

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Stephanie Bergeron Perdue, *Interim Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 30, 2018

Mr. Thomas W. Kula
Executive Director
North Texas Municipal Water District
P.O. Box 2408
Wylie, Texas, 75098-2408

Re: NTMWD 121 Regional Disposal Facility - Collin County
Municipal Solid Waste - Permit No. 2294
Transmittal of Issued Permit Modification - Waste Acceptance Rate Revision
Tracking No. 22307283 (22427652); RN101308781/CN601365448

Dear Mr. Kula:

We have reviewed your application for a municipal solid waste (MSW) permit modification dated November 17, 2017, and the revisions dated December 6, 2017, and January 22, 2018, requesting changes to waste acceptance rate information in the existing Site Operating Plan for the above-referenced facility to revise the facility waste acceptance rate. The information presented is technically sufficient for a municipal solid waste permit modification.

Enclosed is a copy of the above referenced modification which is now part of the facility's permit and should be attached thereto. The documentation prepared and submitted to support the modification request shall be considered as requirements of the permit.

If you have questions concerning this matter, please contact Steve Odil at (512) 239-4568 or in writing at the address on our letterhead (please include mail code MC 124 on the first line).

This action is taken under authority delegated by the executive director of the Texas Commission on Environmental Quality.

Sincerely,

A handwritten signature in cursive script, appearing to read "cgoodin".

Chance Goodin, Manager
Municipal Solid Waste Permits Section
Waste Permits Division

CG/SPO/sm

Enclosure

cc: Mr. Kenneth Welch, P.E., Biggs and Mathews Environmental, Mansfield

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Stephanie Bergeron Perdue, *Interim Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 30, 2018

TO: Persons on the attached mailing list.

RE: North Texas Municipal Water District – NTMWD 121 Regional Disposal Facility
Permit No. 2294

This letter is your notice that the Texas Commission on Environmental Quality (TCEQ) executive director (ED) has issued final approval of the above-named application. According to 30 Texas Administrative Code (TAC) Section 50.135 the approval became effective on April 25, 2018, the date the ED signed the permit or other approval unless otherwise specified in the permit or other approval.

You may file a **motion to overturn** with the chief clerk. A motion to overturn is a request for the commission to review the TCEQ ED's approval of the application. Any motion must explain why the commission should review the TCEQ executive director's action. According to 30 TAC Section 50.139 an action by the ED is not affected by a motion to overturn filed under this section unless expressly ordered by the commission.

A motion to overturn must be received by the chief clerk within 23 days after the date of this letter. An original and 7 copies of a motion must be filed with the chief clerk in person, or by mail to the chief clerk's address on the attached mailing list. On the same day the motion is transmitted to the chief clerk, please provide copies to the applicant, the ED's attorney, and the Public Interest Counsel at the addresses listed on the attached mailing list. If a motion to overturn is not acted on by the commission within 45 days after the date of this letter, then the motion shall be deemed overruled.

You may also request **judicial review** of the ED's approval. According to Texas Health and Safety Code Section 361.321 a person affected by the ED's approval must file a petition appealing the ED's approval in Travis County district court within 30 days after the effective date of the approval. Even if you request judicial review, you still must exhaust your administrative remedies, which includes filing a motion to overturn in accordance with the previous paragraphs.

Individual members of the public may seek further information by calling the Public Education Program, toll free, at 1-800-687-4040.

Sincerely,

Bridget C. Bohac

Bridget C. Bohac
Chief Clerk

BCB/lg

Enclosure

MAILING LIST
for
North Texas Municipal Water District – NTMWD 121 Regional Disposal Facility
Permit No. 2294

FOR THE APPLICANT:

Thomas W. Kula, Executive Director
North Texas Municipal Water District
P.O. Box 2408
Wylie, Texas 75098-2408

Kenneth Welch, P.E.
Biggs and Mathews Environmental
1700 Robert Road
Mansfield, Texas 76063-9127

PROTESTANTS/INTERESTED
PERSONS:

See Attached List.

FOR THE EXECUTIVE DIRECTOR
via electronic mail:

Brian Christian, Director
Texas Commission on Environmental
Quality
Environmental Assistance Division
Public Education Program MC 108
P.O. Box 13087
Austin, Texas 78711-3087

Guy Henry, Senior Staff Attorney
Texas Commission on Environmental
Quality
Environmental Law Division MC 173
P.O. Box 13087
Austin, Texas 78711-3087

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

FOR PUBLIC INTEREST COUNSEL
via electronic mail:

Vic McWherter, Attorney
Texas Commission on Environmental
Quality
Public Interest Counsel MC 103
P.O. Box 13087
Austin, Texas 78711-3087

FOR THE CHIEF CLERK
via electronic mail:

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

BROOKS , BOBBY D
4525 COUNTY ROAD 277
MELISSA TX 75454-1711

CHANDLER , SHARON
2355 WILLIS LN
CELINA TX 75009-4937

CLARK , HELEN
11032 SCOTSMEADOW DR
DALLAS TX 75218-1233

DAVIS , RICHARD
758 LCR 400
GROESBECK TX 76642-2941

DOCEKAL , MR WILLIAM
4408 SHADYWOOD
MCKINNEY TX 75070-4614

GRIFFIN , W KENNETH
5864 E FM 455
ANNA TX 75409-7605

HILL , SKIP
5923 E FM 455
ANNA TX 75409-7619

LITTLE , JASON CITY ADMINISTRATOR
CITY OF MELISSA
3411 BARKER AVE
MELISSA TX 75454-9569

LOWERRE , RICHARD W
FREDERICK PERALES ALLMON & ROCKWELL PC
1206 SAN ANTONIO ST
AUSTIN TX 78701-1834

PATTERSON , MR & MRS WAYNE
9385 COUNTY ROAD 504
BLUE RIDGE TX 75424-4112

ROLLINS , J D
9262 COUNTY ROAD 419
ANNA TX 75409-8205

WENK , BONNIE
2247 E DIVISION ST
ARLINGTON TX 76011-6621

WRIGHT , DAVID
3122 MILRANY LN
MELISSA TX 75454-3082

Texas Commission on Environmental Quality



Modification to Municipal Solid Waste Permit No. 2294 North Texas Municipal Water District - NTMWD 121 Regional Disposal Facility

Municipal Solid Waste Permit No. 2294 is hereby modified as follows.

Description of Change:

This permit modification authorizes the above-referenced facility to revise the facility waste acceptance rate information in the Site Operating Plan.

The details of this permit modification are contained in the application dated November 17, 2017, and the revisions dated December 6, 2017, and January 22, 2018.

Part of Permit Modified:

Part IV: Site Operating Plan
Title page
Table of contents
Pages 6-17, 42, and 59-61

This modification is a part of Permit No. 2294 and should be attached thereto.

Approved, Issued, and Effective in accordance with Title 30 Texas Administrative Code, §305.70(k) and §330.125(h).

Issued Date: April 25, 2018

Josephine Bryson Penland

For the Commission