

February 12, 1999

Mr. James C. Burkett  
Vice President  
Zack Burkett Co.  
P.O. Box 40  
Graham, Texas 76450

Re: Replacement Facilities for  
Hot Mix Asphalt Plant (Permit 18549E)  
Mabelle, Wilbarger County  
Account ID No. 91-8549-E

Dear Mr. Burkett:

This is in response to your exemption registration, Form PI-7, concerning the installation of your drum mixer and aggregate bins for your hot mix plant on the Waggoner Ranch approximately 2.1 miles east of US Highway 183 on US Highway 82, Mabelle, Wilbarger County. We understand that the equipment will have the same capacity and operate in the same manner as the equipment which it replaces. In addition, you are required to notify the Executive Director of the Texas Natural Resource Conservation Commission (TNRCC) within ten days of the installation of the replacement facility.

After evaluation of the information which you have furnished, we have determined that your installation is exempt from permitting procedures under 30 Texas Administrative Code (TAC) Section 106.264 if constructed and operated as described in your registration request. This exemption was authorized by the Executive Director of the TNRCC pursuant to 30 TAC Chapter 106. A copy of the exemption in effect at the time of this registration is enclosed. You must operate in accordance with all requirements of the enclosed exemption.

You are reminded that regardless of whether a permit is

required, these facilities must be in compliance with all rules and regulations of the TNRCC and of the U.S. Environmental Protection Agency at all times.

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Page 2

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Your cooperation in this matter is appreciated. If you have any questions concerning this exemption, please call Mr. Wesley Smith at (512) 239-6143 or write him at Texas Natural Resource Conservation Commission, Office of Air Quality, New Source Review Permits Division (MC-162), P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

Victoria J. L. Hsu, P.E.  
Director  
New Source Review Permits Division

VH/WS/ss

Enclosures

cc: Mr. Stuart Mueller, Air Program Manager, Abilene

Record No.



Office of Air Quality, New Source Review Permits Division-7200/MC-162

MR JAMES C BURKETT  
VICE PRESIDENT  
ZACK BURKETT CO  
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