

(place the date)

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

Re: *Application of P&K Stone, LLC to Obtain a New Source Review Permit in Wise County, Proposed Air Quality Permit No. 10854L001*

Dear Sir or Madam:

Please accept this letter as the notice of my **request for a public meeting and a contested case hearing** to the above-referenced permit application submitted by P&K Stone LLC (“Applicant”). In accordance with the notice published by the Applicant, we provide the following information:

Our community will be adversely affected by this application because the City of Chico owns two properties within 3,000 feet of the proposed permitted property and another property approximately 7,000 feet away. The City has employees that regularly work at all three locations. Additionally, the proposed property is within the City’s extraterritorial jurisdiction. The property’s 3,000 foot buffer extends into the City’s corporate limits. We must ensure that the application meets or exceeds the TCEQ’s minimum requirements for the safety of the City’s employees that work near the subject property and the residents of the City. The City uses the properties to provide services to its residents as part of its governmental functions: including the provision of water, wastewater, and general City services. City employees work at each of the facilities throughout the year.

The application lacks information and appropriate modeling to determine if there will be any exceedance of ambient air quality standards set by the commission from two or more sources on the property. The application does not adequately include information regarding nuisance controls to demonstrate that human health or welfare, animal life, vegetation, or property will be unaffected by the application. We fear that the application will interfere with the normal use and enjoyment of animal life, vegetation, and property.

We are also concerned that the dust created at the site will create clouds that will adversely affect traffic or create a traffic hazard or interfere with normal road use. Proper

sampling of the air and frequency is not discussed in the application. The application fails to indicate how operations will comply with all applicable EPA requirements. The applicant is deficient in explaining how operations will comply with the opacity requirements for this type of facility.

There is not sufficient material in the application to determine if the equipment used in the operations will truly be mobile in order to discount engine emissions. Additionally, the diesel tank utilized at the facility has not been sufficiently tested to determine if it will only be a *de minimus* provider of VOC emissions.

The application lacks sufficient information to determine if operations on site will be protective of public health and welfare. It is unclear whether the Applicant's operations will indeed utilize Best Available Control Technology to control emissions. There is not sufficient information to determine if a Prevention of Significant Deterioration Review is necessary as well as proper air dispersal modeling.

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions.

Respectfully,

(provide your name, address, telephone, e-mail, etc.)