

Kathleen Hartnett White, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 11, 2005

Mr. Joe Weber
Owner/Operator
Weber, Joe
P.O. Box 33
Wrightsboro, Texas 78677-0033

Re: Permits by Rule Registration Number: 76309
Weber Farm for Raising Broiler Breeder Pullet
Wrightsboro, Gonzales County
Regulated Entity Number: RN104665385
Customer Reference Number: CN602861528

RECEIVED

MAR 15 2006

Dear Mr. Weber:

This is in response to your Form PI-7, entitled "Registration for Permits by Rule," concerning the Weber Farm for Raising Broiler Breeder Pullet located near Wrightsboro, Gonzales County. We understand that you are constructing four broiler breeder, dry litter pullet houses, and feed tanks to accommodate a total of 54,000 broiler breeder chicks in an uncaged operation. In addition, we understand you are installing a R & K Model 30-2 "Burn Easy" incinerator that will operate with a capacity of 70 pounds per hour per charge at the operational temperature of 1,600 degrees Fahrenheit and with a 0.50 second residence time. We further understand the incinerator is located 375 feet from the nearest property line.

After evaluation of the information which you have furnished, we have determined that your construction is authorized under Title 30 Texas Administrative Code §§ 106.161 and 106.494 (30 TAC §§ 106.161 and 106.494) if constructed and operated as described in your registration request. These permits by rule were authorized by the Executive Director of the Texas Commission on Environmental Quality (TCEQ) pursuant to 30 TAC Chapter 106.

Copies of the permits by rule in effect at the time of this registration are enclosed. You must construct, install, or modify facilities in accordance with the version of the permits by rule in effect when construction, installation, or modification actually begins [see 30 TAC § 106.4(a)(5)]. After completion of construction, installation, or modification, the facility shall be operated in compliance with all the applicable conditions of the claimed permits by rule and 30 TAC § 106.4.

Mr. Joe Weber
Page 2
October 11, 2005

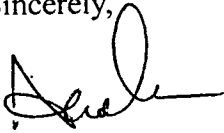
Re: Permits by Rule Registration Number: 76309

You are reminded that regardless of whether a permit is required, these facilities must be in compliance with all rules and regulations of the TCEQ and of the U.S. Environmental Protection Agency at all times.

Please reference the TCEQ air account number, regulated entity reference number (RN), and customer reference number (CN) included in this document in all future correspondence. Before the Central Registry program began, the TCEQ assigned air account numbers. In the Central Registry computer application, the RN is a unique number assigned to the facility (if portable) or site (if permanent), and the CN is a unique number assigned to the company or corporation and applies to all facilities and sites owned or operated by the company or corporation.

Your cooperation in this matter is appreciated. If you have any questions concerning this permit by rule, please contact Mr. Marc Olivier at (512) 239-5760 or write to the Texas Commission on Environmental Quality, Office of Permitting, Remediation, and Registration, Air Permits Division (MC-163), P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,



Anne M. Inman, Manager
General/Standard/Rule (GSR) Permit Section
Air Permits Division
Texas Commission on Environmental Quality

AMI/MO/alb

Enclosures

cc: Mr. Marvin Snow, Consulting Technician, International Technical Services, Tenaha
Air Section Manager, Region 14 - Corpus Christi

Project Number: 118434

TECHNICAL REVIEW: AIR PERMIT BY RULE

Permit No.:	76309	Company Name:	Weber, Joe	APD Reviewer:	Mr. Marc Olivier
Project No.:	118434	Site/Area Name:	Weber Farm for Raising Broiler Breeder Pullet	PBR No(s):	106.161, 106.494

GENERAL INFORMATION			
Regulated Entity No.:	RN104665385	Project Type:	XRVW
Customer Reference No.:	CN602861528	Date Received by TCEQ:	September 29, 2005
Account No.:		Date Received by Reviewer:	October 4, 2005
City/County:	Wrightsboro, Gonzales County	Physical Location:	On FM 108, 6.5 miles south of its intersection with Texas Highway 97, south of Gonzales

CONTACT INFORMATION					
Responsible Official/ Primary Contact Name and Title:	Mr. Joe Weber Owner/Operator	Phone No.:	(830) 857-6165	Email:	jwholmes@cvtc.com
		Fax No.:	(830) 437-2490		
Technical Contact/ Consultant Name and Title:	Mr. Marvin Snow Consulting Technician	Phone No.:	(936) 248-4702	Email:	snozone@ndemand.com
		Fax No.:	(936) 248-4803		

GENERAL RULES CHECK	YES	NO	COMMENTS
Is confidential information included in the application?		X	
Are there associated NSR or Title V permits for the site?		X	
Is each PBR > 25/250 tpy?		X	
Are PBR sitewide emissions > 25/250 tpy?		X	
Are there permit limits on using PBRs at the site?		X	
Is PSD or Nonattainment netting required?		X	Facility is not one of the 28 named sources, emissions are below the federal significance as major source levels, therefore, PSD and NA review and netting are not required.
Do NSPS, NESHAP, or MACT standards apply to this registration?		X	
Does NOx Cap and Trade apply to this registration?		X	This facility is not located in the Houston/Galveston nonattainment area.
Is the facility in compliance with all other applicable rules and regulations?	X		

DESCRIBE OVERALL PROCESS AT THE SITE
Joe Weber proposes to operate the Weber Farm for Raising Broiler Breeder Pullet located near Wrightsboro, Gonzales County under Permits by Rule 161 and 494.

DESCRIBE PROJECT AND INVOLVED PROCESS
<p>Joe Weber submitted a Form PI-7 to register four broiler breeder dry litter pullet houses, feed tanks, and a R & K Model 30-2 incinerator.</p> <p>Each of the four broiler breeder houses will accommodate 13,500 broiler breeder chicks for a total of 54,000 chicks to be raised and transferred to breeder facilities after a 22 week growout cycle (2 cycles per year). The broiler breeder chicks are not caged, but contained in an open space within each house. Activities associated with the growout of chicks will include the delivery of the chicks from the hatchery, transfer of feed from delivery trucks, incineration of the mortality, and harvest of the chicks for transfer to breeder farms. Following the harvest of the chicks, the waste will be removed from the houses and sold or given away for reuse (nutrient and fiber) to be applied at agronomic rates on agricultural properties and enterprises in the area.</p> <p>A R & K Model 30-2 "Burn Easy" incinerator is used to destroy dead birds on the poultry farm. The incinerator is a TCEQ Tier I model, and is a two-stage, diesel fired unit with an 8 ft. stack and a 70 lb/hr rated incineration capacity, located 375 ft. from the property line. The actual usage rate is estimated to be 7.23 lb/hr. This rate was determined based on expected mortality rates of less than 3%, most of which occurs during the first three weeks of age when the chicks weigh less than 12 oz. each. If the mortality occurs when 54,000 chicks weigh 12 oz. each, there would be 1,215 lbs. to incinerate. Considering 21 eight-hour days for daylight only, incineration would yield an average 7.23 lb/hr.</p>

TECHNICAL SUMMARY - DESCRIBE HOW THE PROJECT MEETS THE RULES
<p>Joe Weber claims that all requirements for Permits by Rule 161 and 494 are met.</p> <p>106.161</p> <p>(1) NA, there are no cattle, horses, mules, swine over 55 lbs., sheep, or goats handled at this site.</p> <p>(2) NA</p> <p>(3) NA</p> <p>(4) NA, the poultry operation is housed.</p> <p>(5) NA, the poultry operation is housed.</p> <p>(6) NA, the poultry operation is housed, not caged, and accommodates 54,000 broiler breeder chicks.</p>

TECHNICAL REVIEW: AIR PERMIT BY RULE

Permit No.:	76309	Company Name:	Weber, Joe	APD Reviewer:	Mr. Marc Olivier
Project No.:	118434	Site/Area Name:	Weber Farm for Raising Broiler Breeder Pullet	PBR No(s).:	106.161, 106.494

- (7) All poultry operations are housed and dry litter is used.
 (8) NA, this operation is not a caged poultry operation.
 (9) No products associated with the on-site feed handling and/or feed milling operations covered under this section shall be shipped off-site.


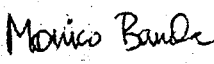
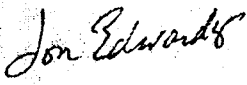
106.494

- (1) Design requirements.
 (A) The rated manufacturer's actual capacity is 70 lb/hr, less than the allowed 200 lb/hr limit.
 (B) The incinerator is a dual-chamber design.
 (C) Burners are located in each chamber, sized to manufacturer's specifications, and operated as necessary to maintain the minimum temperature requirements of subparagraphs (D) or (E) of this paragraph at all times when the unit is burning waste.
 (D) The secondary chamber must be designed to maintain a temperature of 1,600 degrees Fahrenheit or more with a gas residence time of 1/2 second or more. This incinerator operates above 1600 degrees F with a 0.5 second residence time because it is located 375 feet from the nearest property line.
 (E) NA
 (F) There are no obstructions to stack flow when the incinerator is operated.
 (2) Operational conditions.
 (A) Form PI-7 was submitted.
 (B) The manufacturer's recommended operating instructions are indicated on the unit and the unit shall be operated in accordance with these instructions.
 (C) The opacity of emissions from the incinerator shall not exceed 5.0% averaged over a six-minute period.
 (D) Heat shall be provided by the combustion of sweet propane gas.
 (E) This unit is not used to dispose of any medical waste, other than pathological waste and/or carcasses.
 (F) This unit is installed and operated to meet the requirements of §§111.121, 111.125, 111.127, and 111.129 of this title.
 (G) NA, not a human crematory.

ESTIMATED EMISSIONS

EPN / Emission Source	Specific VOC or Other Pollutants	VOC		NOx		CO		PM ₁₀		SO ₂		Other	
		lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy	lbs/hr	tpy
TOTAL EMISSIONS (TPY):													
MAXIMUM OPERATING SCHEDULE:		Hours/Day		8	Days/Week		7	Weeks/Year		52	Hours/Year		2912

SITE REVIEW / DISTANCE LIMIT	Yes	No	Description/Outcome	Date	Reviewed by
Site Review Required?		X			
PBR Distance Limits Met?	X		The broiler breeder houses are located 150 feet from the nearest property line and 1,422 feet from the nearest off-site structure. The incinerator is located 375 feet from the nearest property line and meets the requirements of 106.494(D) above.	10/05/05	Mr. Marc Olivier

	TECHNICAL REVIEWER	PEER REVIEWER	FINAL REVIEWER
SIGNATURE:			
PRINTED NAME:	Mr. Marc Olivier	Mr. Monica Banda	Mr. Jon Edwards, PE
DATE:	10/05/05	10/05/05	10/07/2005

BASIS OF PROJECT POINTS	POINTS
Base Points:	1.0
Project Complexity Description and Points: PBR 161	0.5
Technical Reviewer Project Points Assessment:	1.5
Final Reviewer Project Points Confirmation:	1.5

10/07/2005 ----- NSR PERMITS IMS- PROJECT RECORD -----

PROJECT#: 118434

PERMIT#: 76309

STATUS: P

DISP CODE: C

RECEIVED: 09/29/2005

PROJTYPE: XRVW

RENEWAL:

FEE DATE:

FEE AMT: \$ 100

PROJ-ISSUE DATE: 10/06/05

STDY,PBR#,STDP: 0161,0494 CHECK NUMBER: 1009

PROJECT NAME: WEBER FARM FOR RAISING BROILER BREEDER PULLET

GROUP: PAR

PAR1_2 : BARTLEY, LUCY

GROUP: ART

TECHENGR : OLIVIER, MARC

ADMIN REVIEWA - PAR RECEIVED : 09/29/2005 A - PAR TRANSFER TO 10/03/2005
APD :

ISSUED TO: WEBER JOE

COMPANY NAME: WEBER JOE

CUSTOMER REGISTRY ID: CN602861528

PRIMARY CONTACT INFORMATION

CONTACT TYPE: TECHNICAL CONTACT

NAME: MR MARVIN SNOW

TITLE: CONSULTING TECHNICIAN

EMPLOYER NAME: INTERNATIONAL TECHNICAL SERVICES

PHONE: 936-248-4702 ext

FAX: 936-248-4803 ext

STREET: 227 CR 4353

CITY/STATE, ZIP: TENAHA, TX , 75974-

CONTACT TYPE: RESPONSIBLE OFFICIAL

NAME: MR JOE WEBER

TITLE: OWNER/OPERATOR

EMPLOYER NAME: WEBER JOE

PHONE: 830-857-6165 ext

FAX: 830-437-2490 ext

STREET: PO BOX 33

CITY/STATE, ZIP: WRIGHTSBORO, TX , 78677-0033

PROJECT INFORMATION

UNIT: WEBER FARM FOR RAISING BROILER BREEDER PULLET

SIC: 259 REGION: 14 ACCOUNT:

REG ENTITY ID:
RN104665385

SITE NAME: WEBER FARM WRIGHTSBORO

COUNTY: GONZALES

CAPUNITS:

UNITTYPE:

CAPACITY:

CITY: WRIGHTSBORO.

LOCATION: ON FM 108 6.5 MILES SOUTH OF ITS
INTERSECTION WITH TEXAS HIGHWAY 97 SOUTH OF
GONZALES**PUBLIC NOTICE**

PUBLIC NOTICE REQUIRED?: PN1 ALT LANGUAGE: NO PN2 ALT LANGUAGE: NO

**EMISSION
RATES**

TONS/YR REDUCTION	NOX	CO	VOC	PM	SO2	OTHER	TOTAL
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PROJECT NOTES

TECHNICAL ACTIVITY HISTORY

TR - PROJECT TO ADMIN :		TR - ENGINEER RECEIVE PROJECT :	10/04/2005	SUP - RECEIVED FROM PAR :	10/04/2005
TR - FINAL PKG TO TEAM LEADER :	10/05/2005	TR - INITIAL REVIEW COMPLETE :	10/05/2005		
TR - PEER REVIEW :	10/05/2005	10/05/2005			

PROJECT ATTRIBUTES

PROJECT LINK

PROJECTS/PERMITS VOIDANCE

10/03/2005-----NSR PERMITS IMS- PROJECT RECORD-----
PROJECT#: 118434 PERMIT#: 76309 STATUS: P DISP CODE: _____
RECEIVED: 09/29/2005 PROJTYPE: XRVW RENEWAL: _____
FEE DATE: FEE AMT: \$ 100 PROJ-ISSUE DATE: _____
STD#,PBR#,STDP: 0161,0494 CHECK NUMBER: 1009
PROJECT NAME: WEBER FARM FOR RAISING BROILER BREEDER PULLET

GROUP: PAR
PAR1_2: BARTLEY, LUCY
GROUP: ART
TECHENGR: OLIVIER, MARC

TRV/ Joe Weber / 106.161, 494 / 76309
XPI / Joe Weber / 106.161, 494 / 76309

ADMIN REVIEW

A - PAR RECEIVED: 09/29/2005 A - PAR TRANSFER TO 10/03/2005
APD:

ISSUED TO: WEBER JOE
COMPANY NAME: WEBER JOE
CUSTOMER REGISTRY ID: CN602861528

TRV- 317032
XPI- 317033

PRIMARY CONTACT INFORMATION

CONTACT TYPE: TECHNICAL CONTACT

NAME: MR MARVIN SNOW

TITLE: CONSULTING TECHNICIAN

EMPLOYER NAME: INTERNATIONAL TECHNICAL SERVICES

PHONE: 936-248-4702 ext

FAX: 936-248-4803 ext

STREET: 227 CR 4353

CITY/STATE, ZIP: TENAHA, TX, 75974-

CONTACT TYPE: RESPONSIBLE OFFICIAL

NAME: MR JOE WEBER

TITLE: OWNER/OPERATOR

EMPLOYER NAME: WEBER JOE

PHONE: 830-857-6165 ext

FAX: 830-437-2490 ext

STREET: PO BOX 33

CITY/STATE, ZIP: WRIGHTSBORO, TX, 78677-0033

PROJECT INFORMATION

UNIT: WEBER FARM FOR RAISING BROILER BREEDER PULLET

SIC: 259 REGION: 14 ACCOUNT:

REG ENTITY ID: RN104665385

SITE NAME: WEBER FARM WRIGHTSBORO

COUNTY: GONZALES

CAPUNITS:

UNITTYPE:

CAPACITY:

CITY: ~~WHITESBORO~~ Wrightsboro

LOCATION: ON FM 108 6.5 MILES SOUTH OF ITS
INTERSECTION WITH TEXAS HIGHWAY 97 SOUTH OF
GONZALES

PUBLIC NOTICE

PUBLIC NOTICE REQUIRED?:

PN1 ALT LANGUAGE: NO

PN2 ALT LANGUAGE: NO

**EMISSION
RATES**

TONS/YR REDUCTION	NOX	CO	VOC	PM	SO2	OTHER	TOTAL
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RECEIVED
OCT 04 2005
AIR PERMITS DIVISION

PROJECT NOTES

Sup Rec
10-4
Eng
10-4

Lucy Bartley - Re: project 118434/registration 76309

From: Trey Krueger
To: Lucy Bartley
Date: 9/30/2005 3:35 PM
Subject: Re: project 118434/registration 76309

Lucy,
Since Joe Weber is listed as an individual owner, we are unable to change the number of employees.
Thanks

Trey Krueger
Program Specialist
Central Registry
Permitting & Remediation Support
TX Commission on Environmental Quality
(512) 239-5329

>>> Lucy Bartley 9/30/2005 2:17 PM >>>
please add number of employees 0-20 to RN104665385/CN602861528. company name is Weber Joe. Thanks.

LB

Lucy Bartley - project 118434/registration 76309

From: Lucy Bartley
To: WWW - REGISTRY
Subject: project 118434/registration 76309

please add number of employees 0-20 to RN104665385/CN602861528. company name is Weber Joe. Thanks.

LB

I. REGISTRANT INFORMATION									
A. Is a TCEQ Core Data Form (TCEQ Form No. 10400) attached? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If "NO," please list the CN and RN numbers.									
TCEQ Customer Reference Number: CN-				TCEQ Regulated Entity Number: RN-					
B. Company or Other Legal Customer Name (must be same as Core Data "Customer"): WEBER, JOE									
Company Official Contact Name: JOE WEBER						Title: OWNER/OPERATOR			
Mailing Address: PO BOX 33									
City: WRIGHTSBORO				State: TX		Zip Code: 78677-0033			
Phone: (830) 857-6165			Fax: (830) 437-2490		E-mail: jwholmes@cvtc.com				
C. Technical Contact Name: MARVIN SNOW									
Company: INTERNATIONAL TECHNICAL SERVICES						Title: CONSULTING TECHNICIAN			
Mailing Address: 227 CR 4353									
City: TENAHA				State: TX		Zip Code: 75974			
Phone: (936) 248-4702			Fax: (936) 248-4803		E-mail: snozone@ndemand.com				
D. Facility Location Information									
Street Address: 6448 FM 108						If no street address, provide written driving directions to the site: (attach description if additional space is needed)			
ON FM 108 6.5 MILES SOUTH OF ITS INTERSECTION WITH TEXAS HWY 97 SOUTH OF GONZALES									
City: WRIGHTSBORO				County: GONZALES		Zip Code: 78614			
II. FACILITY AND SITE INFORMATION									
A. Name and Type of Facility: WEBER FARM FOR RAISING BROILER BREEDER PULLET: <input checked="" type="checkbox"/> PERMANENT <input type="checkbox"/> PORTABLE									
B. Permits by Rule (PBR) claimed under 30 TAC § 106 (List all): §106.161 <input type="checkbox"/> §106.494 <input type="checkbox"/> §106. <input type="checkbox"/> §106. <input type="checkbox"/> §106. <input type="checkbox"/>									
Are you claiming historical standard exemption or PBR? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If "YES" enter SE or PBR effective date: <input type="checkbox"/>									
C. Are you registering a grandfathered facility? If "YES," attach documentation of construction date. <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO									
D. Is there a previous Standard Exemption or PBR for the facility in this registration? (Attach details regarding changes)		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		If "YES," enter Registration No.: <input type="text"/>					
				If "YES," enter Rule No.: <input type="text"/>					
E. Are there any other facilities at this site which are authorized by an air Standard Exemption or PBR?		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		If "YES," enter Registration No.: <input type="text"/>					
				If "YES," enter Rule No.: <input type="text"/>					
F. Are there any other air preconstruction permits at this site?		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		If "YES," enter Permit Nos.: <input type="text"/>					
G. Is this site required to obtain an air federal operating permit?		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		If "YES," enter Permit Nos.: <input type="text"/>					
H. TCEQ Account Identification Number (if known): <input type="text"/>									
III. FEE INFORMATION									
To determine if a fee is required answer the following questions. If "YES," to either of the following two questions in III. A., a fee is not required and skip to Section IV. If both answers in III. A. are "NO," then go to Section III. B. See Section VII for address to send fee									
A. Is this registration an update to a previously registered facility and accompanied by a Certification Form solely to establish a federally enforceable emission limit?								<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
Is this registration for a Remediation project which is reimbursable by the TCEQ?								<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO LPST No.: <input type="text"/>	
B. What is the fee amount? If "YES," to any of the following three questions, a \$100 fee is required. Otherwise, a \$450 fee is required.									
Does this business have less than 100 employees?								<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
Does this business have less than 1 million dollars in annual gross receipts?								<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
Is this registration submitted by a governmental entity with a population of less than 10,000?								<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
C. Check/Money Order/Transaction Number (Make checks payable to Texas Commission on Environmental Quality)									
Name on Check:				Check Number:		Fee Amount: \$100.00			

[TCEQ 10228] PI-7 - Registration for Permits by Rule (Revised 07/04)

This form is for use by sources subject to air quality permit requirements and may be revised periodically. (APDG 5097)

Air & Waste Applications

Page 2 of 3

IV. SELECTED FACILITY REVIEWS ONLY - TECHNICAL INFORMATION

Note: If claiming one of the following PBRs, complete this section, then skip to the "Signature for Registration" Section below.

Auto Body Refinishing Facilities Checklist

Livestock Auction Facilities Checklist

Trench Burners Checklist

Animal Feeding Operations Checklist

Saw Mills Checklist

Grain Handling, Storage and Drying Checklist

A. Is the required <u>PBR checklist</u> attached which shows the facility meets all general and specific requirements of the PBR(s) being claimed? 106.161	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO
B. Distance from this facility's emission release point to the nearest property line:	150	Feet		
Distance from this facility's emission release point to the nearest off-property structure:	1422	Feet		

V. TECHNICAL INFORMATION INCLUDING STATE AND FEDERAL REGULATORY REQUIREMENTS

Registrants must be in compliance with all applicable state and federal regulations and standards to claim a PBR.

A. Is confidential information submitted and properly marked with this registration?	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO
B. Is a process flow diagram or a process description attached? (SEE 106.4 CHECKLIST)	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO
C. Are emissions data and calculations for this claim attached?	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO
D. Is information attached showing how the general requirements (30 TAC § 106.4) of the PBR is met for this registration? (PBR checklists may be used, but are optional)	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO

Note: Please be reminded that if the facilities listed in this registration are subject to the Mass Emissions Cap & Trade program under 30 TAC Chapter 101, Subchapter H, Division 3, the owner/operator of these facilities must possess NO_x allowances equivalent to the actual NO_x emissions from these facilities.

E. Is information attached showing how the specific PBR requirements are met for this registration? (See Attachments) (PBR checklists may be used, but are optional)	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO
F. Distance from this facility's emission release point to the nearest property line:	350 (106.494)	Feet		
Distance from this facility's emission release point to the nearest off-property structure:	1422	Feet		

Note: In limited cases, a map or drawing of the site and surrounding land use may be requested during the technical review or at the request of the TCEQ Regional Office or local air pollution control program during an investigation.

VI. SIGNATURE FOR REGISTRATION

The signature below indicates that I have knowledge of the facts herein set forth and that the same are true and correct to the best of my knowledge and belief. I further state that to the best of my knowledge and belief, the facility will satisfy the conditions and limitations of the indicated permit by rule. The facility will operate in compliance with all regulations of the Texas Commission on Environmental Quality and with U.S. Environmental Protection Agency regulations governing air pollution.

NAME: Joe Webster

DATE: 9-25-2005

VII. COPIES OF THE REGISTRATION - Copies must be sent as listed below. Processing delays may occur if copies are not sent as noted.

Who	Where	What
Permits Administrative Review (PAR) Section, TCEQ	Regular, Certified, Priority Mail MC 161, P.O. Box 13087, Austin, Texas 78711-3087 Hand Delivery, Overnight Mail MC 161, 12100 Park 35 Circle, Building F, First Floor, Room 1206, Austin, Texas 78753 OR Facsimile (512) 239-2123 (do not follow fax with paper copies)	Originals - Form PI-7, Core Data Form; all attachments
Revenue Section, TCEQ	Regular, Certified, Priority Mail MC 214, P.O. Box 13088, Austin, Texas 78711-3088 Hand Delivery, Overnight Mail MC 214, 12100 Park 35 Circle, Building A, Third Floor, Austin, Texas 78753	Original Money Order or Check Copy of Form PI-7 and Core Data Form
Appropriate TCEQ regional office	To find your regional office address, go to the TCEQ Web site at www.tnrc.state.tx.us or call (512) 239-1250	Copy of Form PI-7, Core Data Form, and all attachments
Appropriate local air pollution control program(s)	To find your local air pollution control programs go to the TCEQ, APD Web site at www.tnrc.state.tx.us/permitting/airperm , or call (512) 239-1250	Copy of Form PI-7, Core Data Form, and all attachments

Print Form

Reset Form

Received

SEP 29 2005

Air & Waste Applications

Monday, September 12, 2005

Executive Director, TCEQ
Permits Administrative Review Section
MC-161
P.O. Box 13087
Austin, Texas 78711-3087

RECEIVED

SEP 29 2005

AIR & WASTE
APPLICATIONS TEAM

116572

Reference: Notice of Deficiency letter, dated August 8, 2005, regarding Permit by Rule Registration No. 76309 for the Weber Farm (RN104665385; CN602861528; Project No. 116572), located at Wrightsboro, Gonzales County, Texas.

Subject: Re-submittal of PI-7 package and attachments for 30 TAC; Chapter 106 §106.161 (Related to Animal Feeding Operations) & § 106.494 (Related to Pathological Incinerators for animal carcass disposal) Permits by Rule.

Dear Sir or Madam:

Please accept the enclosed copy of the PI-7 Application and associated forms for PBR's 106.161 & 106.494, which are being re-submitted in response to the above referenced NOD, for authorizations related to a Animal Feeding Operation, to be called the "Weber Farm", located at Wrightsboro, Gonzales County, Texas.

The operation will consist of the construction of (4) 44' x 420' broiler breeder dry litter pullet houses, feed tanks and a pathological incinerator to manage bird mortality.

PROCESS DESCRIPTIONS:

¹⁶¹
PBR 106.161- The poultry operation to be conducted on this site will consist of the above mentioned houses. Each house will accommodate 13,500 broiler breeder chicks to be raised and transferred to breeder facilities after a twenty-two week growout cycle (2 per year).

Activities associated with the growout will include the delivery of the chicks from the hatchery, transfer of feed from delivery trucks, incineration of the mortality, and harvest of the chicks for transfer to breeder farms. Following harvest of the chicks the waste will be removed from the houses and sold or given away for beneficial reuse (nutrient and fiber) to be applied at agronomic rates on agricultural properties and enterprises in the area.

PBR 106.494- A Model 30-2 "Burn Easy" incinerator, manufactured by R & K Incinerators, Decatur, IN, as listed on the TCEQ list of registered incinerators updated 8/15/05, under the "Tier One" units. The Model 30-2 is a two-stage, diesel fired unit with an 8' stack height and a 70 lb. per hour rated incineration capacity.

Related to the profitability margins for an operation of this type, expected mortality rates must be maintained at <3%, most of which occurs during the first three weeks of age when the chicks weigh less than 12 oz. each. Considering the 70 lb. per hour incineration rate of the Model 30-2, if 3% mortality occurs at the point that the 54,000 chicks weigh 12 oz. each there would be 1,215 lbs. to incinerate. Since this 3% should have occurred

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over a three week period while the average bird weight would be less than 12 oz., the maximum load on the incinerator, considering 21 eight hour days for daylight only incineration would yield an average incineration rate of 7.23 lbs. per hour.


The incinerator location is 375' from the northwest property line and 425' from the northeast property line.

Based on these consideration the operation complies with 30 TAC; Chapter 106, Subchapter V §106.494(a)(3), related to definitions; 30 TAC; Chapter 106, Subchapter V §106.494(b)(1)(A-C), (E)(ii) and (F), related to design requirements and setbacks; and shall be operated in accordance with 30 TAC; Chapter 106, Subchapter V §106.494 (b)(2)(A-F) related to operational conditions.

In accordance with the NOD notification referenced above, there is no re-submittal of the \$100.00 application fee which was paid by "Weber Farm check No. 1009" when the applications were originally submitted.

Thank you for you patience on this matter.

Respectfully,



Joe Weber
Owner

cc: file
(1) Executive Director, TCEQ, Permits Administrative Review Section, MC-161, P.O. Box 13087, Austin, Texas 78711-3087

enc: PI-7 Application Form
PBR 106.4 Applicability Checklist
TCEQ list of registered incinerators, updated 08/15/05

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Texas Commission on Environmental Quality
REGISTRATION FOR PERMITS BY RULE
FORM PI-7

Directions: 1. Complete the Form PI-7.

2. Use Instructions as needed.

3. Submit registration.

Overview:

Facilities that may release air contaminants, even in small amounts, are regulated by the Texas Commission on Environmental Quality (TCEQ) under its air permit rules. Facilities that do not emit a "significant" amount of air contaminants (as defined by rules) may claim a Permit by Rule (PBR) prior to constructing a new facility or making changes to an existing facility. A PBR claim must meet both the general and specific requirements in Title 30 Texas Administrative Code Chapter 106 (30 TAC Chapter 106), but does not require an extensive technical review. The TCEQ also has a Reference Table available to assist you in determining some of the other state or federal requirements you may need to know (see, "How to Contact the TCEQ" below for web sites). If a facility or site needs to establish a federally enforceable emission limit, a separate certification form is required. Refer to 30 TAC § 106.6 for more information.

A PBR may be claimed when both the following conditions are met:

1. The facility meets all applicable eligibility requirements of 30 TAC § 106.4. These requirements include a limit on the amount of annual emissions to less than federal permit major source levels, and continuing compliance with all state and federal regulations.
2. The facility meets all applicable conditions of one or more individual PBRs contained in 30 TAC Chapter 106. These requirements may specify design requirements for certain facilities, production or material use limits, and operational restrictions.

To claim a PBR, you should:

1. read the requirements of 30 TAC § 106.4 and the specific PBR you want to claim;
 2. determine if the facility meets all the eligibility requirements of 30 TAC § 106.4;
 3. determine if the facility meets all the applicable requirements of the specific PBR;
 4. begin construction immediately if the facility meets the requirements of 30 TAC § 106.4 and the PBR does not require registration;
 5. begin construction when the Form PI-7 and attachments are submitted to the TCEQ if the PBR requires registration, but does not require site approval; or
 6. do not begin construction until you are notified by the TCEQ if the specific PBR requires registration and written site approval.
- If you are already operating, you still need air authorization. You should begin steps to seek an authorization as soon as you become aware that this requirement applies to you.

How to Contact the TCEQ

Question	Who	Phone	Web
TCEQ PBR Rules	Air Permits Division	(512) 239-1250	www.tnrc.state.tx.us/oprd/rules/indxchap.html#106 or www.tnrc.state.tx.us/permitting/airperm/nsr_permits/seindex.htm
Revenue Section	Financial Administration	(512) 239-6260	(TCEQ Mail Code 181)
Core Data Form Requirements	Central Registry	(512) 239-5175	www.tnrc.state.tx.us/permitting/projects/cr
Form PI-7 Requirements	Air Permits Division	(512) 239-1250	www.tnrc.state.tx.us/permitting/airperm
Receipt and Initial Review	Permits Administrative Review (PAR) Section	(512) 239-5160	www.tnrc.state.tx.us/permitting/r_e/par
PBR Guidance and Checklists	Air Permits Division	(512) 239-1250	www.tnrc.state.tx.us/permitting/airperm/nsr_permits/exemot.htm
Confidential Information	Office of Legal Services	written requests	(TCEQ Mail Code 173)
Emissions Cap and Trade Program	Banking & Trading Team, Air Permits Division	(512) 239-1255	www.tnrc.state.tx.us/permitting/airperm/banking
Federal Operating Permits	Operating Permit Section Air Permits Division	(512) 239-1250	www.tnrc.state.tx.us/permitting/airperm
Small Business Assistance	Small Business and Local Government Assistance	(800) 447-2827	www.tnrc.state.tx.us/exec/sbea/sblga.html

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TEXAS NATURAL RESOURCE CONSERVATION COMMISSION
AIR PERMITS DIVISION

TITLE 30 TAC § 106.4 "QUICK-CHECK" APPLICABILITY CHECKLIST

Company Name: Joe Weber

Checklist completed by: Marvin Snow

Date: 06/16/05

Facility Type: Broiler Breeder Pullet farm with dual chamber incinerator for mortality disposal.

Permit(s) by rule claimed: 30 TAC Chapter §106: 106.161 and 106.494

Project Description (including equipment, materials, and brief process description): The farm will be made up of (4) 44' x 420' dry litter pullet houses housing 13,500 pullets per house for a total of 54,000 birds @ (2) 22 week cycles/year. The "Burn Easy" model 30-2 dual chamber incinerator has the capacity to incinerate 400 lbs of poultry carcasses during a five-hour cycle with temperatures in the primary chamber at 1,325-1400 degrees and temperature in the secondary chamber at 1600 degrees fahrenheit.

List the maximum annual emission rates, in TONS PER YEAR (TPY), for this project: **"NO CALCULATIONS REQUIRED"**

CO	NO _x	VOC
PM	SO ₂	Other

The following questions require a "Yes" or "No" answer to be indicated for this permit by rule claim:

A. Title 30 TAC § 106.4(a)(5): Current Permit by Rule Requirements

☒ Yes ☐ No Have you checked to determine if this exempt project is being claimed under the current version of 30 TAC 106?
If "Yes", continue to next question
If "No", please contact the TNRCC Air Permits Division for a copy of the current permit by rule to be claimed.

B. Title 30 TAC § 106.4(a)(7): Permit by rule prohibition check

Yes ☒ No ☐ Are there any air permits under the same account containing permit conditions which prohibit or restrict the use of permits by rule?
If "No", continue to next question
If "Yes", permits by rule may not be used or their use must meet the restrictions of the permit.
A new permit or permit amendment may be required.
List permit number(s): _____

C. Title 30 TAC § 106.4(b): Circumvention check

Title 30 TAC § 106.4(b) states "No person shall circumvent by artificial limitations the requirements of §116.110 of this title (covering permitting)." Circumvention by artificial limitations may include but is not limited to:

- A. dividing a complete project into separate segments to circumvent §106.4(a)(1) limits;
- B. claiming feed or production rates below the physical capacity of the project's equipment in order to begin constructing facilities before a permit or permit amendment is approved for full scale operations, particularly when the unit will not be economically viable at less than permitted capacity;
- C. claiming a limited chemical list in order to begin constructing facilities before a permit or permit amendment is approved for additional chemicals, particularly when the unit will not be economically viable until the additional chemicals are authorized.

Yes ☒ No ☐ Does your project meet any of the criteria listed above?
If "No", continue to next rule question
If "Yes", a permit by rule may not be claimed

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D. Title 30 TAC § 106.4(c) and (d): Compliance with all Rules

☒ Yes ☐ No

Will the facility comply with all rules and regulations of the TNRCC, the intent of the Texas Clean Air Act, and any local permitting or registration requirements?

If "Yes", continue to next rule question

If "No", a permit by rule may not be claimed.

E. Title 30 TAC § 106.4(a)(1): Emission limits check

☒ Yes ☐ No

The maximum emissions from all facilities at the site, including this permit by rule claim, are less than 25 tpy of any contaminant.

If the answer to this questions is "Yes", no further review is needed to complete this checklist.

Forward all information needed to verify your permit by rule claim to the TNRCC.

If "No", this checklist cannot be used. Please complete the standard 30 TAC § 106.4 Applicability Checklist

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Poultry Incinerators / Pet Crematories

The following list is **NOT** an endorsement for or against any incinerator manufacturer or its products. This list is **NOT** comprehensive. It identifies only those models which have recently registered with the TCEQ. The vast majority of incinerator manufacturers in the U.S. are **NOT** reflected in this list. Their products may meet all requirements of 30 TAC § 106.494 (poultry incinerators) or 30 TAC § 116 (commercial pet crematories). Inclusion on this list is **NOT** a pre-approval. Each poultry incinerator must be registered with the TCEQ using Form PI-7 **BEFORE** start of construction. Each commercial pet crematory must be permitted by the TCEQ (Form PI-1) prior to start of construction. Questions? Please contact Mr. Sean O'Brien at (512) 239-1137 or sobrien@tceq.state.tx.us.

Tier 1 - 1600° F with 0.5 second residence time

Advanced Combustion Systems, Bellingham, WA, (800) 445-0243, info@acs-accs.com, www.acs-accs.com
Model: CA-400 (200 lbs/hr) (CONDITIONAL APPROVAL)

B&L Cremation Systems, Largo, FL, (800) 622-5411, blcremsys@aol.com, www.blcremationsystems.com
Models: BLP 500/150 (150 lbs/hr); BLP 500/100 (100 lbs/hr)

Crawford Equipment and Engineering, Orlando, FL, (800) 228-0884, gamage@crawfordequipment.com, www.crawfordequipment.com
Models: C500P (75 lbs/hr); C700P (150 lbs/hr); CB400 (100 lbs/hr) (Gas Fired); C1000H (150 lbs/hr); CB800 (200 lbs/hr)

Industrial Equipment & Eng., Orlando, FL, (800) 327-2831, talley@matw.com, www.ieeco.com
Models: IE43PP2 (150 lbs/hr); IE43PPJ (75 lbs/hr)

National Incinerator, Inc., Corsicana, TX, (800) 544-0661, pprice@national-incinerator.com, www.national-incinerator.com
Models: DV-100TX (100 lbs/hr) (NG/diesel); 2H46-M (<100 lbs/hr) (NG/diesel)

Pennram Diversified Manufacturing Corp., Williamsport, PA, (570) 327-2802, pennram@pennram.com, www.pennram.com
Model E-75 (165 lbs/hr)

R & K Incinerator, Decatur, IN, (800) 233-1163
Models: 30-3A, **30-2 (70 lbs/hr)**; 36 (different door) (Diesel); 18 (Identical to Model 36, except PCC smaller volume)

Therm Tec, Tualatin, OR, (800) 292-9163, thermttec@earthlink.net, www.thermttec.com
Models: S-18 (65 lbs/hr); S-27 (70 lbs/hr); G-8P (100 lbs/hr); G-12P-1 (165 lbs/hr); G-20P (200 lbs/hr)

Valco, OH, (800) 99VALCO, terry@valcompanies.com, www.valcompanies.com
Model 7230 (identical to R&K Incinerator Model 36)

Tier 2 - 1400° F with 0.25 second residence time

National Incinerator, Inc.
Model 2H44-M (NG/diesel)

R & K Incinerator
Model 367 (70 lbs/hr)

Shenandoah Mfg. Co., Inc., Harrisonburg, VA, (918) 825-9575, sales@agilemfg.net, www.shenmfg.com
Models: A10-2G-TX (50 lbs/hr) (NG); A12-2G-TX (NG)

Valco
Model 8436 (identical to R&K Incinerator Model 367)

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