

REVIEW BY FORT BEND COUNTY COMMISSIONERS COURT

On this 23 day of JUNE, 2009, before the Fort Bend Commissioners Court came on to be heard and reviewed the accompanying notice of TCEQ c/o INCONTROL TECHNOLOGIES

Job Location WEST KEEGANS BAYOU

Dated 06/17/09 BOND NO. NO BOND REQUIRED Permit No. 83654

to make use of certain Fort Bend County property subject to, "A Revised Order Regulating the Laying, Construction, Maintenance, and Repair of Buried Cables, Conduits, and Pole Lines, In, Under, Across or Along Roads, Streets, Highways, and Drainage Ditches in Fort Bend County, Texas, Under the Jurisdiction of the Commissioners Court of Fort Bend County, Texas," as passed by the Commissioners Court of Fort Bend County, Texas, date the 3rd day of August, 1987, recorded in Volume _____ of the Minutes of the Commissioners Court of Fort Bend County, Texas, to the extent that such order is not inconsistent with Article 1436a, Vernon's Texas Civil Statues. Upon Motion of Commissioner Meyers, seconded by Commissioner Patterson, duly put and carried, it is ORDERED, ADJUGED AND DECREED that said notice of said above purpose is hereby acknowledged by the Commissioners Court of Fort Bend County, Texas, and that said notice be placed on record according to the regulation order thereof.

Notes:

- 1. Evidence of review by the Commissioners Court must be kept on the job site and failure to do so constitutes grounds for job shutdown.
- 2. Written notices are required:
 - a. 48 hours in advance of construction start up, and
 - b. When construction is completed and ready for final inspection

Mail notices to: Permit Administrator
Fort Bend County Engineering
P.O. Box 1449
Rosenberg, Texas 77471
281-633-7500

- 3. This permit expires one (1) year from date of permit if construction has not commenced.

By [Signature]
County Engineer

Presented to Commissioners Court and approved.

Recorded in Volume 6-23-09
Minutes of Commissioners Court.

By N/A
Drainage District Engineer/Manager

Clerk of Commissioners Court
By [Signature]
Deputy

**NOTICE OF PROPOSED CABLE, CONDUIT AND/OR POLE LINE ACTIVITY
IN, UNDER, ACROSS OR ALONG ROADS, STREETS, HIGHWAYS AND DRAINAGE DITCHES
IN FORT BEND COUNTY**

APPLICANT'S JOB NO. DCRP 0124
 PERMIT No. 83654 PCT. No. 3
 BOND No. NO Bond

Formal notice is hereby given that TCEQ c/o InControl Technologies
 proposes to lay, construct, maintain and/or repair cable, conduit and/or pole line, in, under,
 across, or along roads, streets, highways and drainage ditches in Fort Bend County, as follows:

In, Under, or Across Roads and/or Drainage Ditches

Road or Ditch Name	Distance & Direction From Nearest Intersection	Length of Crossing	Type of Construction			
			Bored:	Jacked:	Driven:	Cased:

Along Roads and/or Drainage Ditches

Road or Ditch Name	Distance & Direction From Nearest Intersection	To	Distance
West Keegans Bayou	S. Highway 6 and Bissonnet St.	Southwest	1,100 ft

General Description

Installation of environmental monitoring well

The Location and description of the proposed installation and appurtenances is more fully shown on the attached detail drawings. The laying, construction, maintenance and/or repair of the proposed installation shall be subject to "A Revised Order Regulating the Laying, Construction, Maintenance and/or Repair of Cables, Conduits, and/or Pole Lines, In, Under, Across, or Along Roads, Streets, Highways and Drainage Ditches In Fort Bend County, Texas, Under the Jurisdiction of the Commissioners Court of Fort Bend County, Texas," as passed by Commissioners Court of Fort Bend County, Texas, dated the 3rd. day of August, 1987, recorded in Volume 639 of the Minutes of the Commissioners Court of Fort Bend County, Texas.

Written notices are required: 1) 48 hours in advance of start of construction and
 2) when construction is complete and ready for final inspection.

Mail to: Permit Administrator/Fort Bend County Engineering
 P.O. Box 1449, Rosenberg, TX 77471.

Violation of requirements shall constitute grounds for job shut down.

COMPANY NAME: TCEQ c/o InControl Technologies
 AGENT and/or OWNER

Yvonne Hernandez
 (Signature)

NAME & TITLE Yvonne Hernandez, Project Scientist
 (Please Print)

DATE 5/19/2009

ADDRESS 3845 FM 1960 W, Suite 195
 (Street/P.O. Box)

Houston TX 77068
 City State Zip

TELEPHONE NO: 281-580-8892
 (accessible 24 hrs/day, 7 days/week)

Does project comply with Fort Bend County Outdoor Lighting Ordinance?
Yes ()
No ()

DCRP-0124-00

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 27, 2009

Permits Administrator
Fort Bend County Engineering
Drainage District
P.O. Box 1449
Rosenburg, Texas 77471

Re: Texas Commission on Environmental Quality access to West Keegans Bayou Right-of-Way for investigation related to Dry Cleaner Remediation Program No. DC0124, Plus Cleaners, located at 9446 Highway 6 S., Houston, Fort Bend County, Texas

Dear Mr. / Ms. Permits Administrator:

The Texas Commission on Environmental Quality (TCEQ) Dry Cleaner Remediation Program is currently investigating contamination associated with Plus Dry Cleaner, located at 9446 Highway 6 South, Houston, Fort Bend, Texas. In order to fully investigate the contamination associated with the site, it will be necessary for TCEQ staff and/or contractors (InControl Technologies) to access the Drainage District ROW depicted on the attached maps. Access to this property is necessary because, based on the findings of the investigation to date, it appears likely that groundwater contamination associated with the Plus Cleaner may have migrated beneath Drainage District ROW. Accordingly, TCEQ staff and/or contractors require access to the property in order to install and periodically sample one or more groundwater monitoring wells as may be necessary to determine the extent of groundwater contamination. It is anticipated that TCEQ Contractors will access this property during June 2009, and periodically after that as necessary to collect groundwater samples from the monitor wells once they are installed. InControl Technologies, Inc. is working directly for the TCEQ at this dry cleaner site, and therefore any permit application fees should be waived, as the work is being performed on behalf of a state government entity.


Please note that the TCEQ and its contractors are authorized by statute to enter public or private property for the purpose of conducting environmental response activities. This statutory authority for access may be found in Texas Water Code Section 26.014, Texas Health & Safety Code (THSC) Section 361.032, and, specifically applicable to the Dry Cleaner Remediation Program, THSC Section 374.252.

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The TCEQ appreciates your cooperation with these important efforts to address a significant environmental concern. Because the TCEQ will incur costs associated with contractor mobilization, it is important that you contact me with any questions or concerns no later than June 5, 2009.

Additionally, TCEQ staff and contractors are glad to notify a designated representative prior to entering the property. If you would like for us to do so, please contact me at 512-239-5713.

Sincerely,




Victor Lombedá, P.G., Project Manager
PST / DCRP Section
Remediation Division
Texas Commission on Environmental Quality

cc: Yvonne Hernandez, InControl Technologies, Inc.

Attachments: Right of Way – Proposed Well Location Maps



Legend

-  Groundwater Monitoring Well
-  Proposed Groundwater Monitoring Well



InControl Technologies, Inc.
3845 FM 1960 W, Suite 195
Houston, Texas 77068
(281) 580-8892 FAX (281) 580-8853

Fort Bend County Permit

SITE:	DCRP 0124 Plus Cleaners	PHI:	YH
LOCATION:	9404 S. Highway 6 Houston, Texas	CHECKED:	
DETAILED:	05/19/09	DESIGNED:	YH
		PROJECT NO:	TSA-0124
		FIGURE:	1