

TCEQ  
Office of the Chief Clerk, MC-105  
P.O. Box 13087  
Austin, Texas 78711-3087

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Date

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Name

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Address

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Address

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Email Address

**Subject: Pintail Landfill, Hempstead, Texas, MSW-2391**

Dear TCEQ,

Your agency rejected the previous Pintail application last year, having determined that it did not meet TCEQ requirements after a massive amount of government workers' time and taxpayers' money had been spent on a bad application and a bad applicant. Indeed, massive amounts of time, money and effort have also been spent by local opposition here in Waller County. After 5 years, we citizens and supporters were pleased to finally see justice and vindication for our well-founded concerns and greatly appreciate the action of the TCEQ in returning Pintail Application No. 2377.

However, now that this same applicant is re-submitting a much worse version of the same landfill on the same property with the same very sensitive environmental conditions, this community is stunned that TCEQ has not taken the same action to reject this re-application and dismayed that we may be facing the prospect of going through this long process a second time.

Two local government agencies, the City of Hempstead and Waller County Commissioners Court, have spent considerable time and resources on developing statutorily authorized ordinances to prohibit a landfill at this location, both of which were in force prior to the submission of this partial application. If the validity of these ordinances is in question at all, then the proper venue to determine that is the judicial branch of government, in this case the local District Court in Waller County. TCEQ is not part of the judicial branch of government and does not have the authority to determine the validity of local governmental ordinances.

In summary, there is no question that this proposed site is an environmentally sensitive site because of its geology and hydrogeology which makes it unsuitable for the safe disposal of municipal solid waste. There is also no question that TCEQ is not a judicial branch of government able to rule on the validity of local governmental ordinances.

Therefore, we ask that you take the same logical and decent action you took with the first application in this second case, and return Pintail's application outright.

Please free the citizens of Waller County from the heavy burden they have had to carry for the past 5 years and the 'double jeopardy' of having to fight this landfill yet again. Take charge of protecting the environment of this State and reject this foreign, callous company who seeks only to make a profit at the detriment of this fine Texas county.

Thank you,

Sincerely,

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Signed