



Capital Area Council of Governments
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January 31, 2006

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Richard C. Carmichael, Ph.D., P.E.
 Manager, Municipal Solid Waste Permits Section
 Waste Permits Division (MC 124)
 Texas Commission on Environmental Quality
 P.O. Box 13087
 Austin, TX 78711-3087

RE: Waste Management of Texas, Inc. Application for Permit Amendment

Dear Mr. Carmichael:

The Solid Waste Advisory Committee (SWAC) of the Capital Area Council of Governments (CAPCOG) has reviewed the application for a Permit Amendment by Waste Management of Texas, Inc. to expand their facility at 9708 Giles Road based on the following factors:

- Land Use Compatibility
- Conformance with the RSWMP
- Local Facility Siting Concerns

The SWAC has made the determination that the proposed expansion of this facility will not conform with current and future land use in that area and furthermore, there are significant local concerns about the site as indicated in the attached comments submitted by Travis County, the host local government of this project. Travis County has also outlined steps which could be taken by the applicant to address their concerns: to terminate operation of that facility beyond November 2015 and to include adequate buffer zones and other safeguards around any new landfill sites in the eastern portion of that County.

The CAPCOG Executive Committee agrees with the SWAC's determination of nonconformance and supports Travis County request for termination of operation in 2015 and the inclusion of buffer zones and other steps which may be necessary so as to avoid incompatible land use. Therefore, the CAPCOG Executive Committee voted on January 10, 2006 to notify TCEQ that the Waste Management of Texas, Inc. permit amendment application does not conform with the RSWMP currently being considered for adoption by TCEQ.

Sincerely,

Betty Voights
 Executive Director

Enclosure