

Common Notice Errors

The following tables list some common errors which may require the applicant to re-notice.

Newspaper Publication
Omission of pollutant(s) [criteria and other]. All air contaminants included in the public notice provided by the TCEQ must be published.
Incorrect permit or registration number
Incorrect plant address or driving directions to the facility site
Problem with text (portion left out, rearranged, etc.)
Lack of proper bolding/italics (way to distinguish text)
Contaminants in the published notice do not match notice finalized by TCEQ
Contaminants in alternative language notice (for example, Spanish language newspaper) are published in English and not in the alternative language (such as Spanish)
Incorrect number of days for public comment in published notice
Incorrect notice for big or small business
Incorrect contact information
Incorrect company information
Example B (the display notice) not published when required
Example B not adequate size (obviously different from required size)
Alternative language notice published in English language newspaper
Application not made available in public viewing place
Application not made available in public viewing place provided on application
Public viewing place is not listed or is incorrect
Public viewing place not located in the same county as the plant site
Public viewing place does not have internet access for public use (PSD, NA, and HAP permits)
Public viewing place not available during the entire comment period
Alternative language (such as Spanish) newspaper out of business prior to receipt of affidavit
Newspaper unacceptable. [The Texas Attorney General has concluded that generally a newspaper of general circulation is a newspaper that has more than a de minimis number of subscribers within a specific geographic region, has a diverse subscribership, and publishes some items of general interest to the community.]
Other Notice Requirements
Failure to provide publisher affidavits for each notice
Deficient sign postings
Failure to furnish copy of the application to EPA and other applicable agencies

Under the Texas Clean Air Act and TCEQ rules, the applicant is responsible for compliance with all notice requirements. If you have any questions, please call the Air Permits Division at (512) 239-1250 or contact the reviewer listed in your public notice package.