

For TCEQ Use Only

Permit Application Routing and Summary Sheet  
Air Permits

This sheet should accompany all notices to be processed by the office of the chief clerk on the left side of the file folder.

Name of applicant: ..... Argos Ready Mix (South Central) Corp.	
Facility/ Site name:..... Baytown Plant	
TCEQ permit number: ..... 71844L001	
Application received date: ..... December 13, 2013	
Customer reference number: ..... CN604358218	
Regulated entity number: ..... RN104254917	
Account Number: 96-0058-K	
County: ..... Chambers	Region: ..... 12
Local program 1:	Local program 2:
Permit type: Concrete Batch Plant Standard Permit Renewal Application	
Internal program routing	
Tech. team leader: Bonnie Evridge	Phone no. (512) 239-5222
APIRT team leader: Johnny Bowers	Date: 12/17/13
Administratively reviewed by: Sheila Monroe	Phone no. (512) 239-1612
Administratively complete date: 12/17/13	
Public viewing location must have internet access: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Is 2nd public notice required (15- day comment period): <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
*801 applies	

RECEIVED  
MAR 10 2014  
TCEQ  
CENTRAL FILE ROOM

15 Days

Q AIRPA / 96005812 /  
RN104254917 /  
71844L001 / AIRPA /  
2-12-14 / PUBLIC  
NOTICE



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

TEXAS  
COMMISSION ON  
ENVIRONMENTAL  
QUALITY

2014 FEB 12 PM 2:54

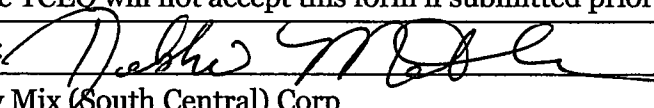
NORI 90269

CHIEF CLERK'S OFFICE

Applicant Name: Argos Ready Mix (South Central) Corp.	
Site or Facility Name: Baytown Plant	
TCEQ Account Number (if applicable):	Permit Number: 71844L001
Regulated Entity Number (RN): RN104254917	Customer Number (CN): CN602421679
All applicants must <b>complete all applicable</b> portions of this form. Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period</b> . For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Alternative Language Checklist</b>	
I have contacted the appropriate school district. <span style="float: right;"><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</span>	
School District: Goose Creek Consolidated ISD	Phone Number: 281-421-3321
Person Contacted: Nancy Dorantes	Date: 11/26/2013
Is a bilingual education program (BEP) required by the Texas Education Code in the district? <span style="float: right;"><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</span>	
<b>If answer is "NO," skip to first question in verification box on next page.</b> (Note: A BEP is different from "English as a Second Language" (ESL) program; and Elementary/Middle schools that only offer ESL will not trigger notice in an alternative language.)	
Notice in an alternative language is required if a BEP is required in the District, and one of the following conditions is met:	
1. students in the elementary or middle school nearest the facility are enrolled in a program at that school;	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2. students from the elementary or middle school nearest the facility attend a BEP at another location; or	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3. the school district that otherwise would be required to provide a BEP has been granted an exception from the requirements to provide the program, as provided for in 19 Texas Administrative Code 89.1207(a).	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If the answer is "NO" to 1, 2, and 3 above, then alternative language notice is not required.	
The name of the elementary school nearest to the proposed or existing facility is: Stephen F. Austin Elem.	
The name of the middle school nearest to the proposed or existing facility is: Gentry Jr. High	
The following language(s) is/are utilized in the bilingual program: Spanish	
If notice in an alternative language is required, then applicants must publish alternative language notice(s) and post alternative language sign(s), as outlined in the <i>Instructions for Public Notice</i> and certify compliance with those requirements on this form.	

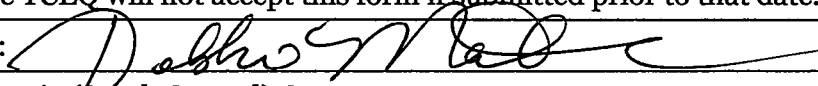


**Texas Commission on Environmental Quality**  
**Public Notice Verification Form**  
**Air Permit**

Applicant Name: Argos Ready Mix (South Central) Corp.	
Site or Facility Name: Baytown Plant	
TCEQ Account Number (if applicable):	Permit Number: 71844L001
Regulated Entity Number (RN): RN104254917	Customer Number (CN): CN602421679
For more information regarding public notice, refer to the instructions in the public notice package.	
<b>Alternative Language Verification</b>	
1. A BEP is required by the Texas Education Code in the area addressed by this permit application and is subject to alternative language public notice requirements. <b>If "NO," skip 2 through 6 and complete signature, title, date, and name of applicant.</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2. The applicant has conducted a diligent search for a newspaper or publication of general circulation in both the municipality and county in which the facility is located (or proposed to be located).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
3. A newspaper or publication <b>could not be found</b> in any of the alternative language(s) in which notice is required.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. The publishers of the <b>newspaper listed below refused to publish the notice</b> as requested, <b>and</b> another newspaper or publication in the same language and of general circulation <b>could not be found</b> in the municipality or county in which the facility is located (or proposed to be located).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
Newspaper:	Language:
5. Proof of publication of the newspaper <b>alternative language</b> notice(s) and the requested affidavits have been sent to the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
6. Alternative language signs were posted as required by the TCEQ.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period.</b> Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period.</b> The TCEQ will not accept this form if submitted prior to that date.	
Verified by (signature): 	
Applicant: Argos Ready Mix (South Central) Corp	
Title: Public Notice Manager	Date: February 11, 2014



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

Applicant Name: Argos Ready Mix (South Central) Corp.		
Site or Facility Name: Baytown Plant		
TCEQ Account Number (if applicable):		Permit Number: 71844L001
Regulated Entity Number (RN): RN104254917		Customer Number (CN): CN602421679
For more information regarding public notice, refer to the instructions in the public notice package.		
<b>New Source Review Permit Notice Verification</b> <b>(Complete this section, if applicable)</b>		
Proof of publication of the newspaper notices and the requested affidavits have been furnished in accordance with the regulations and instructions of the TCEQ.		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Notice of Receipt of Application and Intent to Obtain Permit (1<sup>st</sup> Notice):</b>		
Required signs (for 1st notice) were posted in accordance with the regulations and instructions of the TCEQ.		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
A copy of the administratively complete air quality application, and any revisions, were available for review and copying at the public place indicated below throughout the duration of the public comment period.		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
The public place indicated below provides public access to the internet (for PSD, nonattainment, or FCAA 112(g) Permit).		<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
<b>Notice of Application and Preliminary Decision (2<sup>nd</sup> Notice, if applicable):</b>		
A copy of the complete air quality application (including any subsequent revisions to the application), executive director's preliminary decision (which includes the draft permit), the preliminary determination summary and air quality analysis (if applicable), are available for review and copying at the public place indicated below from the first day after newspaper publication, and will remain available until either: (1) the TCEQ acts on the application; or (2) the application is referred to the State Office of Administrative Hearings (SOAH) for hearing		<input type="checkbox"/> Yes <input type="checkbox"/> No
Name of Public Place: West Chambers Branch Library		
Address of Public Place: 10616 Eagle Drive		
City: Mont Belvieu	State: Texas	ZIP Code: 77580
<b>This form must be signed and dated by a designated representative acting on behalf of the applicant after the end of the designated comment period.</b> Send this completed form to the TCEQ to the attention of the Office of the Chief Clerk <b>within 10 business days after the end of the designated comment period.</b> The TCEQ will not accept this form if submitted prior to that date.		
Verified by (signature): 		
Applicant: Argos Ready Mix (South Central) Corp		
Title: Public Notice Manager		Date: February 11, 2014

TCEQ-Office of the Chief Clerk  
MC-105 Attn: Notice Team  
P.O. Box 13087  
Austin, Texas 78711-3087

Applicant Name: Argos Ready (South Central) Corp.

Permit No.: 71844L001

## AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS

§

COUNTY OF Chambers §

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

Ruth Fawvor, who being by me duly sworn  
(name of person representing newspaper)

deposes and says that (s)he is the Advertising Assistant  
(title of person representing newspaper)

of the Baytown Sun; that said newspaper is generally circulated  
(name of newspaper)

in Baytown, 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 date(s):

January 23, 2014

Ruth Fawvor  
(newspaper representative's signature)

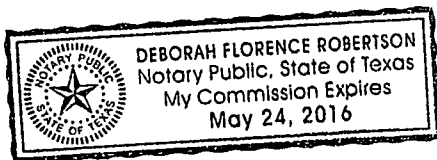
Subscribed and sworn to before me this the 23 day of January, 2014,  
to certify which witness my hand and seal of office.

(Seal)

Deborah Florence Robertson  
Notary Public in and for the State of Texas

Deborah Florence Robertson  
Print or Type Name of Notary Public

5-24-16  
My Commission Expires



TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
CHIEF CLERK'S OFFICE  
2014 FEB - 3 PM 3:35

# NOTICE OF RECEIPT APPLICATION AND INTENT TO OBJECT IN AIR QUALITY STANDARD PERMIT REGISTRATION RENEWAL

AIR QUALITY REGISTRATION NO. 71844L001

**APPLICATION** Argos Ready Mix (South Central) Corp. has applied to the Texas Commission on Environmental Quality (TCEQ) for renewal of Registration No. 71844L001, for an Air Quality Standard Permit for Concrete Batch Plants, which would authorize continued operation of a Concrete Batch Plant located at 7100 North Highway 146, Baytown, Chambers County, Texas 77520. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.795833&lng=-94.905&zoom=13&type=r>. The existing facility is authorized to emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

This application was submitted to the TCEQ on December 13, 2013. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and the West Chambers Branch Library, 10616 Eagle Drive, Mont Belvieu, Chambers County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the Houston regional office of the TCEQ.

The executive director has determined the application is administratively complete and will conduct a technical review of the application. Information in the application indicates that this permit renewal would not result in an increase in allowable emissions and would not result in the emission of an air contaminant not previously emitted. **The TCEQ may act on this application without seeking further public comment or providing an opportunity for a contested case hearing if certain criteria are met.**

**PUBLIC COMMENT** You may submit public comments, or a request for a contested case hearing to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. **The deadline to submit public comments is 15 days after the final newspaper notice is published.** After the deadline for public comments, the executive director will prepare a response to all relevant and material, or significant public comments. Issues such as property values, noise, traffic safety, and zoning are outside of the TCEQ's jurisdiction to consider in the permit process.

After the technical review is complete the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. If only comments are received, the response to comments, along with the executive director's decision on the application, will then be mailed to everyone who submitted public comments or who is on the mailing list for this application, unless the application is directly referred to a contested case hearing.

**OPPORTUNITY FOR A CONTESTED CASE HEARING** You may request a contested case hearing. The applicant or the executive director may also request that the application be directly referred to a contested case hearing after technical review of the application. A contested case hearing is a legal proceeding similar to a civil trial in state district court. Unless a written request for a contested case hearing is filed within 15 days from this notice, the executive director may act on the application. **If no hearing request is received within this 15 day period, no further opportunity for hearing will be provided.** According to the Texas Clean Air Act § 382.056(o) a contested case hearing may only be granted if the applicant's compliance history is in the lowest classification under applicable compliance history requirements and if the hearing request is based on disputed issues of fact that are relevant and material to the Commission's decision on the application. Further, the Commission may only grant a hearing on those issues raised during the public comment period and not withdrawn.

A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. If requesting a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; and (6) a description of how you use the property which may be impacted by the facility. If the request is made by a group or association, the one or more members who have standing to request a hearing and the interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 15 days following this notice to the Office of the Chief Clerk at the address below.

If any requests for a contested case hearing are timely filed, the executive director will forward the application and any requests for a contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. Unless the application is directly referred to a contested case hearing, the executive director will mail the response to comments along with notification of Commission meeting to everyone who submitted comments or is on the mailing list for this application. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact relating to relevant and material air quality concerns raised during the comment period.** Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to consider in this proceeding.

**MAILING LIST** In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices for this specific application mailed by the Office of the Chief Clerk by sending a written request to the Office of the Chief Clerk at the address below.

**AGENCY CONTACTS AND INFORMATION** Public comments and requests must be submitted either electronically at [www.tceq.texas.gov/about/comments.html](http://www.tceq.texas.gov/about/comments.html), or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. If you communicate with the TCEQ electronically, please be aware that your email address, like your physical mailing address, will become part of the agency's public record. For more information about this permit application or the permitting process, please call the Public Education Program toll free at 1 800 687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from Argos Ready Mix (South Central) Corp., 8500 Freeport Parkway, Suite 200, Irving, Texas 75063-1932 or by calling Ms. Andrea Stewart, Westward Environmental, Inc. at (830) 249-8284.

Notice Issuance Date: December 17, 2013

Thursday  
January 23, 2014

The Baytown Sun 9

**Thursday, January 23, 2014**

**6 The Baytown Sun**

**TO ALL INTERESTED  
PERSONS AND PARTIES:**

Argos Ready Mix (South Central) Corp. has applied to the Texas Commission on Environmental Quality (TCEQ) for renewal of Registration No. 71844L001, for an Air Quality Standard Permit for Concrete Batch Plants, which would authorize continued operation of a Concrete Batch Plant located at 7100 North Highway 146, Baytown, Chambers County, Texas 77520. Additional information concerning this application is contained in the public notice section of this newspaper.

TCEQ-Office of the Chief Clerk  
MC-105 Attn: Notice Team  
P.O. Box 13087  
Austin, Texas 78711-3087

Applicant Name: Argos Ready Mix (South Central) Corp.  
Permit No.: 71844L001

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
FEB - 3 PM 3:35  
CHIEF CLERKS OFFICE

# ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS

§

COUNTY OF Chambers

§

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

Lina Martinez, who being by me duly sworn, deposes  
(name of person representing newspaper)

and says that (s)he is the Account Manager of the  
(title of person representing newspaper)

La Informacion that said newspaper or publication is generally circulated  
(name of newspaper)

in Chambers County, Texas;  
(the municipality or the same county as the location of the facility or the proposed facility)

that the enclosed notice was published in said newspaper or publication on the following date(s):

January 16, 2014  
Lina Martinez  
(newspaper or publication representative's signature)

Subscribed and sworn to before me this the 16 day of January, 2014.

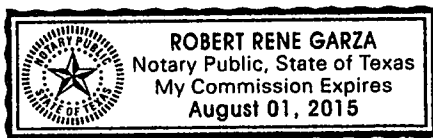
to certify which witness my hand and seal of office.

Robert Garza  
Notary Public in and for the State of Texas

(Seal)

Robert Garza  
Print or Type Name of Notary Public

August 1, 2015  
My Commission Expires





**AVISO DE RECEPCIÓN DE SOLICITUD E INTENCIÓN DE OBTENER REGISTRO DE PERMISO  
ESTÁNDAR DE CALIDAD ATMOSFÉRICA  
RENOVACIÓN**

**NÚM. DE REGISTRO DE CALIDAD ATMOSFÉRICA QUE SE SOMETE 71844L001**

**SOLICITUD.** Argos Ready Mix (South Central) Corp., ha solicitado a la Comisión de Calidad Ambiental del Estado de Texas (TCEQ por sus siglas en inglés) la renovación del Permiso Estándar de Calidad ATMOSFÉRICA, NÚM., de Registro 71844L001, el cual autoriza la operación continua de una Planta de Lotes de Concreto, ubicada en 7100 North Highway 146, Baytown, Chambers County, Texas 77520. Este enlace a un mapa electrónico de la ubicación general del sitio o de la instalación es proporcionado como una cortesía y no es parte de la solicitud o del aviso. Para la ubicación exacta, consulte la solicitud. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.795833&lng=-94.905&zoom=13&type=r>. La planta que se propone emitirá los siguientes contaminantes atmosféricos: material particulado incluyendo (pero no limitado a) agregados, cemento, polvo de caminos y partículas menores a 10 micrómetros de diámetro.

Esta solicitud se le presentó a TCEQ el 13 de Diciembre, 2013. La solicitud está disponible en la oficina central de TCEQ, para revisarla y sacarle copia, en la oficina regional de TCEQ en Houston y en la West Chambers Branch Library, 10616 Eagle Drive, Mont Belvieu, Chambers County, Texas. El expediente de cumplimiento de la planta, si existe alguno, está disponible para su revisión en la oficina regional de TCEQ en Houston.

El director ejecutivo de la TCEQ ha determinado que la solicitud cumple con los requisitos administrativos y llevará a cabo una revisión técnica de la solicitud. Información en la solicitud indica que este permiso renovación no resulta en un aumento en las emisiones permitidas y no resultará en la emisión de un contaminante de aire no emitido previamente. **La TCEQ puede actuar sobre esta solicitud sin buscar comentarios públicos adicionales o dar la oportunidad para una audiencia de lo contencioso si se cumple con ciertos criterios.**

**COMENTARIOS PÚBLICOS.** Usted puede presentar comentarios públicos, o solicitar una audiencia de lo contencioso a la Oficina del Secretario Oficial a la dirección señalada más abajo. La TCEQ tomará en cuenta todos los comentarios públicos en la decisión final de la solicitud. **La fecha límite para presentar comentarios públicos es 15 días después de que se publique el aviso en el periódico.** Después de la fecha límite para comentarios públicos, el director ejecutivo preparará una respuesta para todos los comentarios públicos pertinentes y materiales, o significativos. Temas como valores de propiedades, ruido, seguridad de tráfico y zonificación están fuera de la competencia de la TCEQ para abordar en el proceso del permiso.

Después de que se concluya la revisión técnica de la solicitud, el director ejecutivo tomará en cuenta los comentarios y preparará una respuesta para todos los comentarios públicos pertinentes y materiales, o significativos. Si únicamente se reciben comentarios, la respuesta a los comentarios, junto con la decisión del director ejecutivo con respecto a la solicitud, será enviada por correo a todas aquellas personas que sometieron comentarios públicos o quienes se encuentran en la lista de envío para esta solicitud, a menos que la solicitud sea presentada directamente para audiencia de lo contencioso.

**OPORTUNIDAD PARA UNA AUDIENCIA DE LO CONTENCIOSO.** Usted puede solicitar una audiencia de lo contencioso. El solicitante o el director ejecutivo también pueden pedir que la solicitud se presente directamente para audiencia de caso impugnado después de la revisión técnica de la solicitud. Una audiencia de lo contencioso es un proceso legal parecido a un juicio civil en el tribunal de distrito del estado. A menos que se presente una solicitud por escrito para una audiencia de lo contencioso dentro de 15 días de este aviso, el director ejecutivo puede actuar en la solicitud. **Si no se recibe una solicitud para audiencia dentro del plazo de 15 días, no se dará otra oportunidad para una audiencia.** De acuerdo a la Ley de Aire Limpio de Texas, § 382.056(o), sólo se puede conceder una audiencia de lo contencioso si el historial de cumplimiento normativo del solicitante se encuentra en la clasificación más baja de acuerdo a los requisitos de historia de cumplimiento normativo que aplican y si la petición para la audiencia está basada en cuestiones de hechos debatibles que son pertinentes y materiales para la decisión de la Comisión con respecto a la solicitud. Además, la Comisión solo concederá una audiencia sobre cuestiones que hayan sido presentadas durante el período de comentarios públicos y que no hayan sido retiradas.

Una persona que puede estar afectada por emisiones de contaminantes atmosféricos de una instalación tiene derecho a solicitar una audiencia. Si se solicita una audiencia de lo contencioso, debe presentar lo siguiente: (1) su nombre (o para un grupo o una asociación, un representante oficial), dirección, número de teléfono de día y número de facsimile, si lo tiene; (2) el nombre del solicitante y número del permiso; (3) la declaración "[yo/nosotros] solicitamos/solicitamos una audiencia de caso impugnado"; (4) una descripción específica de cómo se vería afectado adversamente por la solicitud y las emisiones atmosféricas de la instalación de manera que no es común para el público en general; (5) la ubicación y distancia de su propiedad con relación a la instalación; y (6) una descripción de cómo usa la propiedad lo cual podría ser afectado por la instalación. Si la petición la hace un grupo o una asociación, deben de identificar el miembro o los miembros que tienen derecho a solicitar una audiencia y los intereses que el grupo o la asociación busca proteger. También puede presentar los ajustes que propone hacer a la solicitud/permiso que satisfagan sus preocupaciones. Las peticiones para una audiencia de lo contencioso deben presentarse por escrito dentro de 15 días después de este aviso, a la Oficina del Secretario Oficial a la dirección que se encuentra más abajo.

Si se registra a tiempo una petición para audiencia de lo contencioso, el director ejecutivo enviará la solicitud y cualquier petición para una audiencia de lo contencioso a los Comisionados para su consideración durante una de las reuniones programadas de la Comisión. A menos que la solicitud se presente directamente a una audiencia de lo contencioso, el director ejecutivo enviará por correo la respuesta a los comentarios junto con el aviso de la reunión de la Comisión a todas aquellas personas que hayan hecho comentarios o que se encuentran en la lista de envíos para esta solicitud. **Si se concede la audiencia, el tema de la audiencia estará limitado a cuestiones debatidas de hechos relacionadas a intereses pertinentes y materiales de preocupaciones de calidad atmosférica que se hayan planteado durante el período de comentarios.** Cuestiones tales como valores de propiedades, ruido, seguridad de tráfico y zonificación no están dentro de la competencia de la Comisión para abordar en este proceso judicial.

**LISTA DE ENVÍO.** Además de presentar comentarios públicos, usted puede solicitar que le incluyan en la lista de envío para esta solicitud específica por medio de una solicitud enviada a la Oficina del Secretario Oficial de la TCEQ en la dirección que se encuentra más abajo.

**CONTACTOS DE AGENCIA E INFORMACIÓN.** Comentarios públicos y solicitudes se deben enviar a la Oficina del Secretario Oficial, MC-105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087, o electrónicamente a [www.tceq.texas.gov/about/comments.html](http://www.tceq.texas.gov/about/comments.html). Si usted de comunica con TCEQ electrónicamente, por favor, tenga presente que tu correo electrónico, al igual que su dirección de correos, se convertirán parte de los récord públicos de la agencia. Para mayor información sobre esta solicitud para información o sobre el proceso de permisos, puede llamar sin cobro al Public Education Program, al 1-800-687-4040. Si desea permiso en Español, puede llamar al 1-800-687-4040.

Se puede obtener información adicional de Argos Ready Mix (South Central) Corp., 8500 Freeport Parkway, Suite 200, Irving, Texas 75063-1932 o al llamar Ms. Andrea Stewart, Westward Environmental, Inc., en el 830-249-8284.

Fecha de Expedición: 17 de Diciembre, 2013

214

Periódico Información - Edición 1479

16 al 22 de Enero, 2014

## A TODAS LAS PERSONAS Y PARTES INTERESADAS:

Argos Ready Mix (South Central) Corp., ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ) renovación del Permiso Núm. 71844L001 de Estándar de Calidad Atmosférica, el cual autorizaría el funcionamiento continuo de una Planta de Lotes de Concreto, ubicada 7100 North Highway 146, Baytown, Condado Chambers, Texas, 77520. En la sección de avisos públicos de este periódico se encuentra información adicional sobre esta solicitud.

Click here to get 4.00% Cash back on this site...

Manage my wallet

Powered by Med a Player

About

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From: (830) 249-8284  
 Debbi Mathews  
 Westward Environmental, Inc.  
 4 SHOOTING CLUB RD

BOERNE, TX 78006

TEXAS  
 COMMISSION  
 ON ENVIRONMENTAL  
 QUALITY  
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 PO # DAM  
 Dept # PN

**RECEIVED**

SHIP TO: (512) 239-3300

**Attn: Notice Team**  
**TCEQ MC-105 Chief Clerks Office**  
**12100 PARK THIRTY FIVE CIR**

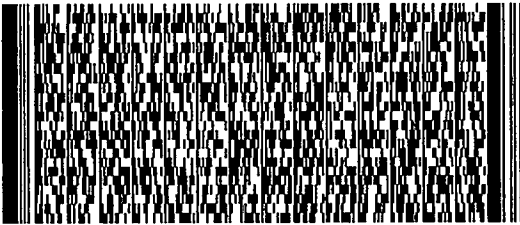
**AUSTIN, TX 78753**

BILL SENDER

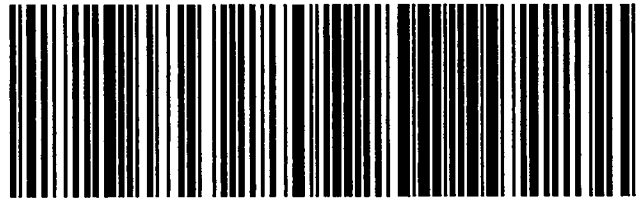
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TCEQ MAIL CENTER STANDARD OVERNIGHT  
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THE HONORABLE THOMAS WILLIAMS  
TEXAS SENATE  
DISTRICT 04 ROOM GE.7  
TEXAS STATE CAPITOL  
Janet.Stieben@senate.state.tx.us

THE HONORABLE CRAIG EILAND  
TEXAS HOUSE OF REPRESENTATIVES  
DISTRICT 023 ROOM GW.5  
TEXAS STATE CAPITOL  
Craig.eiland@house.state.tx.us

State Legislators

Page 1 of 2

12/23/2013

CHAMBERS COUNTY HEALTH AUTHORITY  
PO BOX 670  
ANAHUAC TX 77514-0670

CHAMBERS COUNTY JUDGE  
COUNTY COURTHOUSE  
PO BOX 939  
ANAHUAC TX 77514-0939

CHAMBERS LIBERTY COUNTIES NAVI  
PO BOX 518  
ANAHUAC TX 77514-0518

STAFF LEGAL COUNSEL  
GULF COAST WASTE DISPOSAL AUTH  
910 BAY AREA BLVD  
HOUSTON TX 77058-2604

EXECUTIVE DIRECTOR  
HOUSTON-GALVESTON AREA COUNCIL  
PO BOX 22777  
HOUSTON TX 77227-2777

LOWER NECHES VALLEY AUTHORITY  
PO BOX 5117  
BEAUMONT TX 77726-5117

PUBLIC HEALTH REGION 6/5  
TEXAS DEPARTMENT OF STATE HEALTH  
5425 POLK ST STE J420  
HOUSTON TX 77023-1444

US ARMY CORPS OF ENGINEERS  
ENVIRO REG BRANCH PE-R GALVESTON  
PO BOX 1229  
GALVESTON TX 77553-1229

FIELD SUPERVISOR  
US FISH & WILDLIFE SERVICE  
17629 EL CAMINO REAL STE 211  
HOUSTON TX 77058-3051

GLENN C CLINGENPEEL  
TRINITY RIVER AUTHORITY OF TEX  
5300 S COLLINS ST  
ARLINGTON TX 76018-1710

*County Officials*

AUGUSTUS L CAMPBELL  
900 BAGBY ST FL 4  
HOUSTON TX 77002-2527

JACK COBLENTZ  
SOURCE ENVIRONMENTAL SCIENCES INC  
4100 WESTHEIMER RD STE 106  
HOUSTON TX 77027-4427

CYNTHIA LEIGH COKER  
1818 CEDAR BAYOU RD  
BAYTOWN TX 77520-2904

CARL M CROWDER  
5437 S FM 565 RD  
BAYTOWN TX 77523-9443

EVONNE & MICHAEL DONNELLY  
10618 OCEAN DR  
BEACH CITY TX 77523-9237

BUCHANAN EASLEY  
4020 SUMMIT CT  
FAIRVIEW TX 75069-1183

JAMES FIELDS  
DENBURY RESOURCES INC  
STE 100  
5320 LEGACY DR  
PLANO TX 75024-3127

FORD J FROST VICE PRESIDENT  
FPL FARMING LTD  
1331 LAMAR ST STE 1350  
HOUSTON TX 77010-3036

VANESSA MORVA  
EL OBSERVADOR NEWS  
STE 114  
8989 WESTHEIMER RD  
HOUSTON TX 77063-3621

MRS & MR TED SWAIM  
10306 OCEAN DR  
BEACH CITY TX 77523-9240

JOSEPH TOVLIN  
4700 KENDALL RD  
BAYTOWN TX 77523-8338

FRED B WERKENTHIN JR  
BOOTH AHRENS & WERKENTHIN PC  
STE 1515  
515 CONGRESS AVE  
AUSTIN TX 78701-3504

*Prot/IP*

*Page 2 of 2*

*12/23/2013*

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
*Protecting Texas by Reducing and Preventing Pollution*

December 17, 2013

THE HONORABLE JIMMY SYLVIA  
CHAMBERS COUNTY JUDGE  
PO BOX 939  
ANAHUAC TX 77514

Re: Renewal of Registration under an Air Quality Standard Permit for Concrete Batch Plants

Dear Judge Sylvia:

Pursuant to the requirements of Section 382.0516 of the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, this letter is to notify you of the recent receipt of a renewal application for an air quality standard permit registration for a concrete batch plant which is located in your county. As part of the air permitting process, this applicant will be required to publish a formal public notice in a newspaper of general circulation in the municipality which the plant is located or is proposed to be located or in the municipality nearest to the location or proposed location of the facility. The notice will inform the public of their right to ask questions, make comments, request a contested case, or request a public meeting. This letter is being sent to you for information only and no action is required. The status of all pending air quality applications may be viewed by visiting our agency Web site at [www5.tceq.texas.gov/airperm](http://www5.tceq.texas.gov/airperm).

Argos Ready Mix (South Central) Corp., 8500 Freeport Parkway, Suite 200, Irving, Texas 75063-1932, has applied to renew the registration for a Concrete Batch Plant located at 7100 North Highway 146, Baytown, Chambers County, Texas 77520. The Air Quality Registration Number is 71844L001.

If you need further information or have any questions, please call Ms. Bonnie Evridge at (512) 239-5222 or write her at the Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink, appearing to read "Johnny D. Bowers".

Johnny D. Bowers, Team Leader  
Air Permits Initial Review Team  
Air Permits Division

JDB/sm

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
*Protecting Texas by Reducing and Preventing Pollution*

December 17, 2013

THE HONORABLE STEPHEN H DONCARLOS  
MAYOR OF BAYTOWN  
PO BOX 424  
BAYTOWN TX 77522

Re: Renewal of Registration under an Air Quality Standard Permit for Concrete Batch Plants

Dear Mayor DonCarlos:

Pursuant to the requirements of Section 382.0516 of the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, this letter is to notify you of the recent receipt of a renewal application for an air quality standard permit registration for a concrete batch plant which is located in your municipality. As part of the air permitting process, this applicant will be required to publish a formal public notice in a newspaper of general circulation in the municipality which the plant is located or is proposed to be located or in the municipality nearest to the location or proposed location of the facility. The notice will inform the public of their right to ask questions, make comments, request a contested case, or request a public meeting. This letter is being sent to you for information only and no action is required. The status of all pending air quality applications may be viewed by visiting our agency Web site at [www5.tceq.texas.gov/airperm](http://www5.tceq.texas.gov/airperm).

Argos Ready Mix (South Central) Corp., 8500 Freeport Parkway, Suite 200, Irving, Texas 75063-1932, has applied to renew the registration for a Concrete Batch Plant located at 7100 North Highway 146, Baytown, Chambers County, Texas 77520. The Air Quality Registration Number is 71844L001.

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Sincerely,

A handwritten signature in black ink, appearing to read "Johnny D. Bowers".

Johnny D. Bowers, Team Leader  
Air Permits Initial Review Team  
Air Permits Division

JDB/sm

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

December 20, 2013

MS JENNIFER WARNER  
ENVIRONMENTAL MANAGER  
ARGOS READY MIX SOUTH CENTRAL CORP  
8500 FREEPORT PKWY STE 200  
IRVING TX 75063-1932

Re: Declaration of Administrative Completeness  
Renewal of Registration under an Air Quality Standard Permit for Concrete Batch Plants  
Air Quality Registration No. 71844L001  
Baytown Plant  
Baytown, Chambers County  
Customer Reference Number: CN604358218  
Regulated Entity Number: RN104254917

Dear Ms. Warner:

The executive director has declared the above-referenced application, received on December 13, 2013, administratively complete on December 17, 2013.

You are now required to publish notice of your proposed activity. To help you meet the regulatory requirements associated with this notice, we have included the following items:

- Notices for Newspaper Publication (Examples A and B)
- Sign Posting Example (Example C)
- Public Notice Checklist
- Instructions for Public Notice
- Affidavit of Publication for Air Permitting (Form TCEQ-20533) and Alternative Language Affidavit of Publication for Air Permitting (Form TCEQ-20534)
- Web link to download Public Notice Verification Form (refer to Public Notice Instructions)
- Notification List
- Air Quality Standard Permit for Concrete Batch Plants

**Please note that it is very important that you follow all directions in the enclosed instructions.** If you do not, you may be required to republish the notice. Some common errors are the unauthorized changing of notice wording or font, omission of air contaminants, and inaccurate plant site location information represented in the application. Additional information can be found at [www.tceq.texas.gov/permitting/air/bilingual/how1\\_2\\_pn.html](http://www.tceq.texas.gov/permitting/air/bilingual/how1_2_pn.html) or **if you have any questions, please contact us before you proceed with publication.**



Ms. Jennifer Warner  
Page 2  
December 20, 2013

Re: Air Quality Registration No. 71844L001

A "Public Notice Checklist" is enclosed which notes the time limitations for each step of the public notice process. **The processing of your application may be delayed if these time limitations are not met (i.e.; submitting proof of publication within 10 business days after publication, affidavits of publication within 30 calendar days after the date of publication, and public notice verification form within 10 business days after the end of the designated comment period).** This checklist should be used as a tool in conjunction with the enclosed, detailed instructions.

If you do not comply with all requirements described in the instructions, further processing of your application may be suspended or the agency may take other actions. Please note that as your application undergoes the technical review, we may request additional information.

If you have any questions regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300. If you have any other questions, please contact Ms. Sheila Monroe at (512) 239-1612.

Sincerely,



Johnny D. Bowers, Team Leader  
Air Permits Initial Review Team  
Air Permits Division  
Texas Commission on Environmental Quality

JDB/sm

Enclosures

cc: Air Section Manager, Region 12 - Houston  
Air Permits Section Chief, New Source Review, Section (6PD-R), U.S. Environmental  
Protection Agency, Region 6, Dallas

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## EXAMPLE A

### NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR QUALITY STANDARD PERMIT REGISTRATION RENEWAL

AIR QUALITY REGISTRATION NO. 71844L001

**APPLICATION** Argos Ready Mix (South Central) Corp. has applied to the Texas Commission on Environmental Quality (TCEQ) for renewal of Registration No. 71844L001, for an Air Quality Standard Permit for Concrete Batch Plants, which would authorize continued operation of a Concrete Batch Plant located at 7100 North Highway 146, Baytown, Chambers County, Texas 77520. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.

<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.795833&lng=-94.905&zoom=13&type=r>. The existing facility is authorized to emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

This application was submitted to the TCEQ on December 13, 2013. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and the West Chambers Branch Library, 10616 Eagle Drive, Mont Belvieu, Chambers County, Texas, beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the Houston regional office of the TCEQ.

The executive director has determined the application is administratively complete and will conduct a technical review of the application. Information in the application indicates that this permit renewal would not result in an increase in allowable emissions and would not result in the emission of an air contaminant not previously emitted. **The TCEQ may act on this application without seeking further public comment or providing an opportunity for a contested case hearing if certain criteria are met.**

**PUBLIC COMMENT** You may submit public comments, or a request for a contested case hearing to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. **The deadline to submit public comments is 15 days after the final newspaper notice is published.** After the deadline for public comments, the executive director will prepare a response to all relevant and material, or significant public comments. Issues such as property values, noise, traffic safety, and zoning are outside of the TCEQ's jurisdiction to consider in the permit process.

After the technical review is complete the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. If only comments are received, the response to comments, along with the executive director's decision on the application, will then be mailed to everyone who submitted public comments or who is on the mailing list for this application, unless the application is directly referred to a contested case hearing.

**OPPORTUNITY FOR A CONTESTED CASE HEARING** You may request a contested case hearing. The applicant or the executive director may also request that the application be directly referred to a contested case hearing after technical review of the application. A contested case hearing is a legal proceeding similar to a

civil trial in state district court. Unless a written request for a contested case hearing is filed within 15 days from this notice, the executive director may act on the application. **If no hearing request is received within this 15-day period, no further opportunity for hearing will be provided.** According to the Texas Clean Air Act § 382.056(o) a contested case hearing may only be granted if the applicant's compliance history is in the lowest classification under applicable compliance history requirements and if the hearing request is based on disputed issues of fact that are relevant and material to the Commission's decision on the application. Further, the Commission may only grant a hearing on those issues raised during the public comment period and not withdrawn.

**A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. If requesting a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; and (6) a description of how you use the property which may be impacted by the facility. If the request is made by a group or association, the one or more members who have standing to request a hearing and the interests the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 15 days following this notice to the Office of the Chief Clerk at the address below.**

If any requests for a contested case hearing are timely filed, the executive director will forward the application and any requests for a contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. Unless the application is directly referred to a contested case hearing, the executive director will mail the response to comments along with notification of Commission meeting to everyone who submitted comments or is on the mailing list for this application. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact relating to relevant and material air quality concerns raised during the comment period.** Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to consider in this proceeding.

**MAILING LIST** In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices for this specific application mailed by the Office of the Chief Clerk by sending a written request to the Office of the Chief Clerk at the address below.

**AGENCY CONTACTS AND INFORMATION** Public comments and requests must be submitted either electronically at [www.tceq.texas.gov/about/comments.html](http://www.tceq.texas.gov/about/comments.html), or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. If you communicate with the TCEQ electronically, please be aware that your email address, like your physical mailing address, will become part of the agency's public record. For more information about this permit application or the permitting process, please call the Public Education Program toll free at 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from Argos Ready Mix (South Central) Corp., 8500 Freeport Parkway, Suite 200, Irving, Texas 75063-1932 or by calling Ms. Andrea Stewart, Westward Environmental, Inc. at (830) 249-8284.

Notice Issuance Date: December 17, 2013

## Example B

### Publication Elsewhere in the Newspaper:

TO ALL INTERESTED PERSONS AND PARTIES:

Argos Ready Mix (South Central) Corp. has applied to the Texas Commission on Environmental Quality (TCEQ) for renewal of Registration No. 71844L001, for an Air Quality Standard Permit for Concrete Batch Plants, which would authorize continued operation of a Concrete Batch Plant located at 7100 North Highway 146, Baytown, Chambers County, Texas 77520. Additional information concerning this application is contained in the public notice section of this newspaper.

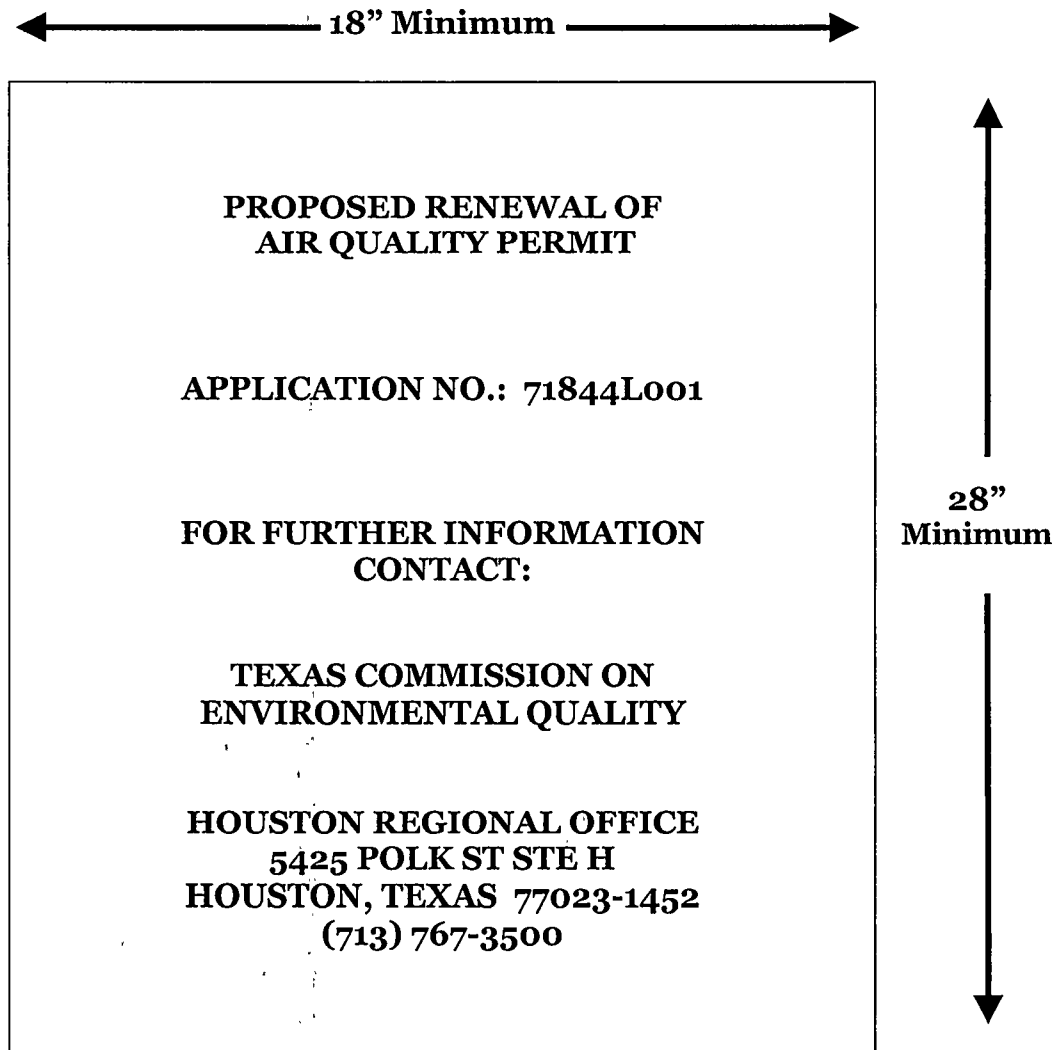
3"  
minimum

← Minimum 2 column widths or 4 inches →

## Example C

### Sign Posting

Sign(s) must be in place on day of publication of first newspaper notice **and must remain in place and be legible during that designated comment period (15 days)**. It is **recommended that the signs remain in place until 30 days after the last newspaper publication of the second notice** (either English or alternate language notice, whichever is later). Note - The information shown is an example only. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Each sign placed at the site must be located within 10 feet of each (every) property line paralleling a public highway, street or road. Signs must be visible from the street and spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs shall be required along any property line paralleling a public highway, street, or road.



Sign(s) must be placed at whatever height above the ground is necessary for sign(s) to be 100% visible from the street.

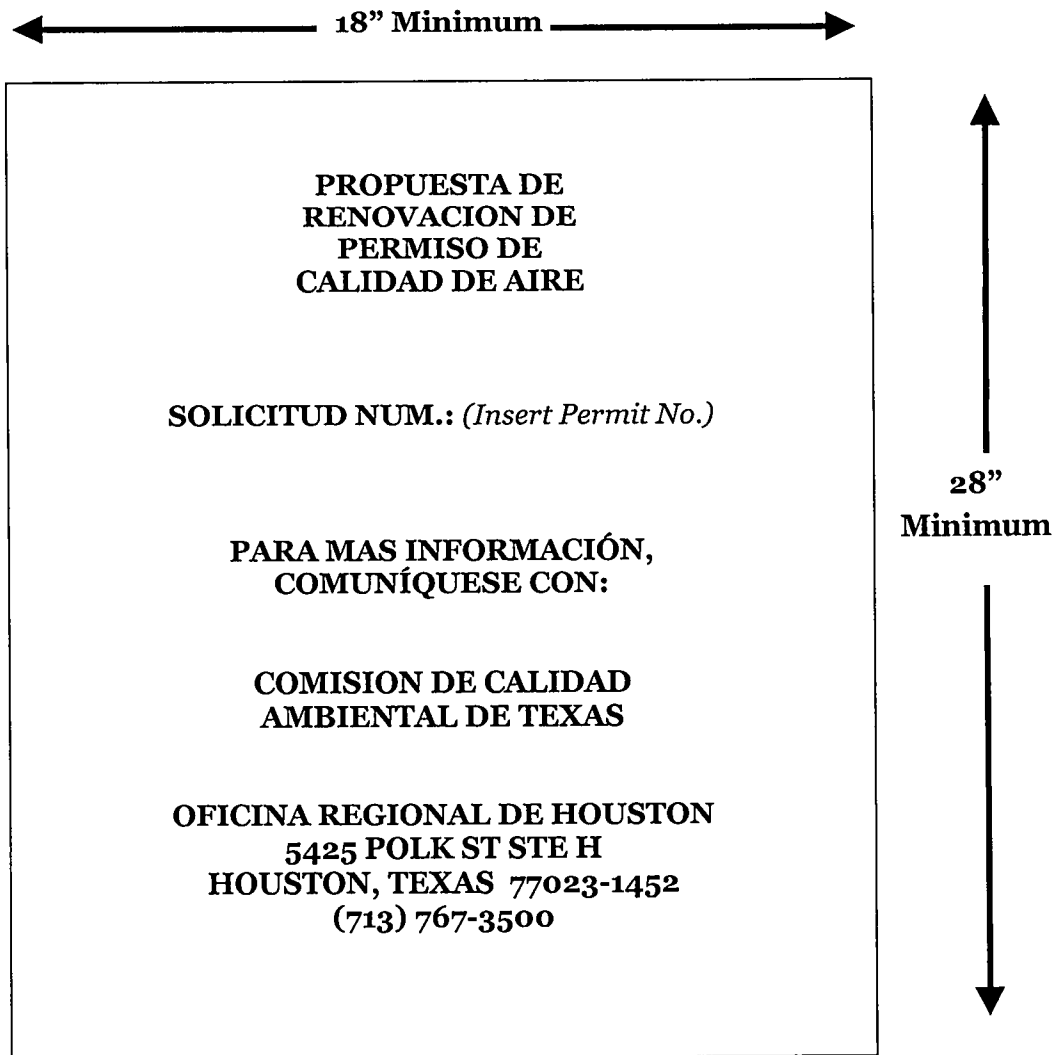
**WHITE BACKGROUND WITH BLACK LETTERS**

**All lettering must be no less than 1-1/2 inch block printed capitals.**

## EXAMPLE F

### SIGN POSTING

Sign(s) must be in place on day of publication of first newspaper notice and must remain in place and be legible during that designated comment period (15 days). These signs must remain in place until 30 days after the last newspaper publication of the second notice (either English or alternate language notice, whichever is later). Note - The information shown is an example only. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Each sign placed at the site must be located within 10 feet of each (every) property line paralleling a public highway, street or road. Signs must be visible from the street and spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs shall be required along any property line paralleling a public highway, street, or road.



Sign(s) must be placed at whatever height above the ground is necessary for sign(s) to be 100% visible from the street.

### **WHITE BACKGROUND WITH BLACK LETTERS**

**All lettering must be no less than 1-1/2 inch block printed capitals.**

Public Notice Checklist  
**Notice of Receipt of Application and Intent to Obtain Permit  
(1st Notice)**

The following tasks must be completed for public notice. If publication in an alternative language is required, please complete the tasks for both the English and alternative language publications. Detailed instructions are included in the "Instructions for Public Notice" section of this package.

**Within 30 calendar days after date of administrative completeness letter**

Publish *Notice of Receipt of Application and Intent to Obtain Permit*

- Example A must be published in "public notice" section of newspaper. Review for accuracy prior to publishing.
- Example B must be published in prominent location (other than "public notice") in same issue of newspaper.

Provide copy of application at a public place for review and copying. Keep it there until end of the designated comment period.

Prepare signs.

**First day of newspaper publication**

Review published newspaper notice for accuracy. If errors, contact Air Permits Division.

Post signs and keep them up for duration of the designated comment period (see Example C).

Ensure copy of application is at the public place.

**Within 10 business days after date of publication**

Mail proof of publication showing publication date and newspaper name to:

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

Mail photocopies of newspaper clippings showing publication date and newspaper name to persons listed on *Notification List*

**Within 30 calendar days after date of publication**

Mail original affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) to:

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

Mail photocopies of affidavits to persons listed on *Notification List*

**Within 10 business days after end of the designated comment period**

Mail Public Notice Verification Form to:

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

Mail photocopies of Public Notice Verification Form to persons listed on *Notification List*

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## Instructions for Public Notice For New Source Review Air Quality Standard Permit

### Notice of Receipt of Application and Intent to Obtain Permit

Your application has been declared administratively complete and now you must 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 must publish the enclosed *Notice of Receipt of Application and Intent to Obtain Permit* within **30 calendar days** after the date of administrative completeness. Refer to the cover letter for the date of administrative completeness.
- You must publish the enclosed *Notice of Receipt of Application and Intent to Obtain Permit* at your expense, in 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 should be of general circulation in the municipality nearest to the location or proposed location.
- You must publish this notice in one issue of any applicable newspaper.
- You will find two example notices enclosed in this package. *Example A* must be published in the "public notice" section of the newspaper. The phrase "Example A" is not required to be published. *Example B* must be published in the **same issue** of the newspaper as *Example A*; however, it must be published in a prominent location (other than the public notice section). *Example B* refers the public to the "public notice" section of the newspaper where *Example A* provides more information regarding the permit application.
- *Example B* must be a total of at least **6 column inches (standard advertising units)** with a height of at least **3 inches** and a horizontal dimension of **2 column widths**. If the newspaper chosen does not use standard advertising units for measurement, the notice must be at least **12 square inches** with the shortest side at least 3 inches.



- The bold text of the enclosed notice **must** be printed in the newspaper in a font style or size that distinguishes it from the rest of the notice (i.e., **bold, italics**). **Failure to do so may require re-notice.**

## Alternative Language Notice

In certain circumstances, applicants for air permits must complete notice in alternative languages.

- Public notice rules require the applicant to determine whether a bilingual program is required at either the elementary or middle school nearest to the facility or proposed facility location. Bilingual education programs are determined on a district-wide basis. When students who are required to attend either school are eligible to be enrolled in a bilingual education program, some alternative language notice is required (signs, or signs and newspaper notice).
- Since the school district, and not the schools, must provide the bilingual education program, these programs do not have to be located at the elementary or middle school nearest to the facility or proposed facility to trigger the alternative language notice requirement. If there are students who would normally attend the nearest schools eligible to be taught in a bilingual education program at a different location, alternative language notice is required.
- If triggered, publication of alternative language notices must be made in a newspaper or publication primarily printed in each language taught in the bilingual education program. This notice is required if such a newspaper or publication exists in the municipality or the county where the facility is or will be located.
- The applicant must demonstrate a good faith effort to identify a newspaper or publication in the required language. If a newspaper or publication of general circulation published at least once a month in such language cannot be found, publishing in that language is not required, but signs must still be posted adjacent to each English language sign.
- Publication in an alternative language section or insertion within an English language newspaper does not satisfy these requirements.
- The applicant has the burden to demonstrate compliance with these requirements. You must fill out the ***Public Notice Verification Form (Form TCEQ-20244)*** indicating your compliance with the requirements regarding publication in an alternative language. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html)**
- It is suggested the applicant work with the local school district to do the following:
  - (a) determine if a bilingual program is required in the district;
  - (b) determine which language is required by the bilingual program;
  - (c) locate the nearest elementary and middle schools; and
  - (d) determine if any students attending either school are eligible to be enrolled in a bilingual educational program.
- **If you determine that you must meet the alternative language notice requirements, you are responsible for ensuring that the publication in the**

**alternative language is complete and accurate in that language. Spanish notice templates are available through the Air Permits Division Web site at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html). All italic notes should be replaced with the corresponding Spanish translations for the specific application and published in the alternative language publication.**

- If you are required to publish notice in a language other than Spanish, you must translate the entire public notice at your own expense.

### **Public Comment Period**

- The public comment period should last at least **15 calendar days**.
- The comment period will be longer if the last day of the public comment period ends on a weekend or a holiday. In this case, the comment period will end on the next business day.
- The comment period for the permit may lengthen depending on whether a public meeting is held. If a public meeting is held, the comment period will be extended to the later of either the date of the public meeting or the end of the second notice period, if applicable.

### **Proof of Publication**

- Check each publication to ensure that the articles were accurately published. If a notice was not published correctly you may be required to republish.
- For each newspaper in which you published, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk 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 Office of the Chief Clerk, copies must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain original newspaper clippings or tear sheets of the notice for your records.
- You must submit an **original affidavit of publication for air permitting and alternate language affidavit of publication for air permitting (if applicable)** to the Office of the Chief Clerk within **30 calendar days** after the date of publication. **You must use the enclosed affidavit forms.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with the proof of publication described above.
- You must submit the *Public Notice Verification Form* to the Office of the Chief Clerk within **10 business days** of the end of this public comment period. You must use this form to certify that you have met bilingual notice requirements.

- The **original affidavits of publication for air permitting, *Public Notice Verification Form*, and acceptable proof of publication of the published notices** must be mailed to:

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

- Please ensure that the affidavit(s) you send to the Chief Clerk is/are originals and that all blanks on the affidavit are filled in correctly. Photocopies of affidavits will not be accepted.
- Photocopies of newspaper clippings, affidavits, 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, then** the TCEQ may suspend further processing on your application or take other actions.

### **Sign Posting**

Applicants for air quality permits must also post signs.

- You must post at least one sign in English and as applicable, in each alternative language.
- Signs must be in place on the first day of publication in a newspaper and must remain in place and be legible and be visible from the street for the entire duration of the publications' designated comment period (see Example C).
- The sign template enclosed (*Example C*) is an example only. Read the sign template carefully and notify the TCEQ if it has an error or omissions. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Any changes to the text prepared by the TCEQ must be approved by the agency.
- Signs placed at the site must be located within 10 feet of each (every) property line paralleling a public highway, street, or road. Signs must be visible from the street and spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs are required along any property line paralleling a public highway, street, or road. Sign(s) must be placed at a sufficient height above the ground that is necessary for sign(s) to be 100 percent visible from the street.
- All lettering on the sign must be at least 1½" in height with block printed capital lettering. The sign must be at least 18" wide and 28" tall, and consist of black lettering on a white background.
- Alternative language signs are required if alternative notice is required, even if no newspaper can be found.

- Inspect each posted sign daily to ensure it is present and visible throughout the entire comment period.
- You must submit verification of sign posting using the ***Public Notice Verification Form (Form TCEQ-20244)*** within **10 business days** after end of the publications' designated comment period. Do not submit the *Public Notice Verification Form* verifying sign posting until after the comment period is over. You cannot certify that the sign posting is in compliance until after the comment period is over. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

### **Application in a Public Place**

- **You must provide a copy of the administratively complete application and the "Air Quality Standard Permit for Concrete Batch Plants" (enclosure (1) of these instructions) at a public place for review and copying by the public.** This place must be in the county in which the facility is located or proposed to be located.
- A public place is one that is publicly owned or operated. For example, public libraries, county courthouses, or city halls could be public viewing places.
- The administratively complete application must be available beginning on the first day of newspaper publication and remain available during the entire public comment period.
- If the application is submitted to the TCEQ with information marked as confidential, you are required to indicate which specific portions of the application are not being made available to the public. These portions of the application must 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."
- You must submit verification of file availability using the ***Public Notice Verification Form (Form TCEQ-20244)*** within **10 business days** after end of the publications' designated comment period. Do not submit the form verifying that the application was in a public place until after the comment period is complete. If a public meeting is held or second notice is required causing the public comment period to be extended, at a later date you will be required to verify that the application was in a public place during the entire public comment period. **This form is available at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

### **General Information**

When contacting the Commission regarding this application, please refer to the permit number at the top of the *Notice of Application and Intent to Obtain Permit*.

If you wish to obtain an electronic copy, please contact the initial reviewer who assisted in the preparation of this public notice package. The electronic version is available in Microsoft Word format only and can be requested once your application has been declared administratively complete. Please ensure that the electronic version is correct and consistent with the hard copies that were provided. Any revisions made may not be accepted. **You may download copies of the Public Notice Verification Form and Affidavit of Publication by visiting our agency Web site at [www.tceq.texas.gov/permitting/air/nav/air\\_publicnotice.html](http://www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html).**

If you have questions or need assistance regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300 or the administrative reviewer listed in the cover letter.

TCEQ-Office of the Chief Clerk  
MC-105 Attn: Notice Team  
P.O. Box 13087  
Austin, Texas 78711-3087

Applicant Name: Argos Ready Mix (South Central) Corp.

Permit No.: 71844L001

## AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

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 date(s):

\_\_\_\_\_  
*(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

TCEQ-Office of the Chief Clerk  
MC-105 Attn: Notice Team  
P.O. Box 13087  
Austin, Texas 78711-3087

Applicant Name: Argos Ready Mix (South Central) Corp.  
Permit No.: 71844L001

ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

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

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

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

\_\_\_\_\_ that said newspaper or publication is generally circulated  
(name of newspaper)

in \_\_\_\_\_, Texas;  
(the municipality or the same county as the location of the facility or the proposed facility)

that the enclosed notice was published in said newspaper or publication on the following date(s):

\_\_\_\_\_.

\_\_\_\_\_  
(newspaper or publication representative's signature)

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

to certify which witness my hand and seal of office.

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

(Seal)

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

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

## Notification List

It is the responsibility of the applicant to furnish the following offices with copies of the notices published, the *Affidavit of Publication for Air Permitting*, the *Alternative Language Affidavit of Publication for Air Permitting (if applicable)*, and a completed copy of the *Public Notice Verification Form (Form TCEQ-20244)*. Acceptable proof of publication and originals of any affidavits and Form TCEQ-20244 should be sent to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. **Copies** should be sent to the following:

U.S. Environmental Protection Agency  
Region 6  
Attn: Air Permits Section (6PD-R)  
1445 Ross Avenue, Suite 1200  
Dallas, Texas 75202-2733

Texas Commission on Environmental Quality  
Office of Air  
Air Permits Division, MC-163  
Ms. Bonnie Evridge  
P.O. Box 13087  
Austin, Texas 78711-3087

Air Section Manager  
Houston Regional Office  
5425 Polk St Ste H  
Houston, Texas 77023-1452



Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
*Protecting Texas by Reducing and Preventing Pollution*

December 17, 2013

THE HONORABLE JIMMY SYLVIA  
CHAMBERS COUNTY JUDGE  
PO BOX 939  
ANAHUAC TX 77514

Re: Renewal of Registration under an Air Quality Standard Permit for Concrete Batch Plants

Dear Judge Sylvia:

Pursuant to the requirements of Section 382.0516 of the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, this letter is to notify you of the recent receipt of a renewal application for an air quality standard permit registration for a concrete batch plant which is located in your county. As part of the air permitting process, this applicant will be required to publish a formal public notice in a newspaper of general circulation in the municipality which the plant is located or is proposed to be located or in the municipality nearest to the location or proposed location of the facility. The notice will inform the public of their right to ask questions, make comments, request a contested case, or request a public meeting. This letter is being sent to you for information only and no action is required. The status of all pending air quality applications may be viewed by visiting our agency Web site at [www5.tceq.texas.gov/airperm](http://www5.tceq.texas.gov/airperm).

Argos Ready Mix (South Central) Corp., 8500 Freeport Parkway, Suite 200, Irving, Texas 75063-1932, has applied to renew the registration for a Concrete Batch Plant located at 7100 North Highway 146, Baytown, Chambers County, Texas 77520. The Air Quality Registration Number is 71844L001.

If you need further information or have any questions, please call Ms. Bonnie Evridge at (512) 239-5222 or write her at the Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink, appearing to read "Johnny D. Bowers".

Johnny D. Bowers, Team Leader  
Air Permits Initial Review Team  
Air Permits Division

JDB/sm

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

December 17, 2013

THE HONORABLE STEPHEN H DONCARLOS  
MAYOR OF BAYTOWN  
PO BOX 424  
BAYTOWN TX 77522

Re: Renewal of Registration under an Air Quality Standard Permit for Concrete Batch Plants

Dear Mayor DonCarlos:

Pursuant to the requirements of Section 382.0516 of the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, this letter is to notify you of the recent receipt of a renewal application for an air quality standard permit registration for a concrete batch plant which is located in your municipality. As part of the air permitting process, this applicant will be required to publish a formal public notice in a newspaper of general circulation in the municipality which the plant is located or is proposed to be located or in the municipality nearest to the location or proposed location of the facility. The notice will inform the public of their right to ask questions, make comments, request a contested case, or request a public meeting. This letter is being sent to you for information only and no action is required. The status of all pending air quality applications may be viewed by visiting our agency Web site at [www5.tceq.texas.gov/airperm](http://www5.tceq.texas.gov/airperm).

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If you need further information or have any questions, please call Ms. Bonnie Evridge at (512) 239-5222 or write her at the Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink, appearing to read "Johnny D. Bowers".

Johnny D. Bowers, Team Leader  
Air Permits Initial Review Team  
Air Permits Division

JDB/sm

**For TCEQ Use Only**

**Applicant and Contact Information**

**This sheet should accompany all notices to be processed by the office of the chief clerk on the right side of the file folder.**

<b>Applicant's main contact and address to be shown on permit:</b>	
<b>Name/Title:</b> Jennifer Warner, Environmental Manager	
<b>Company:</b> Argos Ready Mix South Central Corp	
<b>Street/Road:</b> 8500 Freeport Pkwy Ste 200	
<b>City/State/Zip:</b> Irving, Texas 75063-1932	
<b>Telephone:</b> (972) 621-0999	<b>Fax:</b> (972) 621-3350
<b>Applicant's technical representative/ consultant:</b>	
<b>Name/Title:</b> Andrea Stewart, Environmental Specialist	
<b>Company:</b> Westward Environmental Inc	
<b>Street/Road:</b> PO Box 2205	
<b>City/State/Zip:</b> Boerne, TX 78006-3602	
<b>Phone:</b> (830) 249-8284	<b>Fax:</b> (830) 249-0221
<b>Person responsible for publishing notice:</b>	
<b>Name/Title:</b> Jennifer Warner, Environmental Manager	
<b>Company:</b> Argos Ready Mix South Central Corp	
<b>Street/Road:</b> 8500 Freeport Pkwy Ste 200	
<b>City/State/Zip:</b> Irving, Texas 75063-1932	
<b>Telephone:</b> (972) 621-0999	<b>Fax:</b> (972) 621-3350