

550 FM 78

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Toby Baker, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 12, 2022



The Honorable Kyle Kutscher
Judge
Guadalupe County
101 East Court Street
Seguin, Texas 78155

Re: Nido, Ltd - Beck Landfill
Schertz, Guadalupe County, Texas
Proposed Municipal Solid Waste Permit Number: 1848A
RN102310968/CN603075011
Notice of Receipt of Application for a Type IV Permit Major Amendment

Dear Judge Kutscher:

The Texas Commission on Environmental Quality (TCEQ) is currently in the process of conducting a technical review of a Municipal Solid Waste (MSW) permit application to determine compliance with state and federal regulations. Based upon the results of the review the TCEQ will act to issue or deny the permit within a scheduled time frame. Enclosed are the Part I form of the TCEQ MSW application and a copy of the public notice.

Further information concerning this application may be obtained by viewing the public copy at the Schertz Library, 798 Schertz Parkway, Schertz, Guadalupe County, Texas 78154; the TCEQ Region 13 office located in San Antonio; or by contacting Mr. Adam Schnuriger at (512) 239-0526, TCEQ, Waste Permits Division, Municipal Solid Waste Permits Section, mail code MC 124, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink, appearing to be "Guanhua Gai".

Guanhua Gai, License & Permit Specialist
Business and Program Services Section
Waste Permits Division

Enclosures

Texas Commission on Environmental Quality



Notice of Receipt of Application and Intent to Obtain a Municipal Solid Waste Permit Amendment

Proposed Permit No. 1848A

Application. Nido, Ltd., P.O. Box 790641, San Antonio, Bexar County, Texas 78279, has applied to the Texas Commission on Environmental Quality (TCEQ) for a permit amendment to authorize the vertical expansion at the existing Type IV Beck Landfill. There is no lateral increase in the disposal footprint of the landfill. The maximum permitted height of the final cover system is proposed to be increased from 772 feet above mean sea level to 890 feet above mean sea level. The facility is located at 550 FM 78, Schertz, 78154, in Guadalupe County, Texas. The TCEQ received this application on September 13, 2022. The permit application is available for viewing and copying at the Schertz Library, 798 Schertz Parkway, Schertz, Guadalupe County, Texas 78154, and may be viewed online at

<http://downloads.cecinc.com/Beck%20Landfill%20MSW%201848A%20Amendment/>.

The following link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice: <https://arcg.is/08CXWL1>. For exact location, refer to application.

Alternative Language Notice. Alternative language notice in Spanish is available at www.tceq.texas.gov/goto/mswapps. La notificación en otro idioma en español está disponible en www.tceq.texas.gov/goto/mswapps.

Additional Notice. TCEQ's Executive Director has determined the application is administratively complete and will conduct a technical review of the application. After technical review of the application is complete, the Executive Director may prepare a draft permit and will issue a preliminary decision on the application. **Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.**

Public Comment/Public Meeting. You may submit public comments or request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ will hold a public meeting if the Executive Director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

Opportunity for a Contested Case Hearing. After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material, or significant public comments. **Unless the application is directly referred for a contested case hearing, the response to comments, and the Executive Director's decision on the application, will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing**



Texas Commission on Environmental Quality
**Part I Application Form for New Permit, Permit
Amendment, or Registration for a
Municipal Solid Waste Facility**

Application Tracking Information

Facility Name: Beck Landfill
Permittee or Registrant Name: Nido, Ltd
MSW Authorization Number: 1848A
Initial Submission Date: September 9, 2022
Revision Date: October 3, 2022

Instructions for completing this Part I Application Form are provided in TCEQ 00650-instr¹. Include a Core Data Form (TCEQ 10400)² with the application for the facility owner, and another Core Data Form for the operator if different from the owner. If you have questions, contact the Municipal Solid Waste Permits Section by email to mswper@tceq.texas.gov, or by phone at 512-239-2335.

Application Data

1. Submission Type

Initial Submission Notice of Deficiency (NOD) Response

2. Authorization Type

Permit Registration

3. Application Type

New Permit
 Permit Major Amendment Permit Limited Scope Major Amendment
 New Registration

¹ www.tceq.texas.gov/downloads/permitting/waste-permits/msw/forms/00650-instr.pdf

² www.tceq.texas.gov/goto/coredata

8. Public Place for Copy of Application

Name of the Public Place: Schertz Library

Physical Address: 798 Schertz Parkway

City: Schertz County: Guadalupe State: TX Zip Code: 78154

Phone Number: 210-619-1700

9. Consolidated Permit Processing

Is this submittal part of a consolidated permit processing request, in accordance with 30 TAC Chapter 33?

Yes No

If "Yes", indicate the other TCEQ program authorizations requested:

10. Confidential Documents

Does the application contain confidential documents?

Yes No

If "Yes", reference the confidential documents in the application, but submit the confidential documents as an attachment in a separate binder marked "CONFIDENTIAL."

11. Permits and Construction Approvals

Mark the following table to indicate status of other permits or approvals.

Table 1. Permits and Construction Approvals.

Permit or Approval	Received	Pending	Not Applicable
Hazardous Waste Management Program under Texas Solid Waste Disposal Act			X
Underground Injection Control Program under Texas Injection Well Act			X
National Pollutant Discharge Elimination System Program under Clean Water Act; Waste Discharge Program under Texas Water Code, Chapter 26	X		
Prevention of Significant Deterioration Program under Federal Clean Air Act (FCAA); Nonattainment Program under the FCAA			X
National Emission Standards for Hazardous Air Pollutants Preconstruction Approval under the FCAA			X

13. Facility Types

- Type I Type IV Type V
 Type IAE Type IVAE Type VI

14. Activities Conducted at the Facility

- Storage Processing Disposal

15. Facility Waste Management Units

Check the box for each type of waste management unit proposed.

- | | |
|--|---|
| <input checked="" type="checkbox"/> Landfill Unit(s) | <input checked="" type="checkbox"/> Container(s) |
| <input type="checkbox"/> Incinerator(s) | <input checked="" type="checkbox"/> Roll-off Boxes |
| <input type="checkbox"/> Class 1 Landfill Unit(s) | <input type="checkbox"/> Surface Impoundment |
| <input type="checkbox"/> Process Tank(s) | <input type="checkbox"/> Autoclave(s) |
| <input checked="" type="checkbox"/> Storage Tank(s) | <input type="checkbox"/> Refrigeration Unit(s) |
| <input type="checkbox"/> Tipping Floor | <input checked="" type="checkbox"/> Mobile Processing Unit(s) |
| <input type="checkbox"/> Storage Area | <input type="checkbox"/> Compost Pile(s) or Vessel(s) |
| <input checked="" type="checkbox"/> Other (specify): | |

brush grinding and other recycling activities

16. Description of Proposed Facility or Changes to Existing Facility

Provide a brief description of the proposed activities if application is for a new facility, or the proposed changes to an existing facility or permit conditions if the application is for an amendment.

Vertical expansion.

18. Facility Supervisor License

Indicate the level of Municipal Solid Waste Facility Supervisor license, as defined in 30 TAC Chapter 30, Occupational Licenses and Registrations, Subchapter F that the individual who supervises or manages the operations will obtain prior to commencing operations.

Class A Supervisor License Class B Supervisor License

19. Ownership Status of the Facility

Business Type

- | | |
|---|---|
| <input type="checkbox"/> Corporation | <input type="checkbox"/> County Government |
| <input type="checkbox"/> Individual | <input type="checkbox"/> State Government |
| <input type="checkbox"/> Sole Proprietorship | <input type="checkbox"/> Federal Government |
| <input type="checkbox"/> General Partnership | <input type="checkbox"/> Other Government |
| <input checked="" type="checkbox"/> Limited Partnership | <input type="checkbox"/> Military |
| <input type="checkbox"/> City Government | <input type="checkbox"/> Other (specify): _____ |

Facility Owner

Does the Site Operator (Permittee or Registrant) own all the facility units and all the facility property?

Yes No

If "No", provide the following information for other owners.

Owner Name: Cibolo Industries, LTD

Mailing Address: P.O. Box 790641

City: San Antonio County: Bexar State: TX Zip Code: 78279

Phone Number: 210-349-2491

Email Address: gnorman@beckcompanies.com

20. Other Government Entities Information

Texas Department of Transportation

District: San Antonio

District Engineer's Name: Gina E. Gallegos, P.E.

Mailing Address: 4615 NW Loop 410

City: San Antonio County: Bexar State: TX Zip Code: 78229

Phone Number: 210-615-1110

Email Address: Gina.Gallegos@txdot.gov

State Representative Information

District Number: 44
State Representative's Name: John Kuempel
District Office Mailing Address: 200 N. River Street #100-E
City: Seguin County: Guadalupe State: TX Zip Code: 78155
Phone Number: 830-379-8732
Email Address: John.Kuempel@house.texas.gov

State Senator Information

District Number: 25
State Senator's Name: Donna Campbell
District Office Mailing Address: 229 Hunters Village, Ste. 105
City: New Braunfels County: Comal State: TX Zip Code: 78132
Phone Number: 830-626-0065
Email Address: Donna.Campbell@senate.texas.gov

Council of Governments (COG)

COG Name: Alamo Area Council of Governments
COG Representative's Name: Diane Rath
COG Representative's Title: Executive Director
Mailing Address: 2700 NE Loop 410, Suite 101
City: San Antonio County: Bexar State: TX Zip Code: 78217
Phone Number: 210-362-5200
Email Address: drath@aacog.com

River Basin Authority

Authority Name: San Antonio River Authority
Contact Person's Name: Derek Bose, General Manager
Watershed Sub-Basin Name: Mid Cibolo Creek
Mailing Address: 201 W. Sheridan
City: San Antonio County: Bexar State: TX Zip Code: 78204
Phone Number: 210-302-3616
Email Address: Dboese@sara-tx.org

U.S. Army Corps of Engineers District

Indicate the U.S. Army Corps of Engineers district in which the facility is located:

- Albuquerque, NM
- Galveston, TX
- Ft. Worth, TX
- Tulsa, OK

Signature Page

Site Operator or Authorized Signatory

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.

Name: Grant Norman Title: General Manager

Email Address: gnorman@beckcompanies.com

Signature: [Handwritten Signature] Date: 10/3/2022

Operator or Principal Executive Officer Designation of Authorized Signatory

To be completed by the operator if the application is signed by an authorized representative for the operator.

I hereby designate Grant Norman 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.

Operator or Principal Executive Officer Name: Ben Davis

Email Address: bdavis@beckcompanies.com

Signature: [Handwritten Signature] Date: 10/3/2022

Notary

SUBSCRIBED AND SWORN to before me by the said BEN DAVIS

On this 3 day of OCTOBER, 2022

My commission expires on the 24 day of OCTOBER, 2025

Lori S Navarro

Notary Public in and for
BEXAR County, Texas



Note: Application Must Bear Signature & Seal of Notary Public