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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 21, 2015

Certified Mail
91 7199 9991 7033 2802 9851

Ms. Lori Hearon
Mobeetie Resource Development LLC
P.O. Box 354
Booker, Texas 79005

Re: Administrative Notice of Deficiency Letter
Mobeetie Resource Development LLC – Mobeetie Disposal
Booker, Wheeler County, Texas
(Proposed) Industrial Nonhazardous Solid Waste Permit Number: 96037
Industrial Solid Waste (ISW) Registration Number: 96037
CN603279910/RN105389324
New Industrial Nonhazardous Solid Waste Permit Application

Dear Ms. Hearon:

The Texas Commission on Environmental Quality (TCEQ), Waste Permits Division has conducted an administrative review of the permit application received April 28, 2015 and resubmitted on November 2, 2015, for Mobeetie Resource Development LLC – Mobeetie Disposal. Our review indicates that additional information must be presented to demonstrate compliance with Title 30 Texas Administrative Code (TAC) Sections 305.45 and 305.50. The following items must be submitted before the application can be declared administratively complete.

Please note that this letter does not represent a detailed technical review of the application, but rather identifies certain portions of the application which have been omitted or are clearly deficient. A detailed technical review will be conducted after submittal of your response to the deficiencies noted below which follow the format of the TCEQ Industrial Nonhazardous waste permit application form.

The deficiencies noted in the enclosed table follow the format of the TCEQ Industrial and Nonhazardous waste permit application form. Each deficiency is uniquely identified in the enclosed table "Application Deficiencies – Administrative NOD # 1" and requires your response. Please note, when providing your response you must:

1. Refer to the unique deficiency identifier;
2. Include the location in the permit application where your response requires revisions or where you provide additional information;
3. Include any other narrative necessary to explain your response;

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4. If possible, provide a redline/strikeout version clearly identifying all proposed changes from the existing permit application; and
5. Include replacement pages for insertion into the application that are hole punched. Each replacement page should contain a revision date and revision number.
6. If a revision to the application causes text to shift and/or pagination to change, please provide all pages affected by the revision(s).

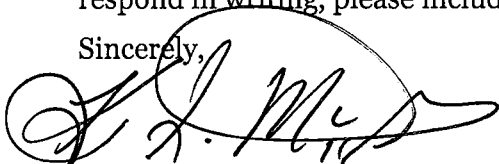
An electronic copy of the table is available upon request.

Please submit an original and three (3) copies of your application revisions, including new signature pages for the application within 30 days of the date of this letter. Please ensure that the date the signature is signed by the owner and operator is the same date subscribed and sworn in by the Notary Public. Please also ensure that the Notary Public signs and dates the original signature page.

Failure to submit a satisfactory response to each of the noted deficiencies by the response due date may result in a recommendation to return the application.

If you have any questions regarding this matter, please contact me at (512) 239-4112. If you respond in writing, please include mail code MC-126 in the mailing address.

Sincerely,



Keiandré J. McGruder, Permit Application Reviewer
Business & Program Services Section
Waste Permits Division
Texas Commission on Environmental Quality

Enclosure

cc: Mr. Steve Kelly, Senior Project Manager, Subsurface Technology Inc. – Baton Rouge, LA

Application Deficiencies – Administrative NOD # 1

ID ¹	App. Part	App. Section	Location ²	Citation	Error Type ³	Deficiency Description/Resolution
A1	-	Entire	Entire	-	Wrong Format	<p>Please resubmit your request using the most current application form (TCEQ Application – Industrial Solid Waste IN-0024 (Revised 08/25/14 by JWS)). An example of the application (hard copy) is enclosed with this letter. To obtain a copy of the electronic version to download, please visit the TCEQ's web pages at https://www.tceq.texas.gov/cgi-bin/comm_exec/forms.pl, additional information regarding the application form and the requirements can also be found at this location.</p> <p>As a courtesy a hard copy of the Administrative and Technical Evaluation Checklist for Commercial Industrial Nonhazardous Waste Applications, has been enclosed as well. This checklist will be used to conduct the review of your application, please utilize this checklist as a reference tool when submitting your response. All sections shaded in gray must be addressed in detail before the application can be declared administratively complete.</p> <p>Please provide page numbering throughout the application. This includes the tables within each section of the application. Proper pagination throughout the application is required.</p> <p>If any section within the application is not applicable, please indicate "not applicable."</p>
A2	I	General Info – A.	Pg. 1	305.43, 305.45 (a) (1)	Incomplete	The TCEQ has issued Mobeetie Resource Development, LLC – Mobeetie Disposal the proposed ISW# 96037 , this number must now appear in all the required areas throughout the application.
A3	I	General Info – B.1.	Pg. 1	305.43, 305.45 (a) (1)	Incomplete	Please submit Ms. Lori Hearon's professional title, fax number, and e-mail address. This information is required in order to draft the Public Notice.
A4	I	General Info – D.1.	Pg. 2	305.42, 305 Sub. D	Incomplete	Please complete Section I.D. 1 through 5. Please identify the type of permit application Mobeetie Resource Development LLC is submitting. ISW# 96037 must appear in the space provided.

ID ¹	App. Part	App. Section	Location ²	Citation	Error Type ³	Deficiency Description/Resolution
A5	I	General Info – E.	Pg. 4 & 5	305.45 (a) (7)	Incomplete	Please revise and resubmit the list of other permits/authorizations issued to the facility. TCEQ's Central Registry Database indicates other authorizations including Air, PST, Waste, and UIC have been issued to this facility.
A6	I	General Info – F.14	Pg. 7	-	Omitted	Please identify the name of the drainage basin and segment where the facility is located. If this section or any other section within the application is not applicable, please indicate "not applicable."
A7	I	General Info – I.	Pg. 7	305.45 (a) (8) (A)	Omitted	Please complete Table I. – Waste Management Unit List. If this section is not applicable, please indicate.
A8	I	General Info – J.	Pg. 7	305.50 (a) (3)	Omitted	Please address the Date of Operation Section of the application. If this section is not applicable, please indicate.
A9	I	General Info – K.	Pg. 7	305.45 (a) (6)	Incomplete	Please list the proper location within the application of where each map can be located within this section. Please label each map with section tabs and page dividers for easy identification.
A10	I	General Info – L.	Pg. 7	39.103(c), 39.5(b)	Omitted	Please provide the name and mailing address for the State Senator and State Representative for the district in which the facility is to be located in. This information is required in order to draft the Public Notice.
A11	I	General Info – L.	Pg. 8	39.103(c), 39.5(b)	Omitted	Please provide the name, professional title, and mailing address of the mayor and health authority of the municipality in whose territorial limits or extraterritorial jurisdiction the facility is to be located. This information is required in order to draft the Public Notice.
A12	I	General Info – L.	Pg. 8	39.103(c), 39.5(b)	Omitted	Please provide the name, professional title, and mailing address of the county judge and county health authority where the facility is to be located. This information is required in order to draft the Public Notice.

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bcc: TCEQ Waste Section Manager, Region 1 – Amarillo
Ms. Mary Talley, Waste Permits Division, IHW Permits Section – Austin
Mr. Keiandr  J. McGruder, Waste Permits Division – Austin
DataEntry-WPD@tceq.texas.gov
TCEQ Business & Program Services Section – Reader File – MC 126
TCEQ Central Records – MC 213

MR STEVE KELLY
SENIOR PROJECT MANAGER
SUBSURFACE TECHNOLOGY INC
8212 KELWOOD AVENUE
BATON ROUGE LA 70806