

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## Instructions for Public Notice Notice of Intent to Obtain an Alternative Method of Control Plan

We have completed the technical review of your AMOC Plan and issued a preliminary approval with provisions. Please comply with the following instructions:

### Review Notice

Included in the notice is all of the information which the commission believes is necessary to effectuate compliance with applicable public notice requirements. Please read it carefully and notify the Texas Commission on Environmental Quality (TCEQ) immediately if it contains any errors or omissions. You are responsible for ensuring the accuracy of all information published. You may not change the text of the notice without prior approval from the TCEQ.

### Newspaper Notice

- You are required to publish the enclosed *Notice of Intent to Obtain and Preliminary Approval for an Alternative Method of Control* within **33 calendar days** after the date this information was mailed to you (see date of letter) at your expense, in a newspaper in the same municipality as the facility. The newspaper must be a newspaper that is of general circulation in the municipality where the facility is or will be located. If the facility is not located within a municipality, the newspaper must be of general circulation in the municipality nearest the location.
- Please publish this notice in **two successive issues** of the same newspaper.
- You will find an example notice enclosed in this package. This *Example* should be published in the "public notice" section of the newspaper. The phrase "Example AMOC Notice" is not required to be published.

### AMOC Plan in a Public Place

- Please provide a copy of the complete AMOC request and supplemental information (including any subsequent revisions) and the executive director's AMOC Plan, at a public place for review and copying by the public. This place should be in the county in which the plant is located.
- A public place is one that is publicly owned or operated (ex: libraries, county courthouses, or city halls.)
- This copy should be accessible to the public for review and copying. The copy should be available beginning on the first day of newspaper publication and remain in place through the comment period which is 30 days after the publication of the second newspaper notice.

- If the request is submitted to the TCEQ with information marked as “CONFIDENTIAL,” you are required to indicate which specific portions are not being made available to the public. These portions should be accompanied with the following statement: “Any request for portions of this application that are marked as confidential must be submitted in writing, pursuant to the Public Information Act, to the Texas Commission on Environmental Quality, Public Information Coordinator, MC-197, P.O. Box 13087, Austin, Texas 78711-3087.”
- Please submit verification of file availability using the Verification Form provided within **10 business days** after end of the publications’ designated comment period. Do not submit the form verifying that the request and Plan was in a public place until after the comment period is complete.

### Public Comment Period

- The public comment period will last at least **30 calendar days after publication of the last notice**.
- If the last day of the public comment period ends on a weekend or a holiday, the comment period will end on the next business day.

### Proof of Publication

- Check each publication to ensure that the notice was accurately published. If a notice was not published correctly you may be required to republish.
- For newspaper publication, please submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Air Permits Division within **10 business days** after the date of publication.

Acceptable proofs of publication are 1) copies of the published notice, or 2) the original newspaper clippings of the published notice. If you choose to submit copies of the published notice to the Air Permits Division, copies should be on standard-size 8½” x 11” paper and show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11” should be copied onto multiple 8½” x 11” pages.

It is recommended that you maintain original newspaper clippings or tear sheets of the notice for your records.

- Please submit an **original affidavit of publication** (enclosed) to the Air Permits Division within **30 calendar days** after the last date of publication. The affidavit must clearly identify the applicant’s name and AMOC number. You are encouraged to submit the affidavit with the proof of publication described above.
- The **original affidavit of publication, AMOC Public Notice Verification Form, and acceptable proof of publication of the published notices** must be mailed to:

Texas Commission on Environmental Quality (TCEQ)  
Air Permits Division, MC-163  
Attn: Anne Inman, P.E.  
P.O. Box 13087  
Austin, Texas 78711-3087

- Please ensure that the affidavit you send to the Air Permits Division is original and that all blanks on the affidavit are filled in correctly. Photocopies of the affidavit will not be accepted.
- Photocopies of newspaper clippings, affidavit, and verifications must also be sent to those listed on the enclosed *Notification List* within the deadlines specified above.

### **Failure to Publish and Submit Proof of Publication**

You must meet all publication requirements. If you fail to publish the notice or submit proof of publication *on time*, the TCEQ may suspend further processing on your AMOC plan.

### **General Information**

When contacting the Commission regarding this AMOC Plan, please refer to the AMOC number at the top of the *Notice of Intent to Obtain and Preliminary Approval*. If you have questions or need assistance regarding publication requirements, please contact the project reviewer listed in the cover letter.

**TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
EXAMPLE AMOC NOTICE**



**NOTICE OF INTENT TO OBTAIN  
AN ALTERNATIVE METHOD OF CONTROL PLAN**

**PROPOSED AMOC NUMBER 138**

**APPLICATION AND PRELIMINARY DECISION.** Gulf Coast Growth Ventures, LLC (GCGV) located near Gregory, San Patricio County, Texas, has applied to the Texas Commission on Environmental Quality (TCEQ) for approval of a Proposed Alternative Method of Control (AMOC) Number 138, which would authorize a multi-point ground flare (MPGF) system for use during intermittent routine operations, planned maintenance, startups and shutdowns, and unplanned emergency and upset situations.

The Executive Director has completed the technical review of the AMOC Plan and provided preliminary approval with provisions which, if finally approved, would establish the conditions under which the facilities must operate. The executive director has made a preliminary decision to approve the AMOC Plan because it meets all rules. The preliminarily approved AMOC Plan, with supporting documentation, will be available for viewing and copying at the TCEQ central office; the TCEQ Corpus Christi regional office; and at the Bell/Whittington Public Library, 2400 Memorial Parkway, Portland, Texas 78374, 361-777-4560 (the Library provides curbside services by appointment, for instructions please visit <http://www.portlandtx.com/715/How-to-Curbside-Service>) beginning the first day of publication of this notice. The facilities' compliance files, if any exist, are available for public review at the TCEQ Corpus Christi Regional Office, NRC Bldg, Ste 1200, 6300 Ocean Dr, Unit 5839, Corpus Christi TX 78412-5839. Further information may also be obtained from GCGV at the address stated above or by calling Philip E. Nagle at 346-259-5759.

**PUBLIC COMMENT.** You may submit comments within 30 days of the date of newspaper publication of this notice. Comments may be submitted in writing or electronically. Written comments must be sent to the Texas Commission on Environmental Quality, Office of Air, Air Permits Division, Attention: Anne Inman, P.E., MC-163, P.O. Box 13087, Austin, Texas 78711-3087. Electronic comments must be submitted to Anne.Inman@tceq.texas.gov. For more information about this AMOC Plan or the approval process, please call Anne Inman at 512-239-1276.

**RESPONSE TO COMMENTS AND EXECUTIVE DIRECTOR ACTION.** After the deadline for public comments, the Executive Director will consider the comments and prepare a response to all relevant and material or significant public comments. After preparing the response to comments, the Executive Director may then issue final approval of the AMOC Plan with provisions. **The response to comments, along with the Executive Director's final decision and provisions on the AMOC Plan will be mailed to everyone who submitted public comments.**

Notice Publication Date: *Enter Date Published Here*

**Public Notice Checklist**  
**Notice of Intent to Obtain and Preliminary Approval for an AMOC Plan**

The following tasks must be completed for public notice. Detailed instructions are included in the "Instructions for Public Notice" section of this package.

<b>Within 33 calendar days after date of this letter</b>
<p>Publish <i>Notice of Intent to Obtain and Preliminary Approval for an Alternative Method of Control Plan</i> in a newspaper(s) in general circulation in the county in which the plant is located.  The Example AMOC Notice must be published in "public notice" section of newspaper in <b><u>two successive issues</u></b>.</p> <p>Provide copy of the complete AMOC Plan (including any subsequent revisions) and the Executive Director's preliminary approval with provisions at a public place for review and copying. This copy should be in place from the first day of publication. Keep them there for duration of the designated comment period.</p>
<b>First day of each newspaper publication</b>
<p>Review published newspaper notice for accuracy. Review for accuracy prior to publishing. If unauthorized changes of wording or font occur, you may be required to republish. If there are errors in the actual newspaper publication, contact the Air Permits Division.  Ensure copy of the complete AMOC Plan (including any subsequent revisions) and the executive director's preliminary approval with provisions are at the public place.</p>
<b>Within 10 business days after date of last publication</b>
<p>Mail <b>original proof of publications showing publication date and newspaper name</b> to:  Texas Commission on Environmental Quality  Air Permits Division, MC-163  Attn: Anne Inman  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail photocopies of newspaper clippings showing publication date and newspaper name to persons listed on the <i>Notification List</i>.</p>
<b>Within 30 calendar days after date of last publication</b>
<p>Mail <b>original affidavit of publication</b> to:  Texas Commission on Environmental Quality  Air Permits Division, MC-163  Attn: Anne Inman  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail photocopies of affidavit to persons listed on the <i>Notification List</i>.</p>
<b>Within 10 business days after end of the designated comment period</b>
<p>Mail Public Notice Verification Form to:  Texas Commission on Environmental Quality  Air Permits Division, MC-163  Attn: Anne Inman  P.O. Box 13087  Austin, Texas 78711-3087</p> <p>Mail photocopies of Public Notice Verification Form to persons listed on the <i>Notification List</i>.</p>

TCEQ-Air Permits Division  
MC-163 Attn: Anne Inman  
P.O. Box 13087  
Austin, Texas 78711-3087

Applicant Name Gulf Coast Growth Ventures, LLC

AMOC No.: 138

AFFIDAVIT OF PUBLICATION FOR AMOC PLAN

STATE OF TEXAS

§

COUNTY OF \_\_\_\_\_ §

Before me, the undersigned authority, on this day personally appeared

\_\_\_\_\_, who being by me duly sworn,  
*(name of person representing newspaper)*

deposes and says that (s)he is the \_\_\_\_\_  
*(title of person representing newspaper)*

of the \_\_\_\_\_; that said newspaper is generally circulated  
*(name of newspaper)*

in \_\_\_\_\_, Texas;  
*(the municipality or nearest municipality (not county) to the location of the facility or the proposed facility)*

that the enclosed notice was published in said newspaper on the following dates:

\_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_  
*(newspaper representative's signature)*

Subscribed and sworn to before me this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_,

to certify which witness my hand and seal of office.

(Seal)

\_\_\_\_\_  
Notary Public in and for the State of Texas

\_\_\_\_\_  
Print or Type Name of Notary Public

\_\_\_\_\_  
My Commission Expires



**Texas Commission on Environmental Quality  
Public Notice Verification Form**

**Alternative Method of Control Plan**

All applicants must **complete all applicable** portions of this form.  
Send this completed form to the Permit Reviewer  
**within 10 business days after the end of the designated comment period.**

Applicant Name: <b>Gulf Coast Growth Ventures, LLC (GCGV)</b>		
Site or Facility Name: <b>GCGV Complex</b>		AMOC No: <b>138</b>
Regulated Entity Nos. (RN): <b>109753731</b>	Customer Number (CN): <b>605632439</b>	
Proof of publication of the newspaper notices have been furnished to all entities in accordance with the instructions of the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Proof of publication of the requested affidavit have been furnished to all entities in accordance with the instructions of the TCEQ.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
A copy of AMOC application, any revisions, and the final preliminary approved Plan were available for review and copying at the public place indicated in the public notice throughout the duration of the public comment period.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Name of Public Place: <b>Bell/Whittington Public Library</b>		
Address of Public Place: <b>2400 Memorial Parkway</b>		
City: <b>Portland</b>	State: <b>TX</b>	ZIP Code: <b>78374</b>
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant <u>after the end</u> of the designated comment period. The TCEQ will not accept this form if submitted prior to that date.</b>		
Verified by ( <i>signature</i> ):		
Applicant:		
Title:	Date:	

### **Notification List**

It is the responsibility of the applicant to furnish the following offices with copies of the notices published (clippings), the *Affidavit of Publication*, and a completed copy of the *Public Notice Verification Form*.

Texas Commission on Environmental Quality  
Region 14  
NRC Bldg, Ste 1200  
6300 Ocean Dr  
Unit 5839  
Corpus Christi TX 78412-5839