



# TCEQ Interoffice Memorandum

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**To:** Richard A. Hyde, P.E., Executive Director 

**From:**  Michael Wilson, P.E., Director, Air Permits Division

**CC:** Office of Legal Services


**Date:** August 8, 2017

**Subject:** Clarification regarding Texas Water Code (TWC) Section 5.5553 Notice of Draft Permit and applicability regarding Air Quality Standard Permits for Concrete Batch Plants issued in accordance with Health and Safety Code Section 382.05195

In accordance with TWC Section 5.5553(b), the executive director shall provide written notice, not later than the 30th day before the date the commission issues a draft permit in connection with a permit application, to the state senator and state representative of the area in which the facility that is the subject of the permit is located.

Standard permits are authorized under the Texas Health and Safety Code Section 382.05195, which authorizes the commission to issue standard permits for similar facilities. Applicants who choose to use the Air Quality Standard Permit for Concrete Batch Plants are required to register with the Texas Commission on Environmental Quality. The requirements of this standard permit were finalized when the standard permit became effective on December 21, 2012. When an applicant registers to use a standard permit, all of the requirements of that standard permit must be met. As the requirements of a standard permit are finalized on its effective date, there is no draft permit issued by the commission. Therefore, a notification under TWC Section 5.5553(b) is not necessary for applications for the Air Quality Standard Permit for Concrete Batch Plants.

APPROVED: 

  
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Richard A. Hyde, P.E.  
Executive Director

<sup>12:13</sup>  
8/8/17  
Date

DISAPPROVED:

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Richard A. Hyde, P.E.  
Executive Director

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Date