a review letter from any local government, as appropriate for compliance with local solid waste plans. A review letter is not a prerequisite to a final determination on a permit or registration application.	Acknowledgement	330.61(p)	Yes	Part I/II PAR Section 14 Appendix J		COG Review
170	Part II	Provide a constructed map showing boundary, zoning, & land use within one mile including info from 330.61(c)(4), (5), & (10) (schools, hospitals, etc.)	Required	330.61(g)	Yes	Part I/II PAR Section 6	There are no zoning requirements for Montgomery County where the facility is located.	Maps/Drawings
171	Part II	Provide the prevailing wind direction with a wind rose.	Required	330.61(c)(1)	Yes	Part I/II PAR Engineering Drawing Set Drawing 9		Maps/Drawings
172	Part II	Provide the location of all known water wells within 500 feet of the proposed permit boundary with the state well numbering system designation for Water Development Board "located wells".	Required	330.61(c)(2)	Yes	Part I/II PAR Engineering Drawing Set Drawing 10		Maps/Drawings
173	Part II	Provide the location of all structures and inhabitable buildings within 500 feet of the facility	Required	330.61(c)(3)	Yes	Part I/II PAR Engineering Drawing Set Drawing 9		Maps/Drawings
174	Part II	Provide the location of all schools, licensed day-cares, churches, hospitals, cemeteries, ponds, lakes, residential, commercial, & recreational areas within one mile of the facility	Required	330.61(c)(4)	Yes	Part I/II PAR Engineering Drawing Set Drawing 7		Maps/Drawings
175	Part II	Provide the location and surface type of roads used for access within one mile of the facility	Required	330.61(c)(5)	Yes	Part I/II PAR Engineering Drawing Set Drawing 2	See also Appendix G for the Transportation Study	Maps/Drawings
176	Part II	Provide the latitude & longitude of the facility	Required	330.61(c)(6)	Yes	Part I/II PAR Engineering Drawing Set Drawings 1 and 3		Maps/Drawings
177	Part II	Provide the location of all area streams	Required	330.61(c)(7)	Yes	Part I/II PAR Engineering Drawing Set Drawings 3 and 12		Maps/Drawings
178	Part II	Provide the location of all airports within six miles	Required	330.61(c)(8)	Yes	Part I/II PAR Engineering Drawing Set Drawing 8B		Maps/Drawings

179	Part II	Indicate the property boundary of facility	Required	330.61(c)(9)	Yes	All Drawings		Maps/Drawings
180	Part II	Indicate all drainage, pipeline, and utility easements within & adjacent to the facility	Required	330.61(c)(10)	Yes	Part I/II PAR Engineering Drawing Set Drawing 6		Maps/Drawings
181	Part II	Provide the location of all access control features	Required	330.61(c)(11)	Yes	Part I/II PAR Section 2		Maps/Drawings
182	Part II	Provide the location of all archaeological sites, historical sites, and sites with an aesthetic quality adjacent to the facility	Required	330.61(c)(12)	Yes	N/A	See THC Letter within Appendix I, and Part I/II PAR Section 6.	Maps/Drawings
183	Part II	Provide a facility layout map	Required	330.61(d)	Yes	Part I/II PAR Engineering Drawing Set Drawing 6		Maps/Drawings
184	Part II	A set of maps may be provided	Informational	330.61(d)		The PAR Engineering Drawing Set has been included within the Part I/II Application		Maps/Drawings
186	Part II	Provide the location of interior roads	Required	330.61(d)(2)	Yes	Part I/II PAR Engineering Drawing Set Drawing 6		Maps/Drawings
187	Part II	Indicate the location of monitor wells	Required	330.61(d)(3)	Yes	N/A	There are no monitoring wells due to this being a transfer station.	Maps/Drawings
188	Part II	Provide the location of all facility buildings	Required	330.61(d)(4)	Yes	Part I/II PAR Engineering Drawing Set Drawing 6		Maps/Drawings
189	Part II	Provide notes on sequence of development	Required	330.61(d)(5)	Yes	N/A	This site will be a singular development and not sequenced.	Maps/Drawings
190	Part II	Indicate the location of all facility fencing	Required	330.61(d)(6)	Yes	Part I/II PAR Engineering Drawing Set Drawing 6		Maps/Drawings
192	Part II	Indicate the location of site entrance roads	Required	330.61(d)(8)	Yes	Part I/II PAR Engineering Drawing Set Drawing 6		Maps/Drawings
198	Part II	Provide a general topographic maps: USGS 7.5 minute or equivalent one map at scale 1 in. = 2,000 ft.	Required	330.61(e)	Yes	Part I/II PAR Engineering Drawing Set Drawing 3		Maps/Drawings
199	Part II	Provide Aerial Photograph(s) that are at least 9 in. by 9 in. at scale range of one inch = 1,667-3,334 ft. that covers an area at least one mile in radius of the site. Facility boundary and fill areas (as applicable) must be shown.	Required	330.61(f)	Yes	Part I/II PAR Engineering Drawing Set Drawings 4A, 4B, and 4C		Maps/Drawings
200	Part II	A series of photos showing growth trends may be used	Informational	330.61(f)(2)		PAR I/II PAR Engineering Drawing Set Drawings 4A, 4B, and 4C		Maps/Drawings
201	Part II	All submitted prints & photocopies must be legible	Informational	330.61(f)(3)		All submitted documents are legible.		Maps/Drawings
202	Part II	Provide zoning map within two miles and a copy of any nonconforming use or special permit required for the facility	Required	330.61(h)(1)	Yes	There are no zoning requirements for Montgomery County where the facility is located.		Maps/Drawings
210	Part II	No solid waste disposal operations are permitted in the 100yr. floodway	Informational	330.547(a)		N/A	See Part I/II PAR Section 11.	Floodplains and Wetlands
211	Part II	Demonstrate that, a facility located in 100 year flood plains, does not restrict the flow of the 100 yr. flood, reduce temporary storage capacity, or result in washout of solid waste so as to pose a hazard to human health and the environment	Required	330.547(b)	Yes	Part I/II PAR Engineering Drawing Set Drawing 12		Floodplains and Wetlands
212	Part II	Demonstrate that storage and processing facilities are located outside of the 100 year floodplain.	Required	330.547(c)	Yes	Part I/II PAR Engineering Drawing Set Drawing 12		Floodplains and Wetlands
213	Part II	For storage and processing facilities located within the 100 year floodplain, please provide a demonstration that the facility is designed to prevent washout during a 100 year storm event, or a conditional letter of map amendment from the Federal Emergency Management Administration administrator	Required	330.547(c)	Yes	Part I/II PAR Section 11.1		Floodplains and Wetlands
214	Part II	Acknowledge if the facility will be located in wetlands.	Acknowledgement	330.553(a) & (b)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands
215	Part II	Demonstrate, if located within wetlands, that there is no practicable alternative location	Required	330.553(b)(1)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands

216	Part II	Acknowledge that the facility's construction & operations shall not cause or contribute to violations of state water quality standards, violation of any applicable toxic effluent standard or prohibition under the Clean Water Act §307; jeopardize the continued existence of endangered or threatened species or result in the destruction or adverse modification of a critical habitat, protected under the Endangered Species Act of 1973, or violate any requirement under the Marine protection, Research, & Sanctuaries Act	Acknowledgement	330.553(b)(2)(A) - (D)	Yes	Part I/II PAR Sections 9 and 12	See Appendix H for letters from the TPWD	Floodplains and Wetlands
217	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing erosion, stability, & migration potential of native wetland soils, muds, and deposits used to support the landfill unit	Required	330.553(b)(3)(A)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands
218	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing erosion, stability, & migration potential of dredged and fill materials used to support the landfill	Required	330.553(b)(3)(B)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands
219	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing the volume and chemical nature of the waste managed in the landfill unit	Required	330.553(b)(3)(C)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands
220	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing the impacts on fish, wildlife, and other aquatic resources and their habitat for the release of solid waste	Required	330.553(b)(3)(D)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands
221	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing the potential effects of catastrophic release of waste to the wetlands and the resulting impacts on the environment	Required	330.553(b)(3)(E)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands
222	Part II	If wetlands are located within the facility, submit a demonstration for the integrity of landfill unit by addressing any additional factors, as necessary, to demonstrate that ecological resources in the wetland are sufficiently protected	Required	330.553(b)(3)(F)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands
223	Part II	Sufficient information shall be provided to the ED to allow a reasonable determination to be made with respect to the demonstrations cited in 30 TAC §330.553(b)	Informational	330.553(b)(5)		N/A	See Part I/II PAR Section 11.	Floodplains and Wetlands
224	Part II	Provide the steps taken to achieve no net loss of wetlands	Required	330.553(b)(4)	Yes	Part I/II PAR Section 11.2	The facility is not located within wetlands.	Floodplains and Wetlands
225	Part II	Acknowledge that the operation of this facility shall not result in the destruction or adverse modification of the critical habitat of endangered or threatened species	Acknowledgement	330.551(a)	Yes	Part I/II PAR Section 12	A review of the area has shown that constructing/operating the facility will not impact any threatened or endangered species.	Endangered Species
226	Part II	The term "Harassing" means; An intentional or negligent act or omission that creates the likelihood of injury to wildlife	Informational	330.551(b)(1)		Understood		Endangered Species
227	Part II	The term "Harming" means; An act of omission that actually injures or kills wildlife, including acts that annoy it to such an extent as to significantly disrupt essential behavioral patterns	Informational	330.551(b)(2)		Understood		Endangered Species

228	Part II	The term "Taking" means; collecting an endangered or threatened species or attempting to engage in such conduct	Informational	330.551(b)(3)		Understood		Endangered Species
229	Part II	Acknowledge that no solid waste unloading, storage, disposal, or processing operations shall occur within any easement, buffer zone, or right-of-way that crosses the facility	Acknowledgement	330.543(a)	Yes	Part I/II PAR Section 4.3		Easements and Buffer Zone
268	Part II	Submit information for on-site local geologic or geomorphologic features	Required	330.559(2)	Yes	Part I/II PAR Section 8		Geology
269	Part II	Identify local human-made features or events	Required	330.559(3)	Yes	Part I/II PAR Section 8	There are no unstable areas, and therefore no local human-made features to identify that could make it unstable	Geology
270	Part III	Describe facility access control features	Required	330.63(b)(1)	Yes	Part III PAR Section 2.2		General Facility Design
271	Part III	Submit a process design for the facility [that includes items 330.63(b)(2)(A) through 330.63(b)(2)(I)]	Required	330.63(b)(2)	Yes	Part III PAR Section 2.3		General Facility Design
272	Part III	Submit a flow diagram(s) to describe the storage, processing, and disposal sequences for each type of waste and/or	Required	330.63(b)(2)(A)	Yes	Part I/II Engineering Drawing Set Drawing 14		General Facility Design
273	Part III	Submit a schematic view drawing(s) showing phases for collection, separation and processing/disposal of each type of waste and/or feedstock/recyclable material	Required	330.63(b)(2)(B)	Yes	Part I/II Engineering Drawing Set Drawing 6		General Facility Design
274	Part III	Provide ventilation & odor control measures for each unit	Required	330.63(b)(2)(C)	Yes	Part III PAR Section 2.3.3		General Facility Design
275	Part III	Provide construction details of storage, processing units & components, dimensions, capacity, materials used, etc.	Required	330.63(b)(2)(D)	Yes	Part III PAR Section 2.3.4		General Facility Design
276	Part III	Provide performance data for all storage and processing units and ancillary equipment	Required	330.63(b)(2)(D)	Yes	Part III PAR Section 2.3.4		General Facility Design
278	Part III	Submit location and engineering designs for containment of storage, processing and loading & unloading areas including freeboard	Required	330.63(b)(2)(F)	Yes	Part III PAR Section 2.3.4		General Facility Design
279	Part III	Describe the storage and handling of grease, oil and sludge, including the maximum time waste will be on-site and details of ultimate disposition	Required	330.63(b)(2)(G)	Yes	N.A	The facility does not propose to accept or process grease, oil or sludges.	General Facility Design
280	Part III	Provide details of effluent disposal	Required	330.63(b)(2)(H)	Yes	Part III PAR Section 2.4		General Facility Design
281	Part III	Provide designs for noise pollution control	Required	330.63(b)(2)(I)	Yes	Part III PAR Section 2.3.5		General Facility Design
282	Part III	Describe how the processing areas will be designed for proper cleaning and to prevent surface water runoff onto, into, and off the treatment areas	Required	330.63(b)(3)(A)	Yes	Part III PAR Sections 2.4, 3, 4		General Facility Design
283	Part III	Describe construction material used for walls and floors that can be hosed down and scrubbed	Required	330.63(b)(3)(B)	Yes	Part III PAR Section 2.3.4		General Facility Design
284	Part III	Describe water or steam connections and equipment for cleaning	Required	330.63(b)(3)(C)	Yes	Part III PAR Section 2.4		General Facility Design
285	Part III	Provide adequate floor drains and/or sumps	Required	330.63(b)(3)(D)	Yes	Part III PAR Sections 2.3.4, 2.4, 3, 4		General Facility Design
286	Part III	Describe proper disposal of liquids resulting from waste processing, cleaning, and washing and provide for the treatment of waste water	Required	330.63(b)(4)	Yes	Part III PAR Sections 2.3.4, 2.4, 3, 4		General Facility Design
287	Part III	Describe how facility will be designed to protect endangered species	Required	330.63(b)(5)	Yes	Part I/II PAR Section 12		General Facility Design

336	Part III	Submit if applicable, a floodplain development permit from any agency with jurisdiction over the proposed improvements	Required if Requested	330.63(c)(2)(D)(ii)	Yes	N/A	The facility is not located within a 100-year floodplain.	Surface Water Drainage Report
337	Part III	Submit if applicable a Conditional Letter of Map Amendment from FEMA	Required if Requested	330.63(c)(2)(D)(iii)	Yes	N/A	The facility is not located within a 100-year floodplain.	Surface Water Drainage Report
338	Part III	Submit if applicable, Corps of Engineers Section 404 Specification of Disposal Sites for Dredged or Fill Material permit for construction of all necessary improvements	Required if Requested	330.63(c)(2)(D)(iv)	Yes	N/A Part I/II PAR Section 5.2	The facility does not have a Dredge or Fill permit	Surface Water Drainage Report
339	Part III	Provide for storage & transfer units a description of design features for the rapid processing and minimum detention of solid waste at the facility	Required	330.63(d)(1)(A)	Yes	Part III PAR Section 4		Waste Management Unit Design
340	Part III	Provide design features for a facility to prevent the creation of nuisances or public health hazards	Required	330.63(d)(1)(A)	Yes	Part III PAR Section 4.2		Waste Management Unit Design
545	Part III	Indicate that a characterization of the contaminated groundwater, including concentrations of assessment constituents as defined in §330.409	Required	330.63(f)(7)(A)	Yes	N/A	As the facility is not a landfill, no groundwater monitoring wells exist.	Groundwater Sampling & Analysis Plan
701	Part III	Specify in the closure plan that the operator will begin closure no later than 30 days after final receipt of waste or no later than one year if the unit has remaining capacity and additional waste may be received	Required	330.457(f)(3)	Yes	Part III PAR Section 5.2		Closure Plan
702	Part III	Provide for closure activities to be completed within 180 days of initiation	Required	330.457(f)(4)	Yes	Part III PAR Section 5.2		Closure Plan
704	Part III	Acknowledge that following receipt of closure documents and the inspection report by the TCEQ region, the ED may acknowledge termination of operation & closure & deem the facility properly closed	Acknowledgement	330.457(f)(6)	Yes	Part III PAR Section 5.3		Closure Plan
706	Part III	Indicate that notice of closure will be published in the newspaper of largest circulation 90 days prior to the initiation of a final facility closure. The notice shall provide the name, address, and physical location of the facility; the TCEQ authorization number; and the last date of intended receipt of waste.	Required	330.461(a)	Yes	Part III PAR Section 5.2		Closure Plan
707	Part III	Acknowledge that notice of closure will be provided to the ED 90 days prior to the initiation of a final facility closure and that the owner or operator will also make available an adequate number of copies of the approved final closure and post-closure plans (if applicable) for public access and review	Acknowledgement	330.461(a)	Yes	Part III PAR Section 5.2		Closure Plan
708	Part III	Acknowledge that least one closure sign will be posted at every point of access and notify all persons who utilize the facility of the date of closure and the prohibition against further receipt of waste materials.	Acknowledgement	330.461(b)	Yes	Part III PAR Section 5.2		Closure Plan
709	Part III	Indicate that suitable barriers will be installed at all access points to adequately prevent the unauthorized dumping of solid waste at the closed facility.	Required	330.461(b)	Yes	Part III PAR Section 5.2		Closure Plan



710	Part III	Indicate that an Affidavit to the Public will be submitted to the ED by registered mail, if waste will remain onsite and indicate that The Owner or Operator will also record a certified notation on the deed to the facility property that the land has been used as a landfill and submit a certified copy of the modified deed to the ED.	Required if Requested	330.461(c)(1)	Yes	Part III PAR Section 5.3		Closure Plan
711	Part III	Acknowledge that a certification, signed by a P.E., will be provided within 10 days of final closure activities, verifying that final facility closure has been completed in accordance with the approved closure plan and will include all applicable documentation necessary for certification	Acknowledgement	330.461(c)(2)	Yes	Part III PAR Section 5.3		Closure Plan
713	Part III	The owner or operator may request permission from the ED to remove the notation from the deed if all wastes are removed from the facility	Informational	330.461(d)		N/A	See Part III PAR Section 5.	Closure Plan
714	Part III	Submit a closure plan for Storage and Processing units to remove all waste, waste residues, and any recovered materials. Units shall be dismantled and removed off-site or decontaminated.	Required	330.459(a)	Yes	Part III PAR Section 5.2		Closure Plan For Processing Facilities
715	Part III	Provide plans for the evacuation of all material on-site to an authorized facility and the disinfecting of all contaminated water handling units, tipping areas, processing and post-processing areas (as applicable)	Required	330.459(b)	Yes	Part III PAR Section 5.2		Closure Plan For Processing Facilities
716	Part III	Acknowledge that if there is evidence of a release, the ED may require an investigation, assessment, and or corrective action.	Acknowledgement	330.459(c)	Yes	Part III PAR Section 5.2		Closure Plan For Processing Facilities
717	Part III	Submit a plan (if combustible material is stored outdoors) for closure of a recycling facility that includes collecting processed and unprocessed materials, and transporting the materials to an authorized facility for disposition	Required	330.459(d)(1)	Yes	N/A Part IV PAR, Section 4.1	Combustible material is not proposed to be stored	Closure Plan For Processing Facilities
718	Part III	Provide for the closure plan to be implemented (if combustible material is stored outdoors) and completed within 180 days following the most recent acceptance of processed or unprocessed materials	Required	330.459(d)(2)	Yes	N/A Part III PAR, Section 5	Combustible material is not proposed to be stored outdoors.	Closure Plan For Processing Facilities
737	Part III	Submit cost estimates for closure & post-closure. Existing facilities must submit a copy of the financial assurance documentation. New facilities must submit financial assurance within 60 days prior to receipt of waste	Required	330.63(j)	Yes	Part III PAR Section 6		Closure Cost Estimates
742	Part III	Provide cost estimates to close a Recycling facility that stores combustible materials outdoors.	Required	330.505(a)(1)	Yes	N/A Part IV PAR, Section 4.1	Combustible material is not proposed to be stored outdoors.	Closure Cost Estimates
743	Part III	Provide a closure cost estimate that equals the costs of closure of the facility, including disposition of the maximum inventories of all waste; processed and unprocessed combustible materials stored outdoors on site during the life of the facility	Required	330.505(a)(2)(A)	Yes	Part III PAR Section 6, Table 6-1		Closure Cost Estimates
744	Part III	Provide a closure cost estimate that is based on the costs of hiring a third party that is not affiliated with the owner or operator; and is based on a per cubic yard and/or short ton measure for collection and disposition costs.	Required	330.505(a)(2)(B-C)	Yes	Part III PAR Section 6.2		Closure Cost Estimates

745	Part III	Provide for the closure cost estimate & financial assurance to be increased if conditions change which increase the maximum cost of closure at any time during the active life of the facility	Required	330.505(a)(3)	Yes	Part III PAR Section 6.3		Closure Cost Estimates
746	Part III	A reduction in the closure cost estimate and the amount of financial assurance may be approved if the cost estimate exceeds the maximum cost of closure at any time during the remaining life of the facility.	Required if Requested	330.505(a)(4)	Yes	Part III PAR Section 6.3		Closure Cost Estimates
747	Part III	Provide for the maintenance of financial assurance for Recycling facilities that store combustible materials outdoors or that pose a risk	Required	330.505(b)(1)	Yes	N/A Part IV PAR, Section 4.1	Combustible material is not proposed to be stored outdoors.	Closure Cost Estimates
748	Part III	Provide for the maintenance of financial assurance until closure is approved by ED.	Required	330.505(b)(2)	Yes	Part III PAR Section 5		Closure Cost Estimates
758	Part IV	A site operating plan shall cover all on-site units in accordance with Subchapters D & E of Chapter 330.	Informational	330.65(a)		Acknowledged.		Site Operating Plan
785	Part IV	Indicate that the facility will provide the reports required by 30 TAC §330.675 to the Executive Director	Required	330.675	Yes	Part IV PAR Section 2.8 Table 2-1		Site Operating Plan
988	Part IV	Provide information identifying any permit required under the TPDES and any permit requirements imposed by other agencies for a grease, grit, & septage processing facility	Required	330.65(d)	Yes	N/A	This facility is not a grease, grit, or septage processing facility.	Site Operating Plan
989	Part IV	Identify source & characteristics of wastes that will be received and Specify any limiting parameters that may influence the design and operation of the facility	Required	330.203(a)	Yes	Part IV PAR Section 4.1		Site Operating Plan
990	Part IV	Provide estimate of the amount of each waste to be received daily, max amount stored at any one time, max & average time waste will remain on-site, max & average processing time, intended destination of generated wastes, & description of how 10% will be recovered if applicable.	Required	330.203(b)	Yes	Part IV PAR Section 4.2		Site Operating Plan
991	Part IV	Acknowledge that 10% recovery of material for beneficial use is considered to be the recovery of fats, oil, and greases, but does not include the recovery of water.	Acknowledgement	330.203(b)	Yes	N/A	This facility is not held to recovering 10% of incoming waste.	Site Operating Plan
1000	Part IV	Acknowledge that failure to achieve the relevant 10 percent recycling rate in any two quarters within any one-year period will cause a registration to terminate and will require the owner or operator of the facility to obtain a permit to continue facility operations.	Acknowledgement	330.9(g)(1)	Yes	N/A	This is in reference to a mobile liquid waste processing unit, which the proposed facility will not have.	Site Operating Plan
1001	Part IV	Provide for a quarterly report to be submitted that will include volume of waste received, percent solids, and the method of determining the percent solids, processed, disposed, and recycled or reused.	Required	330.9(g)(1)	Yes	N/A	This is in reference to a mobile liquid waste processing unit, which the proposed facility will not have.	Site Operating Plan
1002	Part IV	Provide in the quarterly report, the method(s) utilized to achieve at least 10% recycling or reuse of incoming material	Required	330.9(g)(1)	Yes	N/A	This is in reference to a mobile liquid waste processing unit, which the proposed facility will not have.	Site Operating Plan
1003	Part IV	Submit a quarterly report that reconciles the volume of waste with the amounts on manifests, shipping documents, or trip tickets and indicate where the recyclable material was taken for recycling.	Required	330.9(g)(1)	Yes	N/A	This is in reference to a mobile liquid waste processing unit, which the proposed facility will not have.	Site Operating Plan

1004	Part IV	Acknowledge that the addition of any material such as lime, polymer, or flocculent added as part of the recycling process is not allowed to be considered as part of the 10% recovery of material from the waste stream and must be subtracted from the material considered as recycled.	Acknowledgement	330.9(g)(1)	Yes	N/A	This is in reference to a mobile liquid waste processing unit, which the proposed facility will not have.	Site Operating Plan
1005	Part IV	Acknowledge that diverting material from the waste stream without processing is not considered to be recycling as part of this activity.	Acknowledgement	330.9(g)(1)	Yes	N/A	This is in reference to a mobile liquid waste processing unit, which the proposed facility will not have.	Site Operating Plan
1006	Part IV	Provide the characteristics and constituent concentrations of wastes generated by the facility and indicate that documentation that all wastes leaving the facility can be adequately managed by other authorized facilities will be provided.	Required	330.205(a)	Yes	Part IV PAR Section 5	The only waste generated will be contaminated water.	Site Operating Plan
1007	Part IV	Indicate that all wastes generated by a facility must be processed or disposed at an authorized solid waste management facility.	Required	330.205(b)	Yes	Part IV PAR Sections 4.3, 5		Site Operating Plan
1008	Part IV	Indicate that all wastewaters generated by a facility shall be managed as contaminated water in accordance with 330.207.	Required	330.205(c)	Yes	Part IV PAR Sections 4.3, 5		Site Operating Plan
1010	Part IV	Indicate that the facility shall be designed and operated to produce a sludge that is acceptable at municipal solid waste landfills and does not exceed standards specified in 30 TAC §330.205(d).	Required If Requested	330.205(d)	Yes	N/A	This facility will not be producing sludges.	Site Operating Plan
1011	Part IV	Indicate that sludges exceeding the limits shall not be disposed in municipal solid waste landfills and must be sent to an authorized facility for further processing or disposal as a hazardous waste, as appropriate or disposed in a municipal solid waste landfill with dedicated Class 1 industrial solid waste cells if the sludge is nonhazardous.	Required If Requested	330.205(d)	Yes	N/A	This facility will not be producing sludges.	Site Operating Plan
1012	Part IV	The owner or operator shall not discharge contaminated water without specific written authorization.	Informational	330.207(a)		Part IV PAR Section 5		Site Operating Plan
1013	Part IV	Provide a plan that describes how all liquids resulting from the operation of the facility shall be disposed of in a manner that will not cause surface water or groundwater pollution.	Required	330.207(a)	Yes	Part IV PAR Section 5		Site Operating Plan
1014	Part IV	Indicate that contaminated water shall be collected and contained until properly managed.	Required	330.207(b)	Yes	Part IV PAR Section 5		Site Operating Plan
1015	Part IV	Indicate that leachate shall be collected and contained until properly managed.	Required	330.207(b)	Yes	Part IV PAR Section 5		Site Operating Plan
1016	Part IV	Indicate that collection units other than storage tanks shall have a clay or synthetic liner and the liner shall be constructed in accordance with 30 TAC §330.331(b).	Required If Requested	330.207(b)	Yes	N/A	Storage tanks are proposed as the means of collection and holding contact stormwater/leachate.	Site Operating Plan
1018	Part IV	Indicate that the use of leachate & gas condensate in mining process is prohibited.	Required	330.207(c)	Yes	N/A	This is not a mining process	Site Operating Plan
1019	Part IV	Indicate that the facility will not discharge to a septic system.	Required	330.207(d)	Yes	N/A	Processed waste will not be discharged into the septic system.	Site Operating Plan
1020	Part IV	Indicate that off-site discharge of contaminated waters shall be made only after approval under the Texas Pollutant Discharge Elimination System authority.	Required	330.207(e)	Yes	Part IV PAR Section 5		Site Operating Plan

1021	Part IV	Acknowledge that wastewaters discharged to a facility permitted under Texas Water Code, Chapter 26 must not interfere with or pass-through the treatment facility processes or operations, interfere with or pass-through its sludge processes, use, or disposal or otherwise be inconsistent with the prohibited discharge standards, including 40 Code of Federal Regulations Part 403, General Pretreatment Regulations for Existing and New Source Pollution	Acknowledgement	330.207(f)(1)	Yes	Part IV PAR Section 5		Site Operating Plan
1022	Part IV	Indicate that the daily effluent design standard for oil and grease concentration leaving the facility and entering a public sewer system shall not exceed 200 milligrams per liter, the concentration established in the wastewater discharge permit pretreatment limit or the concentration established by the treatment facility permitted under Texas Water Code, Chapter 26, the National Pollutant Discharge Elimination System, or the limits established in 30 TAC §330.207, if the discharge points do not require compliance with locally set limits.	Required	330.207(g)	Yes	Part IV PAR Section 5		Site Operating Plan
1023	Part IV	Indicate that lagoons, open-top storage tanks, open vessels, and underground storage units are prohibited at liquid waste transfer facilities	Required	330.207(h)	Yes	N/A	This is not a liquid transfer facility.	Site Operating Plan
1024	Part IV	Provide plans demonstrating that all waste shall be stored in such a manner that it does not constitute a fire, safety, or health hazard or provide food or harborage for animals and vectors, and shall be contained or bundled so as not to result in litter	Required	330.209(a)	Yes	Part IV PAR Section 6		Site Operating Plan
1025	Part IV	Provide a description of on-site storage area for source-separated or recyclable materials that is separate from a transfer station or process area and provides for the control of odors, vectors, and windblown waste	Required If Requested	330.209(b)	Yes	Part IV PAR Section 6		Site Operating Plan
1026	Part IV	Provide plans for process area of transfer stations that recover material from putrescible or liquid waste. Such plans shall provide for the storage of processed and unprocessed waste & recycled materials in enclosed buildings, vessels, or containers.	Required If Requested	330.209(c)	Yes	N/A	Part IV PAR, Section 6 states that the facility will not recover materials from solid waste that contains putrescible materials, nor process liquid waste.	Site Operating Plan
1027	Part IV	Provide a plan that describes how all waste containing food wastes shall be stored in covered or closed containers that are leak-proof, durable, and designed for safe handling and easy cleaning	Required	330.211	Yes	Part IV PAR Section 6		Site Operating Plan
1028	Part IV	Indicate that nonreusable containers shall be of suitable strength to minimize vector scavenging or rupturing.	Required	330.211(1)	Yes	Part IV PAR Section 6		Site Operating Plan
1029	Part IV	Indicate that reusable containers must be maintained in a clean condition as not to constitute a nuisance, harbor, feed, and propagate vectors.	Required	330.211(2)	Yes	Part IV PAR Section 6		Site Operating Plan
1030	Part IV	Indicate that any containers emptied manually must be capable of being serviced without physical contact with waste.	Required	330.211(2)(A)	Yes	Part IV PAR Section 6		Site Operating Plan
1031	Part IV	Indicate that containers that are mechanically handled must be designed to prevent spillage/leakage during storage, handling, and transport.	Required	330.211(2)(B)	Yes	Part IV PAR Section 6		Site Operating Plan

1032	Part IV	Provide a plan that describes how a citizen's collection stations shall be operated in accordance with 30 TAC §330.213	Required If Requested	330.213(a)	Yes	N/A	A separate citizen's collection station is not planned for this facility.	Site Operating Plan
1033	Part IV	Indicate that it is the responsibility of the person that owns or operates the collection center to provide for the collection of deposited waste on a scheduled basis and supervise the facility in order to maintain it in a sanitary condition.	Required If Requested	330.213(a)	Yes	N/A	A separate citizen's collection station is not planned for this facility.	Site Operating Plan
1034	Part IV	A citizen's collection station may accept sharps from single-family or multi-family dwellings, hotels, motels, or other establishments that provide lodging and related services for the public. The sharps will not be considered medical waste, as defined in 30 TAC §330.3	Required If Requested	330.213(b)	Yes	N/A	A separate citizen's collection station is not planned for this facility.	Site Operating Plan
1035	Part IV	Provide operational standards for stationary compactors that describe how they will operated and maintained in such a way as not to create a public nuisance through material loss or spillage, odor, vector breeding or harborage, or other condition.	Required If Requested	330.215(1) and (2)	Yes	N/A	A stationary compactor is not planned for this facility.	Site Operating Plan
1036	Part IV	Indicate that a copy of the permit or registration, application, and any other plans or related documents, and as-built plans will be maintained in the site operating record and shall be made available for inspections by agency representatives or other interested parties	Required	330.219(a)	Yes	Part IV PAR Section 2.1		Site Operating Plan
1037	Part IV	Indicate that operator shall record & retain location restriction demonstrations, inspection records, training procedures, closure plans, monitoring, testing, analytical data relating to closure, cost estimates, financial assurance documents, all correspondence, modification, approvals, manifests, shipping documents, tickets relating to special waste, & documents as specified by the executive director in the operating record.	Required	330.219(b)(1) - (7)	Yes	Part IV PAR Section 2.2 Table 2-1		Site Operating Plan
1038	Part IV	Indicate that trip tickets will be maintained according to the record retention provisions in 30 TAC §312.145.	Required	330.219(b)(8)	Yes	Part IV PAR Table 2-1		Site Operating Plan
1040	Part IV	Indicate that all reports will be signed by a person who is a duly authorized as a signatory for reports. A person is duly authorized if authorized in in writing by the owner or operator in accordance with 30 TAC §305.44(a) and the authorization specifies individual or position with responsibility and this written authorization is submitted to the executive director	Required	330.219(c)(1)(A) - (C)	Yes	Part IV PAR Section 2.3		Site Operating Plan
1041	Part IV	Acknowledge that if the authorization to sign is not longer accurate a new authorization will be submitted	Acknowledgement	330.219(c)(2)	Yes	Part IV PAR Section 2.3		Site Operating Plan
1042	Part IV	Indicate that any person signing a report shall make the certification in 305.44(b).	Required	330.219(c)(3)	Yes	Part IV PAR Section 2.3		Site Operating Plan
1043	Part IV	Indicate that the operator shall maintain records on-site, available for inspection by the executive director for a period consisting of the two most recent calendar years	Required	330.219(d)	Yes	Part IV PAR Section 2		Site Operating Plan

1045	Part IV	Indicate that the results of final product testing under 30 TAC §330.613 or §332.71 will be maintained in the site operating record	Required	330.219(d)(2)	Yes	Part IV PAR Section 2		Site Operating Plan
1046	Part IV	Indicate that copies of annual reports will be maintained in the site operating record for 5yrs	Required	330.219(d)(3)	Yes	Part IV PAR Section 2.1		Site Operating Plan
1047	Part IV	Indicate that the site operating record shall be furnished and available for inspection by executive director.	Required	330.219(e)	Yes	Part IV PAR Section 2.4		Site Operating Plan
1048	Part IV	Indicate that the operator shall retain site operating record for the life of the facility.	Required	330.219(f)	Yes	Part IV PAR Section 2.5		Site Operating Plan
1049	Part IV	Indicate that the executive director may set alternative recordkeeping & notification schedules.	Required	330.219(g)	Yes	Part IV PAR Section 2.6		Site Operating Plan
1051	Part IV	Provide a fire protection plan that describes the source of fire protection (a local fire department, fire hydrants, fire extinguishers, water tanks, water well, etc.), procedures for using the fire protection source, and employee training and safety procedures. The fire protection plan shall comply with local fire codes.	Required	330.221(c)	Yes	Part IV PAR Section 7		Site Operating Plan
1052	Part IV	Provide a description of the availability of water under pressure for firefighting purposes	Required	330.221(a)	Yes	Part IV PAR Section 7		Site Operating Plan
1053	Part IV	Provide a description of on-site firefighting equipment	Required	330.221(b)	Yes	Part IV PAR Section 7		Site Operating Plan
1054	Part IV	Indicate that all employees shall be trained in the contents and use of the fire protection plan	Required	330.221(c)	Yes	Part IV PAR Section 7		Site Operating Plan
1055	Part IV	Provide a description of the artificial barriers, natural barriers, or a combination of both, appropriate to protect human health and safety and the environment that are used to control access to the facility and indicate that uncontrolled access to the facility shall be prevented.	Required	330.223(a)	Yes	Part IV PAR Section 8.1		Site Operating Plan
1056	Part IV	Provide a description of the, minimum two lane, access road from the public road and how it is designed for expected traffic volumes and adequate turning radii.	Required	330.223(b)	Yes	Part IV PAR Section 8.1		Site Operating Plan
1057	Part IV	Provide a description of vehicle parking for equipment, employees, and visitors. Indicate that safety bumpers at hoppers must be provided for vehicles. And provide a description of the positive means to control dust and mud	Required	330.223(b)	Yes	Part IV PAR Section 8.1		Site Operating Plan
1058	Part IV	Provide a description of perimeter control fencing that includes having lockable gates and attendant on site during operating hours. Operating and transport areas shall be enclosed by walls or fencing	Required	330.223(c)	Yes	Part IV PAR Section 8.1		Site Operating Plan
1059	Part IV	Provide a description of the unloading areas and indicate that unloading areas will be confined to as small an area as practical and be monitored by attendant.	Required	330.225(a)	Yes	Part IV PAR Section 8.2		Site Operating Plan
1060	Part IV	Provide a description of the signs & forced access lanes used to prevent indiscriminate dumping	Required	330.225(a)	Yes	Part IV PAR Section 8.2		Site Operating Plan
1061	Part IV	Indicate that the facility is not required to accept any solid waste that he/she determines will cause or may cause problems in maintaining full and continuous compliance	Required	330.225(a)	Yes	Part IV PAR Section 8.2		Site Operating Plan

1062	Part IV	Provide procedures to ensure that waste in unauthorized areas is removed immediately and disposed of properly.	Required	330.225(b)	Yes	Part IV PAR Section 8.2	Site Operating Plan
1063	Part IV	Provide procedures for the detection and prevention of the unloading of processing of prohibited wastes.	Required	3330.225©	Yes	Part IV PAR Section 8.2	Site Operating Plan
1064	Part IV	Indicate that prohibited waste must be returned immediately to the transporter or generator.	Required	330.225(c)	Yes	Part IV PAR Section 8.2	Site Operating Plan
1065	Part IV	Provide a description of how storage & processing areas are designed to control and contain worst case spill or release and will account for precipitation from a 25-year, 24-hour storm.	Required	330.227	Yes	Part IV PAR Section 8.3	Site Operating Plan
1066	Part IV	Specify the waste acceptance and facility operating hours	Required	330.229(a)	Yes	Part IV PAR Section 8.4	Site Operating Plan
1067	Part IV	The waste acceptance hours may be any time between the hours of 7:00 a.m. and 7:00 p.m., Monday through Friday, unless otherwise approved by the executive director or commission for a permit. The operating hours for operating heavy equipment and transporting materials on- or off-site may be any time between the hours of 5:00 a.m. and 9:00 p.m., Monday through Friday, unless otherwise approved in the authorization.	Required	330.229(a)	Yes	Part IV PAR Section 8.4	Site Operating Plan
1068	Part IV	Specify alternative operating hours of up to five days in a calendar year to accommodate special occasions, special purpose events, holidays, or other special occurrences	Required	330.229(b)	Yes	Part IV PAR Section 8	Site Operating Plan
1069	Part IV	Indicate that the facility will record in the site operating record the dates, times, and duration when any alternative operating hours are utilized.	Required	330.229(d)	Yes	Part IV PAR Section 8.4	Site Operating Plan
1070	Part IV	Indicate that the commission's regional offices may allow additional temporary operating hours to address disaster or other emergency situations, or other unforeseen circumstances that could result in the disruption of waste management services in the area.	Required	330.229(c)	Yes	Part IV PAR Section 8.4	Site Operating Plan
1071	Part IV	Indicate that a sign measuring at least 4' X 4' must be displayed at all entrances. Indicate that information on the sign must including the facility name and type, hours and days of operation, authorization number, and facility rules.	Required	330.231	Yes	Part IV PAR Section 8.5	Site Operating Plan
1072	Part IV	Indicate that windblown material and litter shall be collected as necessary, throughout the facility, along fences and access roads, and at the gate, at least once per day on days that the facility is in operation, to minimize unhealthy, unsafe, or unsightly conditions.	Required	330.233(a)	Yes	Part IV PAR Section 8.6	Site Operating Plan
1073	Part IV	Indicate the measures used to control windblown waste.	Required	330.233(a)(1)	Yes	Part IV PAR Section 8.6	Site Operating Plan
1074	Part IV	Provide a description of fence or screen used to minimize windblown waste if the facility is not completely enclosed.	Required	330.233(b)	Yes	Part IV PAR Section 8.6	Site Operating Plan
1075	Part IV	Provide procedures to encourage waste hauling vehicles to cover loads that may include posting signs, reporting offenders, and assessing surcharges.	Required	330.235	Yes	Part IV PAR Section 8.7	Site Operating Plan



1077	Part IV	Provide a description of all weather access roads at the facility and how the tracking of mud and debris onto public roadways will be minimized.	Required	330.237(a)	Yes	Part IV PAR Section 8.7		Site Operating Plan
1078	Part IV	Provide procedures use to ensure that dust from on-site and other access roadways shall not become a nuisance to surrounding areas and indicate that a water source and necessary equipment or other means of dust control shall be provided.	Required	330.237(b)	Yes	Part IV PAR Section 8.7		Site Operating Plan
1079	Part IV	Provide procedures to be used to maintain on site roads and minimize depressions, ruts, and potholes.	Required	330.237(c)	Yes	Part IV PAR Section 8.7		Site Operating Plan
1080	Part IV	Describe screening or other means used to prevent noise pollution & adverse visual impacts.	Required	330.239	Yes	Part IV PAR Section 8.9		Site Operating Plan
1081	Part IV	Provide procedures used to ensure that the design capacity of the facility shall not be exceeded and that waste will not be allowed to accumulate in quantities that create a nuisance, create odors, or harbor vectors.	Required	330.241(a)	Yes	Part IV PAR Section 8.10		Site Operating Plan
1082	Part IV	Provide procedures that describe how unprocessed grease, grit, & septage will only be stored up to 72hrs.	Required	330.241(a)(1)	Yes	N/A	These wastes will not be accepted at the facility.	Site Operating Plan
1083	Part IV	Provide procedures that provide for the restriction, diversion or removal of waste if the facility experiences a significant work stoppage.	Required	330.241(b)	Yes	Part IV PAR Section 8.10		Site Operating Plan
1084	Part IV	Provide an alternative processing/disposal procedures for when facility is inoperable for more than 24hrs.	Required	330.241(c)	Yes	Part IV PAR Section 8.10		Site Operating Plan
1085	Part IV	Provide procedures for washing down all working surfaces in contact with waste at least weekly or twice per week for facilities that operate continuously.	Required	330.243(a)	Yes	Part IV PAR Section 8.11		Site Operating Plan
1086	Part IV	Provide procedures to ensure that wash water shall not be allowed to accumulate without proper treatment.	Required	330.243(b)	Yes	Part IV PAR Section 8.11		Site Operating Plan
1087	Part IV	Provide procedures that demonstrate that wash water shall be collected & disposed of in an authorized manner.	Required	330.243(c)	Yes	Part IV PAR Section 8.11		Site Operating Plan
1088	Part IV	Acknowledge that air emissions from municipal solid waste facilities must not cause or contribute to a condition of air pollution as defined in the Texas Clean Air Act.	Acknowledgement	330.245(a)	Yes	Part IV PAR Section 8.12		Site Operating Plan
1090	Part IV	Provide a description of odor-retaining containers & vessels used to store liquid and solid waste	Required	330.245(c)	Yes	Part IV PAR Section 8.12		Site Operating Plan
1091	Part IV	Provide a description of how the facility has been designed and will be operated to provide adequate ventilation and prevent nuisance odors from leaving boundary of facility	Required	330.245(d)	Yes	Part IV PAR Section 8.12		Site Operating Plan
1092	Part IV	Indicate that air pollution emission capture & abatement equipment shall be cleaned and maintained per manufacturer's recommendations and as necessary so that the equipment efficiency can be adequately maintained.	Required	330.245(e)	Yes	Part IV PAR Section 8.12		Site Operating Plan
1093	Part IV	Provide a description of the measures/equipment, in accordance with 30 TAC §330.245(f)(1) - (4), that will be use to control odor at the facility.	Required	330.245(f)(1) - (4)	Yes	Part IV PAR Section 8.12		Site Operating Plan

1094	Part IV	Indicate that the process areas that recover material from solid waste that contains putrescibles shall be maintained totally within an enclosed building and describe how openings to the process area shall be controlled to prevent releases of nuisance odors from leaving the property boundary of the facility.	Required	330.245(g)	Yes	N/A	This facility will not recover materials from solid waste that contain putrescible materials.	Site Operating Plan
1095	Part IV	Provide a description of how facility shall be designed to allow a minimal time of exposure of liquid waste to the air and minimize waste contact with air during unloading of liquid waste into the facility.	Required	330.245(h)	Yes	N/A	This facility will not process liquid waste.	Site Operating Plan
1096	Part IV	Acknowledge that the reporting of emissions events shall be made in accordance with §101.201 of this title (relating to Emissions Event Reporting and Recordkeeping Requirements) and reporting of scheduled maintenance shall be made in accordance with §101.211 of this title (relating to Scheduled Maintenance, Startup, and Shutdown Reporting and Recordkeeping Requirements).	Acknowledgement	330.245(j)	Yes	Part IV PAR Section 8.12		Site Operating Plan
1097	Part IV	Provide procedures for the control of ponded water to avoid its becoming a nuisance and alleviate any objectionable odors	Required	330.245(k)	Yes	Part IV PAR Section 8.12		Site Operating Plan
1098	Part IV	Indicate that facility personnel will be trained in the appropriate sections of the facility's <u>health and safety plan</u> .	Required	330.247	Yes	Part IV PAR Section 8.13		Site Operating Plan
1099	Part IV	Indicate that the facility shall provide potable water and sanitary facilities for all employees and visitors.	Required	330.249	Yes	Part IV PAR Section 8.14		Site Operating Plan

Admin  
NOD Rev.  
Comment  
2

Facility Name: Circle Lake Transfer Station  
Permittee/Registrant Name: Circle Lake Transfer, LLC  
MSW Authorization #:2412  
Initial Submittal Date: 4/1/2022  
Revision Date: 4/20/2022



**Texas Commission on Environmental Quality**  
**Part I Application Form for New Permit, Permit**  
**Amendment, or Registration for a**  
**Municipal Solid Waste Facility**

<b>1. Reason for Submittal</b>
<input checked="" type="checkbox"/> Initial Submittal <input type="checkbox"/> Notice of Deficiency (NOD) Response
<b>2. Authorization Type</b>
<input checked="" type="checkbox"/> Permit <input type="checkbox"/> Registration
<b>3. Application Type</b>
<input checked="" type="checkbox"/> New Permit <input type="checkbox"/> Permit Major Amendment <input type="checkbox"/> Permit Major Amendment (Limited Scope) <input type="checkbox"/> New Registration
<b>4. Application Fees</b>
Amount <input checked="" type="checkbox"/> \$2,050 for Permits and Permit Amendments <input type="checkbox"/> \$150 for Registrations Payment Method <input checked="" type="checkbox"/> Check <input type="checkbox"/> Online through ePay portal < <a href="https://www3.tceq.texas.gov/epay/">https://www3.tceq.texas.gov/epay/</a> > If paid online, enter ePay Trace Number:
<b>5. Application URL</b> <b>Admin NOD Rev. Comment No.3</b>
Is the application submitted for a Type I Arid Exempt (AE) or Type IV AE facility? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If the answer is "No", provide the URL address of a publicly accessible internet web site where the application and all revisions to that application will be posted. <a href="http://www.circlelaketransfer.com">http://www.circlelaketransfer.com</a>

## 6. Application Publishing

Party Responsible for Publishing Notice:

Applicant       Agent in Service       Consultant

Contact Name: **Mr. Shelby Lowe**

Title: **President, Circle Lake Transfer LLC**

## 7. Alternative Language Notice

Is an alternative language notice required for this application? (For determination refer to Alternative Language Checklist on the Public Notice Verification Form TCEQ-20244-Waste)

Yes       No

## 8. Public Place Location of Application

Name of the Public Place: **Malcolm Purvis Library**

Physical Address: **510 Melton Street**

City: **Magnolia**      County: **Montgomery**      State: **TX**      Zip Code: **77355**

(Area code) Telephone Number: **936-442-7704**

## 9. Consolidated Permit Processing

Is this submittal part of a consolidated permit processing request, in accordance with 30 TAC Chapter 33?

Yes       No       Not Applicable

If "Yes", state the other TCEQ program authorizations requested:

## 10. Confidential Documents

Does the application contain confidential documents?

Yes       No

If "Yes", cross-reference the confidential documents throughout the application and submit as a separate attachment in a binder clearly marked "CONFIDENTIAL."

**11. Permits and Construction Approvals**

Permit or Approval	Received	Pending	Not Applicable
Hazardous Waste Management Program under the Texas Solid Waste Disposal Act	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Underground Injection Control Program under the Texas Injection Well Act	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
National Pollutant Discharge Elimination System Program under the Clean Water Act and Waste Discharge Program under Texas Water Code, Chapter 26	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Prevention of Significant Deterioration Program under the Federal Clean Air Act (FCAA). Nonattainment Program under the FCAA	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
National Emission Standards for Hazardous Air Pollutants Preconstruction Approval under the FCAA	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Ocean Dumping Permits under the Marine Protection Research and Sanctuaries Act	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Dredge or Fill Permits under the CWA	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Licenses under the Texas Radiation Control Act	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other (describe) TPDES MSGP	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Other (describe)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other (describe)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other (describe)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**12. General Facility Information Admin NOD Rev. Comment No.4**

Facility Name: Circle Lake Transfer Station

Contact Name: **Mr. Shelby Lowe**

Title: **President**

MSW Authorization No. (if available): **2412**

Regulated Entity Reference No. (if issued)\*: **RN106844061**

Physical or Street Address (if available): **34910 Circle Lake Drive**

City: **Pinehurst** County: **Montgomery** State: **TX** Zip Code: **77362**

(Area Code) Telephone Number: **214-605-2933**

Latitude (Degrees, Minutes Seconds): **30° 10' 23.32"**

Longitude (Degrees, Minutes Seconds): **95° 40' 16.65"**

Benchmark Elevation (above mean sea level): **237.67ft.**

Provide a description of the location of the facility with respect to known or easily identifiable landmarks: **2,700 ft northeast on Circle Lake Drive from its intersection with TX-249/FM1774 (intersection is 1,000 ft north of Aggie Expressway).**

Detail access routes from the nearest United States or state highway to the facility: **2,700 ft northeast on Circle Lake Drive from its intersection with TX-249/FM1774 (intersection is 1,000 ft north of Aggie Expressway) Pinehurst, Montgomery County, Texas. Site located on deadend road so there is no other access.**

\*If this number has not been issued for the facility, complete a TCEQ Core Data Form (TCEQ-10400) and submit it with this application. List the Facility as the Regulated Entity.

### 13. Facility Type(s)

- Type I                       Type IV                       Type V  
 Type I AE                   Type IV AE                   Type VI

### 14. Activities Conducted at the Facility

- Storage                   Processing                   Disposal

### 15. Facility Waste Management Unit(s)

- Landfill Unit(s)                   Incinerator(s)  
 Class 1 Landfill Unit(s)           Autoclave(s)  
 Process Tank(s)                   Refrigeration Unit(s)  
 Storage Tank(s)                   Mobile Processing Unit(s)  
 Tipping Floor                       Type VI Demonstration Unit  
 Storage Area                       Compost Pile(s) and/or Vessel(s)  
 Container(s)                       Other (specify):  
 Roll-off Boxes                       Other (specify):  
 Surface Impoundment               Other (specify)

### 16. Description of Proposed Facility or Changes to Existing Facility

Provide a brief description of the proposed activities if application is for a new facility, or the proposed changes to an existing facility or permit conditions if the application is for an amendment.

**This is a permit application for a proposed new Type V MSW facility (transfer station)**

### 17. Facility Contact Information Admin NOD Rev. Comment No.5

**Site Operator (Permittee/Registrant) Name: Circle Lake Transfer, LLC**

Customer Reference No. (if issued)\*: **CN605953009**

Contact Name: **Shelby Lowe**

Title: **President**

Mailing Address: **13727 Office Park Drive**

City: **Houston** County: **Harris** State: **Texas** Zip Code: **77070**

(Area Code) Telephone Number: **214-605-2933**

Email Address: **Shelby.L@zsites.com**

TX Secretary of State (SOS) Filing Number: **804040465**

\*If the Site Operator (Permittee/Registrant) does not have this number, complete a TCEQ Core Data Form (TCEQ-10400) and submit it with this application. List the Site Operator (Permittee/Registrant) as the Customer.

**Admin NOD Rev. Comment No.5**



**Operator Name<sup>1</sup>: Same as "Site Operator (Permittee/Registrant)"**

Customer Reference No. (if issued)\*: **TBD**

Contact Name: Title:

Mailing Address:

City: County: State: Zip Code:

(Area Code) Telephone Number:

Email Address:

TX SOS Filing Number:

<sup>1</sup>If the Operator is the same as Site Operator/Permittee type "Same as "Site Operator (Permittee/Registrant)".  
\*If the Operator does not have this number, complete a TCEQ Core Data Form (TCEQ-10400) and submit it with this application. List the Operator as the customer.

**Consultant Name (if applicable): Allen Engineering an Science, Inc.**

Texas Board of Professional Engineers Firm Registration Number: **139569**

Contact Name: **Jeff Allen** Title: **President and Senior Engineer**

Mailing Address: **6360 I55 North**

City: **Jackson** County: **Hinds** State: **Mississippi** Zip Code: **39211**

(Area Code) Telephone Number: **601-936-4440**

Email Address: **jallen@allenes.com**

**Agent in Service Name (required only for out-of-state): CT Corporation System**

Mailing Address: **1999 Bryan Street, Suite 900**

City: **Dallas** County: **Dallas** State: **TX** Zip Code: **75201-3136**

(Area Code) Telephone Number: **214-979-1172**

Email Address: **ct-statecommunications@wolterskluwer.com**

**18. Facility Supervisor's License**

Select the Type of License that the Solid Waste Facility Supervisor, as defined in 30 TAC Chapter 30, Occupational Licenses and Registrations, will obtain prior to commencing facility operations.

Class A  Class B

**19. Ownership Status of the Facility**

<input type="checkbox"/> Corporation	<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Federal Government
<input type="checkbox"/> Individual	<input type="checkbox"/> City Government	<input type="checkbox"/> Other Government
<input type="checkbox"/> Sole Proprietorship	<input type="checkbox"/> County Government	<input type="checkbox"/> Military
<input type="checkbox"/> General Partnership	<input type="checkbox"/> State Government	<input checked="" type="checkbox"/> Other (specify): <b>LLC (limited liability company)</b>

Does the Site Operator (Permittee/Registrant) own all the facility units and all the facility property?

Yes       No

If "No", provide the information requested below for any additional ownership.

**Owner Name: Ztopia LLC**

Street or P.O. Box: **13727 Office Park Drive**

City: **Houston** County: **Harris** State: **TX** Zip Code: **77070-2892**

(Area Code) Telephone Number: **832-698-2203**

Email Address: **Jon@Zters.com**

## 20. Other Governmental Entities Information

**Texas Department of Transportation District: Houston**

District Engineer's Name: **Eliza Paul, P.E.**

Street Address or P.O. Box: **7600 Washington Avenue**

City: **Houston** County: **Harris** State: **TX** Zip Code: **77007**

(Area Code) Telephone Number: **713-802-5000**

Email Address: **eliza.paul@txdot.gov**

**The Local Governmental Authority Responsible for Road Maintenance (if applicable): Montgomery County Commission Precinct 2**

Contact Person's Name: **JoAnne Moore**

Street Address or P.O. Box: **19110 Unity Park Drive**

City: **Magnolia** County: **Montgomery** State: **TX** Zip Code: **77355**

(Area Code) Telephone Number: **281-259-6492**

Email Address: **joanne.moore@mctx.org**

### City Mayor Information

City Mayor's Name: **Not Applicable**

Office Address:

City:                      County:                      State:                      Zip Code:

(Area Code) Telephone Number:

Email Address:

**City Health Authority: N/A**

Contact Person's Name:

Street Address or P.O. Box:

City:                      County:                      State:                      Zip Code:

(Area Code) Telephone Number:

Email Address:

**County Judge Information**

County Judge's Name: **Mark J. Keough**

Street Address or P.O. Box: **501 North Thompson**

City: **Conroe** County: **Montgomery** State: **TX** Zip Code: **77301**

(Area Code) Telephone Number: **936-539-7812**

Email Address: **cojudge@mctx.org**

**County Health Authority:** Montgomery County Public Health District

Contact Person's Name: **Alicia Williams, MPH**

Street Address or P.O. Box: **1300 South Loop 336 West**

City: **Conroe** County: **Montgomery** State: **TX** Zip Code: **77304**

(Area Code) Telephone Number: **936-523-5025**

Email Address: **a.williams@mchd-tx.org**

**State Representative Information**

District Number: **District 3**

State Representative's Name: **Rep. Cecil Bell Jr.**

District Office Address: **18230 FM 1488 Ste. 302**

City: **Magnolia** County: **Montgomery** State: **TX** Zip Code: **77354**

(Area Code) Telephone Number: **281-259-3700**

Email Address: **cecil.bell@house.texas.gov**

**State Senator Information**

District Number: **District 4**

State Senator's Name: **Honorable Brandon Creighton**

District Office Address: **2829 Technology Forest, Suite 240**

City: **The Woodlands** County: **Montgomery** State: **TX** Zip Code: **77381**

(Area Code) Telephone Number: **281-292-4128**

Email Address: **brandon.creighton@senate.texas.gov**

**Council of Government (COG) Name:** HGAC - Houston-Galveston Area Council

COG Representative's Name: **Cheryl Mergo**

COG Representative's Title: **Manager, Community and Environmental Planning**

Street Address or P.O. Box: **3555 Timmons Lane, Suite 120 - (PO Box 22777 Zip 77227)**

City: **Houston** County: **Harris** State: **TX** Zip Code: **77027**

(Area Code) Telephone Number: **713-993-4520**

Email Address: **cheryl.mergo@h-gac.com**

**River Basin Authority Name:** San Jacinto River Authority

Contact Person's Name: **Jace Houston, General Manager**

Watershed Sub-Basin Name: **Spring Creek**

Street Address or P.O. Box: **1577 Dam Site Road**

City: **Conroe** County: **Montgomery** State: **TX** Zip Code: **77304**

(Area Code) Telephone Number: **936-588-3111**

Email Address: **jhouston@sjra.net**

**Coastal Management Program**

Is the facility within the Coastal Management Program boundary?

Yes  No

**U.S. Army Corps of Engineers**

The facility is located in the following District of the U.S. Army Corps of Engineers:

Albuquerque, NM  Galveston, TX

Ft. Worth, TX  Tulsa, OK

**Local Government Jurisdiction**

Within City Limits of: **None - Located in Pinehurst (Census designated area only) unincorporated area of Montgomery County, Precinct # 2 Commissioner Charlie Riley**

Within Extraterritorial Jurisdiction of: **N/A**

Is the facility located in an area in which the governing body of the municipality or county has prohibited the storage, processing or disposal of municipal or industrial solid waste?

Yes  No

If "Yes", provide a copy of the ordinance or order as an attachment.

**Signature Page**

I, Shelby Lowe, \_\_\_\_\_ President,  
(Site Operator (Permittee/Registrant)'s Authorized Signatory) \_\_\_\_\_ (Title)

certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature: [Handwritten Signature]

Date: 6-2-22

-----  
TO BE COMPLETED BY THE OPERATOR IF THE APPLICATION IS SIGNED BY AN AUTHORIZED REPRESENTATIVE FOR THE OPERATOR

I, \_\_\_\_\_, hereby designate \_\_\_\_\_  
(Print or Type Operator Name) (Print or Type Representative Name)

as my representative and hereby authorize said representative to sign any application, submit additional information as may be requested by the Commission; and/or appear for me at any hearing or before the Texas Commission on Environmental Quality in conjunction with this request for a Texas Water Code or Texas Solid Waste Disposal Act permit. I further understand that I am responsible for the contents of this application, for oral statements given by my authorized representative in support of the application, and for compliance with the terms and conditions of any permit which might be issued based upon this application.

\_\_\_\_\_  
Printed or Typed Name of Operator or Principal Executive Officer

\_\_\_\_\_  
Signature

-----  
SUBSCRIBED AND SWORN to before me by the said \_\_\_\_\_

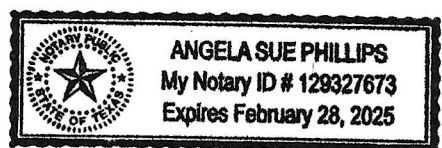
On this 2<sup>nd</sup> day of June, 2022

My commission expires on the 28<sup>th</sup> day of February 2022

[Handwritten Signature]

Notary Public in and for  
Harris County, Texas

(Note: Application Must Bear Signature & Seal of Notary Public)



## Part I Attachments

(See Instructions for P.E. seal requirements.)

### Required Attachments

	<b>Attachment No.</b>
Supplementary Technical Report	<b>Part I/II Report</b>
Property Legal Description	<b>Part I/II Appendix B</b>
Property Metes and Bounds Description	<b>Part I/II Appendix B</b>
Facility Legal Description	<b>Part I/II Appendix B</b>
Facility Metes and Bounds Description	<b>Part I/II Appendix B</b>
Metes and Bounds Drawings	<b>Part I/II Appendix B</b>
On-Site Easements Drawing	<b>Part I/II Appendix B</b>
Land Ownership Map	<b>Part I/II PAR Engineering Drawing Set DWG13</b>
Land Ownership List	<b>Part I/II Appendix A and PAR Engineering Drawing Set DWG13</b>
Electronic List or Mailing Labels	<b>With Cover Letter</b>
Texas Department of Transportation (TxDOT) County Map	<b>Part I/II PAR Engineering</b>
<b>Drawing Set</b>	
General Location Map	<b>Part I/II PAR Engineering Drawing Set</b>
General Topographic Map	<b>Part I/II PAR Engineering Drawing Set DWG3</b>
Verification of Legal Status	<b>Part I/II Appendix C</b>
Property Owner Affidavit	<b>Part I/II Appendix C</b>
Evidence of Competency	<b>Appendix I/IE</b>
<b>Additional Attachments as Applicable- Select all those apply and add as necessary</b>	
<input checked="" type="checkbox"/> TCEQ Core Data Form(s)	<b>With Cover Letter</b>
<input type="checkbox"/> Signatory Authority Delegation	
<input checked="" type="checkbox"/> Fee Payment Receipt	<b>With Cover Letter</b>
<input type="checkbox"/> Confidential Documents	
<input type="checkbox"/> Waste Storage, Processing and Disposal Ordinances	
<input checked="" type="checkbox"/> Final Plat Record of Property	<b>Part I/II Appendix B</b>
<input checked="" type="checkbox"/> Certificate of Fact (Certificate of Incorporation)	<b>Part I/II Appendix C</b>
<input type="checkbox"/> Assumed Name Certificate	

# **Instructions for Part I Application Form for New Permit, Permit Amendment, or Registration for a Municipal Solid Waste Facility**

## **Form Availability**

This form, as well as other Municipal Solid Waste (MSW) documents and rules are available on the TCEQ website site at <[www.tceq.texas.gov/search\\_forms.html](http://www.tceq.texas.gov/search_forms.html)>. The number for this form is 0650. For further instructions regarding completion of this form, send an e mail to <[mswiper@tceq.texas.gov](mailto:mswiper@tceq.texas.gov)> or call 512-239-2335.

The original application and all copies for New Applications and Major Amendments should be submitted to:

Municipal Solid Waste Permits Section, MC 124  
Waste Permits Division  
Texas Commission on Environmental Quality  
P. O. Box 13087  
Austin, Texas 78711-3087

## **Application Submittal**

See 30 Texas Administrative Code (30 TAC) Section (§)305.43(c) for who can submit the application.

The complete application should be typewritten or printed neatly in black ink.

For a new permit/registration and major amendment to a permit application, submit:

1. The original application plus three (3) complete copies (prepared in accordance with 30 TAC §330.57) which includes:
  - a. the TCEQ Core Data Form (See Attachment as applicable);
  - b. the Application Table of Contents and Title Pages for Parts I, II, III, and IV shall be signed and sealed in accordance with 30 TAC §330.57(g)(2) & (3);
  - c. the Application Part I Form;
  - d. the Application Part I Form Attachments; and
  - e. Parts II through IV
2. Include an electronic copy of a completed MSW Application Checklist, in Excel format, available on the TCEQ website at <[www.tceq.texas.gov/goto/mswforms](http://www.tceq.texas.gov/goto/mswforms)>.
3. If fee is paid by check, a check for payment of application fees transmitted directly to the TCEQ Financial Administration Division with a photocopy of the check included in the original application; and
4. Pre-printed mailing labels of the adjacent landowners or an electronic mailing list on a CD in Microsoft Word compatible format.

For all submittals, provide the Facility Name, Permittee/Registrant Name, MSW Authorization No., and dates in the form header. For initial submittals, leave "MSW Authorization No." in the form header blank.

For all notice of deficiency responses (NODs), (administrative and/or technical), submit the original plus three (3) copies of the response package which includes:

1. page 1 of this form to indicate that the submittal is for "Notice of Deficiency Response";
2. all revised pages of this form and/or attachments to Part I;
3. a new Signature Page; and
4. revised pages of Parts II through IV; and
5. marked (redline/strikeout) copy of the revised pages.



## 1. Reason for Submittal

Select **ONE** box that indicates if this form is being submitted in conjunction with an initial application or as part of an NOD response.

## 2. Authorization Type

Select **ONE** box that indicates the type of authorization sought.

## 3. Application Type

Select **ONE** box that indicates the application type for the submittal.

## 4. Application Fees

### Amount

Check the box that indicates which fee was paid. The application fee for a new permit or permit amendment is \$2,050. The application fee for a new registration is \$150.

### Payment Method

Check the box that indicates which method was used to pay the application fee.

Fees may be paid online using the TCEQ ePay portal at <https://www3.tceq.texas.gov/epay/> or may be paid by check. If payment is made online, enter the ePay trace number on the application form.

If a fee is paid by check, send the payment directly to the following address:

Financial Administration Division, MC 214  
Texas Commission on Environmental Quality  
P. O. Box 13088  
Austin, Texas 78711-3088

## 5. Application URL

If the application is for a Type I AE and/or Type IV AE landfill, the URL address of a publicly accessible internet web site is **not** required.

For any other application and/or facility type, provide the URL address of a publicly accessible internet web site where the application and all revisions to that application will be posted.

## 6. Application Publishing

Select **ONE** box that indicates the party responsible for publishing all public notices for this application.

## **7. Alternative Language Notice**

For certain permit, registration and amendment applications, public notice in an alternate language is required. If an elementary school or middle school nearest to the facility offers a bilingual program, notice may be required to be published in an alternative language. The Texas Education Code, upon which the TCEQ alternative language notice requirements are based, trigger a bilingual education program to apply to an entire school district should the requisite alternative language speaking student population exist. However, there may not exist any bilingual students at a particular school within a district which is required to offer the bilingual education program. For this reason, the requirement to publish notice in an alternative language is triggered if the nearest elementary or middle school, as a part of a larger school district, is required to make a bilingual education program available to qualifying students and either the school has students enrolled at such a program onsite, or has students who attend such a program at another location in satisfaction of the school's obligation to provide such a program as a member of a triggered district.

It is the burden of the applicant to demonstrate compliance with alternative language notice requirements. To assist you in meeting these requirements, the TCEQ Office of Chief Clerk will provide a Public Notice Verification Form (TCEQ-20244-Waste). You must follow instructions provided by the Office of Chief Clerk regarding completion and submittal of the Public Notice Verification Form indicating your compliance with the requirements regarding publication in an alternative language.

If it is determined that an alternative language notice is required, the applicant is responsible for ensuring that the publication in the alternate language is complete and accurate in that language. Electronic versions of the Spanish template examples are available from the TCEQ to help the applicant complete the publication in the alternative language.

More information about the Alternative Language Notice requirement and the Public Notice Verification Form are available on the TCEQ internet site at:

[http://www.tceq.texas.gov/permitting/waste\\_permits/msw\\_permits/msw\\_notice.html](http://www.tceq.texas.gov/permitting/waste_permits/msw_permits/msw_notice.html).

## **8. Public Place Location of Application**

Identify a public place in the county in which the facility is located or proposed to be located, at which a copy of the application will be available for review and copying (e.g. Public Library, Courthouse, City Hall).

## **9. Consolidated Permit Processing**

For consolidated permit process, refer to 30 TAC Chapter 33.

## **10. Confidential Documents**

The Commission has a responsibility to provide a copy of each application to other agencies and to interested persons upon request and to safeguard confidential material from becoming public knowledge. Thus, the Commission requests that the applicant (1) be prudent in the designation of material as confidential and (2) submit such material only when it might be essential to the staff in their development of a recommendation.

The Commission suggests that the applicant **NOT** submit confidential information as part of the permit or registration application. However, if this cannot be avoided, the confidential information should be described in non-confidential terms throughout the application, cross-referenced, and submitted as a separate document or binder, and clearly marked "CONFIDENTIAL."

Reasons of confidentiality include the concept of trade secrecy and other related legal concepts which give a business the right to preserve confidentiality of business information to obtain or retain advantages from its right in the information. This includes authorizations under, 18 U.S.C. 1905 and special rules cited in 40 CFR Chapter I, Part 2, Subpart B.

The applicant may elect to withdraw any confidential material submitted with the application. However, the permit cannot be issued, amended, or modified if the application is incomplete.

### **11. Permits and/or Construction Approvals**

Select **ALL** permits or construction approvals received or applied for under any of the programs listed in this Section.

### **12. General Facility Information**

Provide general facility information as listed under this Section. Facility name provided in this Section should match the Regulated Entity Name (Item #23) in the TCEQ Core Data Form.

If the Regulated Entity Reference Number has not been issued for the facility, complete a TCEQ Core Data Form and submit it with this application.

### **13. Facility Type**

Select **ALL** boxes that apply to the facility. For facility types, refer to 30 TAC §330.5.

### **14. Activities Conducted at the Facility**

Select **ALL** boxes that apply to the facility. For definitions of "storage, processing and disposal", refer to 30 TAC §330.3.

### **15. Facility Waste Management Units**

Select **ALL** boxes that best describe the waste management units that will be authorized at the facility. If you are including other unit types, select "Other" and list them.

### **16. Description of Proposed Facility or Changes to Existing Facility**

This section is only applicable for permit amendments. If the submittal is an amendment application, provide a brief description of the specific revisions to the permit conditions and supporting documents referenced by the permit. Also, provide an explanation of why the amendment is requested.

### **17. Facility Contact Information**

#### **Site Operator (Permittee/Registrant) Name**

Enter Site Operator (Permittee/Registrant) information. Site Operator is defined in 30 TAC §330.3.

If the Site Operator (Permittee/Registrant) has filed with the Texas Secretary of State (SOS) as a Corporation, Limited Partnership or non-profit organization it will have been issued an SOS filing number which may be entered here. If the Site Operator (Permittee/Registrant) has not filed with the SOS, leave blank. Search for the SOS Filing number at: <http://www.sos.state.tx.us/corp/sosda/index.shtml>.

### **Operator Name**

Enter Operator information. Operator is defined in 30 TAC §330.3.

If the Operator has filed with the SOS as a Corporation, Limited Partnership or non-profit organization it will have been issued an SOS filing number which may be entered here. If the Operator has not filed with the SOS, leave blank. Search for the SOS Filing number at: <http://www.sos.state.tx.us/corp/sosda/index.shtml>.

### **Consultant Name**

Enter the consultant company's name and contact information responsible for the preparation of the application on behalf of the facility.

### **Agent in Service Name**

If the application is submitted by a corporation or by a person residing out of state, the applicant must register an Agent in Service or Agent of Service with the Texas SOS office and provide a complete mailing address for the agent. The agent must be a Texas resident and the address provided for them should be within the State of Texas. Provide information if this is applicable for the facility. If not, enter "Not Applicable".

## **18. Facility Supervisor's License**

Select the Type of License that the Solid Waste Facility Supervisor, as defined in 30 TAC Chapter 30, Occupational Licenses and Registrations (Figure 30 TAC §30.213(a)), will obtain prior to commencing facility operations. Include the rest of the Evidence of Competency information as an attachment (See List of Attachments).

## **19. Ownership Status of the Facility**

### **Corporation**

The Customer meets all of the following:

- Is legally incorporated under the laws of any state or country
- Is recognized as a corporation by the Texas SOS
- Has proper operating authority to operate in Texas

### **Sole Proprietorship**

This is a business that is owned by only one person and has not been incorporated. This business may:

- Be under the person's name
- Have its own name ("doing business as", or DBA)
- Have any number of employees
- Customers must register assumed names with the county

**Government**

City, County, State or Federal: This is either an agency of one of these levels of government or the governmental body itself (ex. Blanco County, City of Houston)

**General Partnership**

A general partnership is created when two or more persons associate to carry on a business for profit. A partnership generally operates in accordance with a partnership agreement, but there is no requirement that the agreement be in writing and no state-filing requirement.

**Limited Partnership (LP & LLP)**

This is a partnership formed by two or more persons, having one or more general partners and one or more limited partners. The limited partnership operates in accordance with a partnership agreement, written or oral, of the partners as to the affairs of the limited partnership and the conduct of its business. While the partnership agreement is not filed for public record, the limited partnership must file a certificate of limited partnership with the Texas SOS. The Texas SOS provides a form for the certificate of limited partnership which meets minimum state law requirements.

**Government – Other**

This is a utility district, water district, tribal government, college district, council of governments or river authority (ex. Lower Colorado River Authority).

**Other**

Fits none of the above descriptions.

**20. Other Governmental Entities Information****Texas Department of Transportation (TxDOT) District**

Enter the district name and contact information for the district in which the facility is/will be located. TxDOT's District information can be found at

<http://www.txdot.gov/inside-txdot/district.html>.

**The Local Governmental Authority Responsible for Road Maintenance**

Enter the local authority name (e.g. local TxDOT maintenance office, city or county road maintenance authority) and contact information responsible for road maintenance. As required in 30 TAC §330.145 and §330.235, on days when the facility is in operation, the Site Operator (Permittee/Registrant) or Operator shall be responsible for at least once per day cleanup of waste materials spilled along and within the right-of-way of public access roads serving the facility for a distance of two miles in either direction from any entrances used for the delivery of waste to the facility. The facility operator shall consult with the TxDOT, county, and/or local governments with maintenance authority over the roads concerning cleanup of public access roads and rights-of-way.

**City Mayor Information**

Enter the Mayor's name and contact information for the city in which the facility is/will be located.

**City Health Authority**

Enter the Health Authority's name and contact information for the city in which the facility is/will be located.

**County Judge Information**

Enter the Judge's name and contact information for the county in which the facility is/will be located.

**County Health Authority**

Enter the Health Authority's name and contact information for the county in which the facility is/will be located.

**State Representative Information**

Enter the District Number, State Representative's name and District Office information for the district in which the facility is/will be located. State Representative's information can be found at:

<http://www.house.state.tx.us/members/find-your-representative/> .

**State Senator Information**

Enter District Number, State Senator's name and District Office information for the district in which the facility is/will be located. State Senator's information can be found at:

<http://www.house.state.tx.us/members/find-your-representative/> .

**Council of Government (COG) Name**

Enter the COG name and COG Office information for the COG area in which the facility is/will be located. COG information can be found at:

[http://www.txregionalcouncil.org/display.php?page=regions\\_map.php](http://www.txregionalcouncil.org/display.php?page=regions_map.php).

**River Basin Authority Name**

Enter the River Basin Authority name and contact information for the river basin area in which the facility is/will be located. River Basin Authority information can be found at:

<http://www.tpwd.state.tx.us/landwater/water/habitats/rivers/authorities.phtml>.

**Coastal Management Program**

The boundary is established in Texas Natural Resources Code, §33.2053(k), as defined in Title 31, Texas Administrative Code, §503.1 (relating to Coastal Management Program Boundary).

**U.S. Army Corps of Engineers**

Select the box representing the District of the U.S. Army Corps of Engineers in which the facility is located.

**Local Government Jurisdiction**

Enter the name of the city or extraterritorial jurisdiction where the facility is located. If the facility is located in an area in which the governing body of the municipality or county has prohibited the disposal or processing of municipal or industrial solid waste, provide a copy of the ordinance and add it to the Additional Attachments list with the Attachment number provided.

## **Instructions - ATTACHMENTS**

### **Supplementary Technical Report**

Provide information about the facility as required under 30 TAC §305.45(a)(8). The report should be signed and sealed by a PE.

### **Property Legal Description, Property Metes and Bounds Description, Facility Legal Description, Facility Metes and Bounds Description, On-Site Easements, and Metes and Bounds Drawings**

Provide a legal description of the facility including the following information, as required by 30 TAC §330.59(d)(1).

- a. The abstract number, as maintained by the Texas General Land Office, for the surveyed tract of land.
- b. A legal description of the property and the county, book, and page number or other generally accepted identifying reference of the current ownership record.
- c. For property that is platted, the county, book, and page number or other generally accepted identifying reference of the final plat record that includes the acreage encompassed in the application and a copy of the **Final Plat Record of Property**.
- d. A boundary metes and bounds description of the property signed and sealed by a registered professional land surveyor.
- e. A boundary metes and bounds description and drawing for the facility signed and sealed by a registered professional land surveyor.
- f. A drawing showing any on-site easements at the facility.

If the facility and property boundaries are identical, one metes and bounds description and drawing is sufficient. Refer to the same attachment number for above items (d) and (e).

### **Land Ownership Map**

Provide a map that locates the property owned by adjacent and potentially affected landowners. The maps should show all property ownership within 1/4 mile of the facility, on-site facility easement holders, and all mineral interest ownership under the facility.

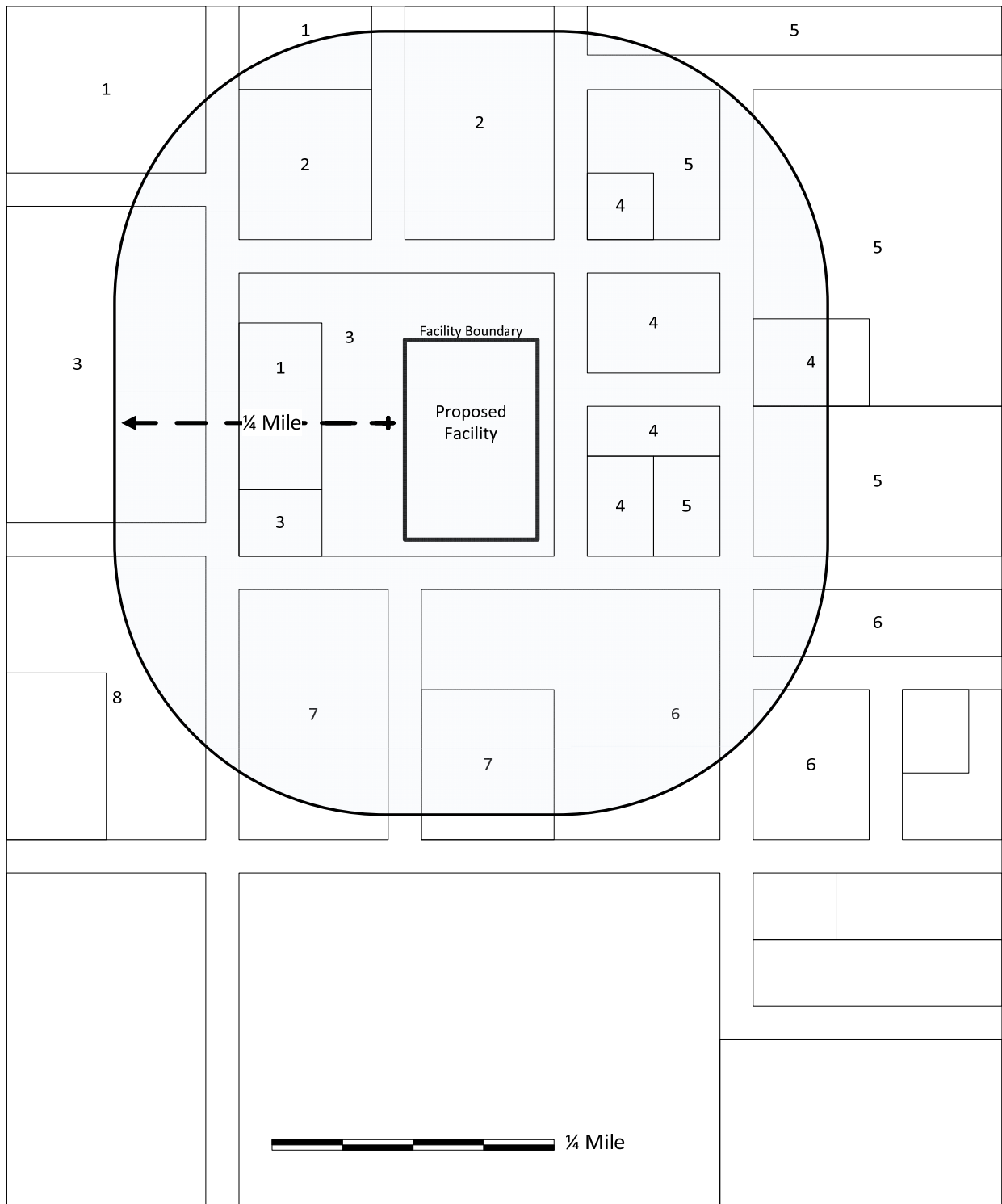
### **Land Ownership List**

Provide the adjacent and potentially affected landowners' list, keyed to the land ownership map with each property owner's name and mailing address. The list shall include all property owners within 1/4 mile of the facility, easement holders, and all mineral interest ownership under the facility. Provide the property, easement holders', and mineral interest owners' names and mailing addresses derived from the real property appraisal records as listed on the date that the application is filed.

Do not include elected officials and other interested parties that are not adjacent landowners on the landownership map, list and labels.



# Sample Land Ownership Map



**Landowners Cross-Referenced To Landowners Map**

The persons identified below would be considered as affected persons.

- |   |   |
|---|---|
| 1. MR & MRS SAMUEL L DAVIS<br>11901 STAR BLVD<br>AUSTIN, TX 78759 | 5. JAXSON BREWING CO<br>4240 KNIGHTS BRIDGE<br>DALLAS TX 77640  |
| 2. MR & MRS EDWARD SANCHEZ<br>1405 LINE ROAD<br>WACO TX 76710     | 6. PLAINVIEW COMPANY<br>6647 CRAIGMONT LANE<br>HOUSTON TX 77590 |
| 3. TEX-LINK CORP<br>8411 NW HWY<br>HOUSTON TX 77590               | 7. ABC CHEMICALS INC<br>1212 ZIP STREET<br>DALLAS TX 77640      |
| 4. MR & MRS TED GOLDSBY<br>3210 LEON BLVD<br>WACO TX 76724        | 8. BIG-C BOTTLE CO<br>10024 REGIONAL BLVD<br>BOVINA TX 79402    |

**Mineral Interest Ownership Under The Facility\***

- |  |   |
|--|---|
| 1. BOB SANDERS<br>867 HOLLOWBEND ROAD<br>SEGUIN TX 78155 | 3. CAROL SANDERS<br>5309 MAPLE LANE<br>GAUSE TX 77857 |
| 2. TED HENDERSON<br>459 MAGUIRE AVE<br>HARPER TX 78631   | 4. ALICE HENDERSON<br>2222 LONGWAY<br>HDOOLE TX 76836 |

**Facility Easement Holders\***

- |  |  |
|--|--|
| 1. GULF PIPELINE<br>11200 S FANNIN<br>HOUSTON TX 77002 | 2. TEXAS STAR UTILITIES<br>8100 COMMERCE ST<br>DALLAS TX 75230 |
|--|--|

\*If available in Real Property Appraisal records as listed on the date that the application is filed.

In accordance with 30 TAC §39.5(b), submit this mailing list electronically. The electronic list must contain only the name, mailing address, city, state, and zip code with no reference to the lot number or lot location.

As an alternative to an electronic list, the applicant may elect to submit pre-printed mailing labels of this mailing list with the application. If you elect to provide the pre-printed mailing labels, use a label format that has 30 labels to a page (e.g. AVERY 5160). Each letter in the name and address must be capitalized, contain no punctuation, and the appropriate two-character abbreviation must be used for the state. Each entity listed must be blocked and spaced consecutively. Provide four complete sets of labels of the landowner list. Do not include elected officials and other interested parties that are not adjacent landowners on the landownership map, list and labels.

**Maps (Texas Department of Transportation (TxDOT) County Map, General Location Map and General Topographic Map**

Submit at least one general location map at a scale of one-half inch equals one mile. This map shall be all or a portion of a county map prepared by TxDOT. If TxDOT publishes more detailed maps of the proposed facility area, the more detailed maps shall also be included in Part I. Use the latest revision of all maps.

Submit a topographic map, ownership map, county highway map, or a map prepared by a registered professional engineer or a registered surveyor which shows the facility and each of its intake and discharge structures and any other structure or location regarding the regulated facility and associated activities. The maps must be of material suitable for a permanent record, and shall be no larger than 11 inches by 17 inches and shall be on a scale of not less than one inch equals one mile.

The map shall depict the approximate boundaries of the tract of land owned or to be used by the applicant and shall extend at least one mile beyond the tract boundaries sufficient to show the following:

- each well, spring, and surface water body or other water in the state within the map area;
- the general character of the areas adjacent to the facility, including public roads, towns and the nature of development of adjacent lands such as residential, commercial, agricultural, recreational, undeveloped, etc.;
- the location of any waste disposal activities conducted on the tract not included in the application; and
- the ownership of tracts of land adjacent to the facility and within a reasonable distance from the proposed point or points of discharge, deposit, injection, or other place of disposal or activity.

**Verification of Legal Status (30 TAC §281.5 and §330.59(e))**

Provide verification of legal status. **Normally**, this is a one-page certificate of incorporation (Certificate of Fact) issued by the Texas SOS (see additional Attachments List). If you choose to provide a verification of the legal status by another mechanism, provide it under this Attachment. Also, provide a list of all persons having over a 20% ownership in the proposed facility. See example table provided below:

**List of All Persons Having Over 20% Ownership in the Facility:**

Name	Title	Contact Information

**Property Owner Affidavit**

Provide a Property Owner Affidavit by using the appropriate format provided below.

**Signatory Name**

The name of the individual signing the affidavit. If the individual signing the affidavit is the property owner of record, enter the name on "Printed Signatory Name" line only and omit the "Signatory Capacity" and "Printed Name of Property Owner of Record" lines. Otherwise, provide all information requested below.

**Signatory Capacity**

Indicate under what authority the Signatory is signing on behalf of the property owner of record.

**Property Owner Of Record**

The person(s) who, according to public records, is/are the owner(s) of a particular property.

**For Landfills:**

<b>Property Owner Affidavit</b>	
"I/We, _____, (Printed Signatory Name)	as _____, (Signatory Capacity)
As authorized signatory for _____ (Printed Name of Property Owner of Record)	
<p>acknowledge that the State of Texas may hold me either jointly or severally responsible for the operation, maintenance, and closure and post-closure care of the facility. For a facility where waste will remain after closure, I acknowledge that I have a responsibility to file with the county deed records an affidavit to the public advertising that the land will be used for a solid waste facility prior to the time that the facility actually begins operating as a municipal solid waste landfill facility, and to file a final recording upon completion of disposal operations and closure of the landfill units in accordance with Title 30 Texas Administrative Code §330.19, Deed Restriction. I further acknowledge that I or the operator and the State of Texas shall have access to the property during the active life and post-closure care period."</p>	
_____ (Property Owner's Signature)	_____ (Date)

**For Processing Facilities:**

<b>Property Owner Affidavit</b>	
"I/We, _____, (Printed Signatory Name)	as _____, (Signatory Capacity)
As authorized signatory for _____ (Printed Name of Property Owner of Record)	
<p>acknowledge that the State of Texas may hold me either jointly or severally responsible for the operation, maintenance, and closure of the facility. I further acknowledge that I or the operator and the State of Texas shall have access to the property during the active life, and after closure for the purpose of inspection and maintenance, if required.</p>	
_____ (Property Owner's Signature)	_____ (Date)

**Evidence of Competency**

At a minimum, provide the information listed below to comply with 30 TAC §330.59(f) as applicable to the facility type for which the application is submitted:

List of all Texas solid waste sites that the owner and operator have owned or operated within the last ten years.

Site Name	Site Type	Permit/Reg. No.	County	Dates of Operation

List of all solid waste sites in all states, territories, or countries in which the owner and operator have a direct financial interest.

Site Name	Location	Dates of Operation	Regulatory Agency (Name & Address)

Names of the principals and supervisors of the owner's and operator's organization, together with previous affiliations with other organizations engaged in solid waste activities.

Name	Previous Affiliation	Other Organization

For landfill permit applications only, evidence of competency to operate the facility shall also include landfilling and earthmoving experience if applicable, and other pertinent experience, or licenses as described in 30 TAC Chapter 30 possessed by key personnel. The number and size of each type of equipment to be dedicated to facility operation should be specified in greater detail on Part IV of the application within the site operating plan.

Landfilling/Earthmoving Equipment Types	Personnel Experience or Licenses

For mobile liquid waste processing units, submit a list of all solid waste, liquid waste, or mobile waste units that the owner and operator have owned or operated within the past five years. Submit a list of any final enforcement orders, court judgments, consent decrees, and criminal convictions of this state and the federal government within the last five years relating to compliance with applicable legal requirements relating to the handling of solid or liquid waste under the jurisdiction of the commission or the United States Environmental Protection Agency. Applicable legal requirement means an environmental law, regulation, permit, order, consent decree, or other requirement.

Solid waste, liquid waste, or mobile waste units owned or operated within past 5 years	Texas and federal final enforcement orders, court judgments, consent decrees, and criminal convictions



## **Additional Attachments (as applicable)**

### **TCEQ Core Data Form(s)**

If the Site Operator (Permittee/Registrant) does not have a Customer Reference Number (CN Number), complete a TCEQ Core Data Form (TCEQ-10400) and submit it with this application. List the Site Operator (Permittee/Registrant) as the customer.

If Regulated Entity Reference Number (RN Number) has not been issued for the facility, complete a TCEQ Core Data Form (TCEQ-10400) and submit it with this application. List the Facility as the Regulated Entity.

If the Operator does not have a Customer Reference Number (CN Number), complete another TCEQ Core Data Form (TCEQ-10400) for the "Operator" and submit it with this application. List the Operator as the customer.

Only under the following circumstances should a TCEQ Core Data Form be submitted:

- Your information is not yet in the Central Registry database or is incomplete
- Your information has changed from what is currently in the Central Registry database
- It is requested by the agency. You can check the status of your information in Central Registry on-line at <http://www.tceq.texas.gov/goto/centralregistry/>.

### **Signatory Authority Delegation**

Provide documentation that the person signing the application meets the requirements of 30 TAC §305.44, Signatories to Applications. If the authority has been delegated, provide a copy of the document issued by the governing body of the Site Operator (Permittee/Registrant) or Operator authorizing the person that signed the application to act as agent for the owner or operator.

### **Fee Payment Receipt**

As indicated in the "Application Fees" section, include a photocopy of the check in the initial application submitted to the MSW Permits Section.

### **Confidential Documents**

The confidential information should be described in non-confidential terms throughout the application, cross-referenced, and submitted as a separate document or binder, and clearly marked "CONFIDENTIAL." Refer to Instructions, Section "Confidential Documents" for further detail.

### **Waste Storage, Processing and Disposal Ordinances**

If the facility is located in an area in which the governing body of the municipality or county has prohibited the disposal or processing of municipal or industrial solid waste, provide a copy of the ordinance.

**Final Plat Record of Property**

For the property that is platted, provide the county, book, and page number or other generally accepted identifying reference of the final plat record that includes the acreage encompassed in the application and a copy of the final plat (30 TAC §330.59(d)(1)(B)).

**Certificate of Fact (Certificate of Incorporation)**

The Site Operator/ (Permittee/Registrant) or Operator shall provide verification of their legal status. If you choose to provide a one-page certificate of incorporation (Certificate of Fact) issued by the secretary of state, provide it as an attachment here.

**Assumed Name Certificate**

If the Site Operator/ (Permittee/Registrant) or Operator is an individual and/or partnership doing business under an assumed name, it must attach to the application an assumed name certificate.