130 ENVIRONMENTAL PARK
CALDWELL COUNTY, TEXAS
TCEQ PERMIT APPLICATION NO. MSW 2383

TYPE I PERMIT APPLICATION

VOLUME 1 OF 5

Prepared for

130 ENVIRONMENTAL PARK, LLC

Technically Complete October 28, 2014

Revised March 2015

3/11/15

Biggs & Mathews, Inc.
Firm Registration No. F-834

Prepared by

BIGGS & MATHEWS ENVIRONMENTAL
1700 Robert Road, Suite 100 • Mansfield, Texas 76063 • 817-563-1144

TEXAS BOARD OF PROFESSIONAL ENGINEERS
FIRM REGISTRATION NO. F-256

TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS
FIRM REGISTRATION NO. 50222

And

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3/4/15

Biggs & Mathews, Inc.
Firm Registration No. F-834

Texas Commission on Environmental Quality

Permit or Registration Application for Municipal Solid Waste Facility

Part I

A. General Information

Facility Name:	130 Environmental Park			
Physical or Street Address (if available):	North of FM 1185 in Caldwell County, between U.S. Highway 183 and Homannville Trail.			
(City) (County)(State)(Zip Code):	Lockhart	Caldwell	TX	78644
(Area Code) Telephone Number:	770-720-2717			
Charter Number:	801836528			

If the application is submitted on behalf of a corporation, provide the Charter Number as recorded with the Office of the Secretary of State for Texas.

Operator Name[1]:	130 Environmental Park, LLC			
Mailing Address:	134 Riverstone Terrace, Suite 203			
(City) (County)(State)(Zip Code):	Canton		GA	30114
(Area Code) Telephone Number:	(770) 720-2717			
(Area Code) FAX Number:	NA			
Charter Number:				

If the permittee is the same as the operator, type "Same as Operator".

Permittee Name:	Same as Operator			
Physical or Street Address (if available):				
(City) (County)(State)(Zip Code):				
(Area Code) Telephone Number:				
Charter Number:				

If the application is submitted by a corporation or by a person residing out of state, the applicant must register an Agent in Service or Agent of Service with the Texas Secretary of State's office and provide a complete mailing address for the agent. The agent must be a Texas resident.

Agent Name:	National Registered Agents, Inc.			
Mailing Address:	1999 Bryan St. Ste. 900			
(City) (County)(State)(Zip Code):	Dallas	Dallas	TX	75201-3136
(Area Code) Telephone Number:	800-862-5438			
(Area Code) FAX Number:	281-286-5902			

Application Type:

☒	Permit	☐	Major Amendment	☐	Minor Amendment
☐	Registration	☐	Modification	☐	Temporary Authorization
		☒	w/Public Notice		
		☐	w/out Public Notice	☒	Notice of Deficiency Response

[1] The operator has the duty to submit an application if the facility is owned by one person and operated by another [30 TAC 305.43(b)]. The permit will specify the operator and the owner who is listed on this application [Section 361.087 Texas Health and Safety Code].

Facility Classification:

☒	Type I	☐	Type IV	☐	Type V	☐	Type IX
☐	Type I AE	☐	Type IV AE	☐	Type VI		

Activities covered by this application (check all that apply):

☒	Storage	☒	Processing	☒	Disposal

Waste management units covered by this application (check all that apply):

☐	Containers	☐	Tanks	☐	Surface Impoundments	☒	Landfills
☐	Incinerators	☐	Composting	☐	Type IV Demonstration Unit	☐	Type IX Energy/Material Recovery
☐	Other (Specify)			☐	Other (Specify)		
☐	Other (Specify)			☐	Other (Specify)		

Is this submittal part of a Consolidated Permit Processing request, in accordance with 30 TAC Chapter 33?

☐ Yes ☒ No

If yes, state the other TCEQ program authorizations requested.

Provide a brief description of the portion of the facility covered by this application. For amendments, modifications, and temporary authorizations, provide a brief description of the exact changes to the permit or registration conditions and supporting documents referenced by the permit or registration. Also, provide an explanation of why the amendment, modification, or temporary authorization is requested.

A new Type I Municipal Solid Waste Disposal facility to provide long-term waste disposal capacity for the individuals, businesses, and communities in Caldwell County and surrounding areas.

Does the application contain confidential Material? ☐ Yes ☒ No

If yes, cross-reference the confidential material *throughout the application* and submit as a separate document or binder conspicuously marked "CONFIDENTIAL."

Alternative Language Notice Instructions

For certain permit applications, public notice in an alternate language is required. If an elementary school or middle school nearest to the facility offers a bilingual program, notice may be required to be published in an alternative language. The Texas Education Code, upon which the TCEQ alternative language notice requirements are based, trigger a bilingual education program to apply to an entire school district should the requisite alternative language speaking student population exist. However, there may not exist any bilingual students at a particular school within a district which is required to offer the bilingual education program. For this reason, the requirement to publish notice in an alternative language is triggered if the nearest elementary or middle school, as a part of a larger school district, is required to make a bilingual education program available to qualifying students and either the school has students enrolled at such a program on-site, or has students who attend such a program at another location in satisfaction of the school's obligation to provide such a program as a member of a triggered district.

If it is determined that an alternative language notice is required, the applicant is responsible for ensuring that the publication in the alternate language is complete and accurate in that language. Electronic versions of the Spanish template examples are available from the TCEQ to help the applicant complete the publication in the alternative language.

the ownership of tracts of land adjacent to the facility and within a reasonable distance from the proposed point or points of discharge, deposit, injection, or other place of disposal or activity. **(See Part I, Appendix IB, Page IB-2 – Land Ownership Map)**

General location maps. **(See Part I, Appendix IA, Drawing IA.1 – General Highway Map and Drawing IA.2 – Detailed Highway Map)**

For permits, registrations, and amendments only, submit at least one general location map at a scale of one-half inch equals one mile. This map shall be all or a portion of a county map prepared by Texas Department of Transportation (TxDOT). If TxDOT publishes more detailed maps of the proposed facility area, the more detailed maps shall also be included in Part I. Use the latest revision of all maps.

Land ownership map **(See Part I, Appendix IB, Page IB-2 – Land Ownership Map)**
Provide a map that locates the property owned by adjacent and potentially affected landowners. The maps should show all property ownership within 1/4 mile of the facility, on-site facility easement holders, and all mineral interest ownership under the facility.

Landowners list **(See Part I, Appendix IB, page IB-1)**
Provide the adjacent and potentially affected landowners' list, keyed to the land ownership map with each property owner's name and mailing address. The list shall include all property owners within 1/4 mile of the facility, easement holders, and all mineral interest ownership under the facility. Provide the property, easement holders', and mineral interest owners' names and mailing addresses derived from the real property appraisal records as listed on the date that the application is filed. Provide the list in electronic form, as well.

D. Property owner information

For permits, registrations, amendments, and modifications that change the legal description, a change in owner, or a change in operator only, provide the following:

(1) the legal description of the facility; **(See Part I, Appendix IC – Legal Description and Part II, Drawing IIA.12 – Facility Site Plan)**

(A) the abstract number as maintained by the Texas General Land Office for the surveyed tract of land;

(B) the legal description of the property and the county, book, and page number or other generally accepted identifying reference of the current ownership record;

(C) for property that is platted, the county, book, and page number or other generally accepted identifying reference of the final plat record that includes the acreage encompassed in the application and a copy of the final plat, in addition to a written legal description;

(D) a boundary metes and bounds description of the facility signed and sealed by a registered professional land surveyor;

(E) on-site easements at the facility, and

(F) drawings of the boundary metes and bounds description; and

(2) a property owner affidavit signed by the owner. **(See page 9 of this form)**

Signature Page

I, Ernest Kaufmann, President and Manager of 130 Environmental Park, LLC
(Operator) (Title)

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature: Ernest Kaufmann Date: 3-11-15

TO BE COMPLETED BY THE OPERATOR IF THE APPLICATION IS SIGNED BY AN AUTHORIZED REPRESENTATIVE FOR THE OPERATOR

I, NA, hereby designate NA
(Print or Type Operator Name) (Print or Type Representative Name)

as my representative and hereby authorize said representative to sign any application, submit additional information as may be requested by the Commission; and/or appear for me at any hearing or before the Texas Commission on Environmental Quality in conjunction with this request for a Texas Water Code or Texas Solid Waste Disposal Act permit. I further understand that I am responsible for the contents of this application, for oral statements given by my authorized representative in support of the application, and for compliance with the terms and conditions of any permit which might be issued based upon this application.

NA
Printed or Typed Name of Operator or Principal Executive Officer

Signature

SUBSCRIBED AND SWORN to before me by the said Ernest Kaufmann

On this 11th day of March, 2015

My commission expires on the 8th day of January, 2017

JOY HAMMONDS NOTARY PUBLIC CHEROKEE CO. GEORGIA MY COMMISSION EXPIRES JAN. 8 2017

Joy Hammonds
Notary Public, State of Georgia

Cherokee County

(Note: Application Must Bear Signature & Seal of Notary Public)

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CALDWELL COUNTY, TEXAS
TCEQ PERMIT APPLICATION NO. MSW 2383

TYPE I PERMIT APPLICATION

PART I
SITE AND APPLICANT INFORMATION

Prepared for

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APPENDIX IF – DOCUMENTATION OF APPLICATION FEE PAYMENT

4 PROPERTY OWNER INFORMATION

30 TAC §330.59(d)(1)-(2); 330.61(c)(10)

4.1 Legal Description

The legal description metes and bounds for the 130 Environmental Park, LLC facility boundary and the Caldwell County volume and page number are included in Appendix IC. The drawing of the facility boundary is included in Appendix IC, Drawing IC.1 – Facility Boundary Map.

4.2 Drainage, Pipeline, and Utility Easements

Existing pipeline and utility easement locations are provided in Appendix IC on Drawing IC.1 and in Appendix IA on Drawing IA.6 – General Site Plan, as required by §330.61(c)(10). The inundation area per a Plum Creek Conservation District easement is shown on Drawing IIA.12 – Facility Site Plan.

4.3 Property Owner Affidavit

The property owner affidavit for this permit application found on page 9 of the Part I Form meets the requirements of §330.59(d)(2) and §305.43(c).

130 ENVIRONMENTAL PARK

APPENDIX IA

GENERAL LOCATION MAPS

CONTENTS

IA.1 General Highway Map
IA.2 Detailed Highway Map
IA.3 General Topographic Map
IA.4 Wells, Springs and Water Bodies Location Map
IA.5 Aerial Photograph
IA.6 General Site Plan

0 500 1000

SCALE IN FEET

LEGEND

- PROPERTY BOUNDARY
- FACILITY BOUNDARY
- LANDFILL FOOTPRINT
- SITE BENCHMARK
- 510 EXISTING CONTOUR
- N 6753000 STATE PLANE GRID
- EASEMENT LOCATION

NOTES:

1. CONTOURS AND ELEVATIONS PROVIDED BY DALLAS AERIAL SERVICE FROM AERIAL PHOTOGRAPHY FLOWN MAY 13, 2013. HORIZONTAL DATUM IS TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE (NAD 83). ELEVATIONS ARE RELATIVE TO NAVD88 – GEOID 12A.
2. REFER TO PART I, APPENDIX 1C FOR FACILITY BOUNDARY LEGAL DESCRIPTION.
3. THERE ARE NO WASTE DISPOSAL ACTIVITIES WITHIN THE FACILITY BOUNDARY THAT ARE NOT INCLUDED IN THIS PERMIT APPLICATION.
4. THERE ARE NO INTAKE/DISCHARGE STRUCTURES LOCATED WITHIN OR ASSOCIATED WITH THE FACILITY.
5. PERMANENT BENCHMARK INFORMATION:
   COORDINATES (NAD 83): N 13905896.44
   E 2393722.33
   LATITUDE: N 29°58'43.75"
   LONGITUDE: W 97°39'24.76"
   ELEVATION: 592.37 FT–MSL

STATE OF TEXAS
K.D. MARONEY
44639
LICENSED
PROFESSIONAL ENGINEER
3/11/15

ISSUED FOR PERMITTING PURPOSES ONLY

REVISIONS							
REV	DATE	DESCRIPTION	DWN BY	DES BY	CHK BY	APP BY	
–	10/28/14	TECHNICALLY COMPLETE	GLW	KDM	KDM	KDM	

GENERAL SITE PLAN

130 ENVIRONMENTAL PARK, LLC
130 ENVIRONMENTAL PARK
TYPE I PERMIT APPLICATION

BIGGS & MATHEWS ENVIRONMENTAL
CONSULTING ENGINEERS
MANSFIELD • WICHITA FALLS
817–563–1144
TBPE FIRM NO. F–256 TBPG FIRM NO. 50222

DSN. KDM	DATE : 8/13	DRAWING	
DWN. GLW	SCALE : GRAPHIC	IA.6	
CHK. KDM	DWG :		