



*This is the latest correspondence 5a.  
with TCEQ on this matter. Jrg*

**CITY OF  
PORT LAVACA**

202 N. Virginia, Port Lavaca, Texas 77979 [www.portlavaca.org](http://www.portlavaca.org)  
Main Number: (361)-552-9793 Ext. 222 Main Facsimile: (361)-552-6062

December 29, 2022

Mr. Timothy C. Perdue, CHMM  
Waste Section Manager  
TCEQ Corpus Christi Region Office  
500 N. Shoreline Blvd., Ste 500  
Corpus Christi, Texas 78401-0318

VIA: EMAIL [timothy.perdue@tceq.texas.gov](mailto:timothy.perdue@tceq.texas.gov); [luis.lugo@tceq.texas.gov](mailto:luis.lugo@tceq.texas.gov)

Re: Notice of Violation for Compliant Investigation at:  
City of Port Lavaca Landfill, Harbor of Refuge on FM 1090, Port Lavaca (Calhoun County)  
Regulated Entity No.: 102335361, TCEQ ID No. :1008. Investigation No. 1818323

Mr. Perdue,

Please find attached additional documented corrective action associated with Investigation #1818323.

**Please note that we are herewith respectfully requesting approval of two (2) time extensions in order to submit documentation of full compliance as explained and detailed below.**

**Track No. 818146**

- Photos of the cleanup of Area 3 of exposed MSW on December 14 and Dec 16, 2022
- We completed the cleanup of MSW in Area 3 on December 16, 2022 and prepared a waste profile of all the collected debris from Areas 1, 2 and 3, which was placed in a roll-off container. We are waiting on test results back from the laboratory to provide to Republic Services, who will then haul the roll-off container to the landfill in Victoria, Texas for disposal. We will submit the disposal documentation as soon as we have it and respectfully request an extension to January 31, 2023, to do so.

**Track No. 818159 and Track No. 818189**

- As reported in our response letter dated November 19, 2022, the contaminated soil has been placed in 55 gal drums on site. We had arranged for CRG Environmental, Inc. to haul these to the Victoria Landfill for disposal. Unfortunately, with weather delays and holiday schedules this did not happen in December, but it's scheduled to happen in the next couple of weeks. We respectfully request an extension to January 31, 2023, to submit all of the final disposal documentation.

Track No. 818146



December 14, 2022 MSW 3 Area cleanup



December 14, 2022 MSW 3 Area cleanup – bagged solid waste in trailers – transported to Republic Roll-off at the Public Works yard.



December 16, 2022 – MSW Area 3 cleanup



December 16, 2022 – MSW Area 3 cleanup bagged trash on trailer at roll-off at Public Works Yard

Also, with regard to the statement of commitment from the City of Port Lavaca regarding the final cover of the closed MSW landfill, which was submitted to you on November 19, 2022: as previously reported, the former lessee is in the process of transitioning their operations to another lease site which is not within the boundary of the this former landfill, however it is taking longer than they originally envisioned and they will not have completed the transition by December 31, 2022. We have agreed to allow them until March 31, 2023, to completely remove all of their materials and equipment from the site.

Respectfully submitted,

A handwritten signature in purple ink, appearing to read 'JoAnna P. Weaver', with a long horizontal flourish extending to the right.

JoAnna P. "Jody" Weaver  
Interim City Manager  
[jweaver@portlavaca.org](mailto:jweaver@portlavaca.org)  
361-827-3601