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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 1, 2016

Mr. David Green
President
Green Group Holdings, LLC
P.O. Box 969
Hempstead, Texas 77445

Re: Proposed Pintail Landfill - Waller County
Municipal Solid Waste (MSW) - Permit Application No. 2391

Dear Mr. Green:

On June 30, 2016, Pintail Landfill, LLC (Pintail) filed Parts I and II of a new application for a permit to construct a municipal solid waste landfill in Waller County, within the extraterritorial jurisdiction of the City of Hempstead. The Executive Director is returning the application.

Since the City of Hempstead's and Waller County's ordinances prohibiting landfills in the proposed location were adopted before Pintail filed this application, the Commission "may not grant" Pintail's application. See Texas Health & Safety Code sections 363.112 and 364.012.

If you have any questions, please contact Mr. Anthony Tatu, Staff Attorney, at (512) 239-5778.

Sincerely,

A handwritten signature in blue ink that reads "Earl Lott".

Earl Lott, Director
Waste Permits Division

cc: Mr. John Riley, Jackson Gilmour & Dobbs, P.C., Austin
Mr. Brent W. Ryan, McElroy, Sullivan & Miller, LLP, Austin
Mr. Kenneth J. Welch, P.E., Biggs & Mathews Environmental, Mansfield