

# EAST DOWNTOWN MANAGEMENT DISTRICT

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August 19, 2003

208795

Board's Office of the Secretary  
1925 K Street, N.W.  
Washington, DC 20423-0001



AB-33 (Sub-No. 203X)

To the Secretary

Our office manages the East Downtown Management District, City of Houston Tax Increment Reinvestment Zone #15. My job is to clean up the district area, which is bounded by Chartres, Cullen and Commerce streets following the Union Pacific railroad tracks down to Cullen and the Gulf Freeway feeder street (boundary map enclosed).

I read in the Houston Chronicle newspaper dated August 14, 2003 Union Pacific's intent to abandon 0.9 miles of tracks starting at the intersection of Walker and Palmer streets proceeding south to near Leeland Street. This section of tracks lies within the boundaries of the East Downtown Management District.

In the past, I have tried to persuade Union Pacific to cut the waist-high weeds and grass along another section of UP abandoned tracks along Velasco Street starting in the 1600 block and proceeding south to the Gulf Freeway feeder street. In three years of trying by contacting various UP offices including an office for local track maintenance and a contact I found at ALEXTICE@UP.COM, I have had no luck in achieving even a most basic cleanup of the tracks.

I feel that your newest abandonment will create yet another eyesore in the district that will be ignored as has been done in the past. I am requesting that all abandoned tracks within the boundaries of the district be maintained regularly.

Location:  
7322 Southwest Frwy, #1470  
Houston, TX 77074  
Tel: (713) 541-0447

Mailing address:  
P. O. Box 22167  
Houston, TX 77227-2167  
Fax: (713) 541-9906

[www.eastdowntowndistrict.org](http://www.eastdowntowndistrict.org)

Would you please contact me concerning this situation? This is a cleanup job that the City or the Neighborhood Protection Division cannot do but yet still has to be done. The East Downtown Management District is currently undergoing revitalization and my job is to get vacant lots mowed, abandoned buildings torn down and to remove as much blight from the area as possible.

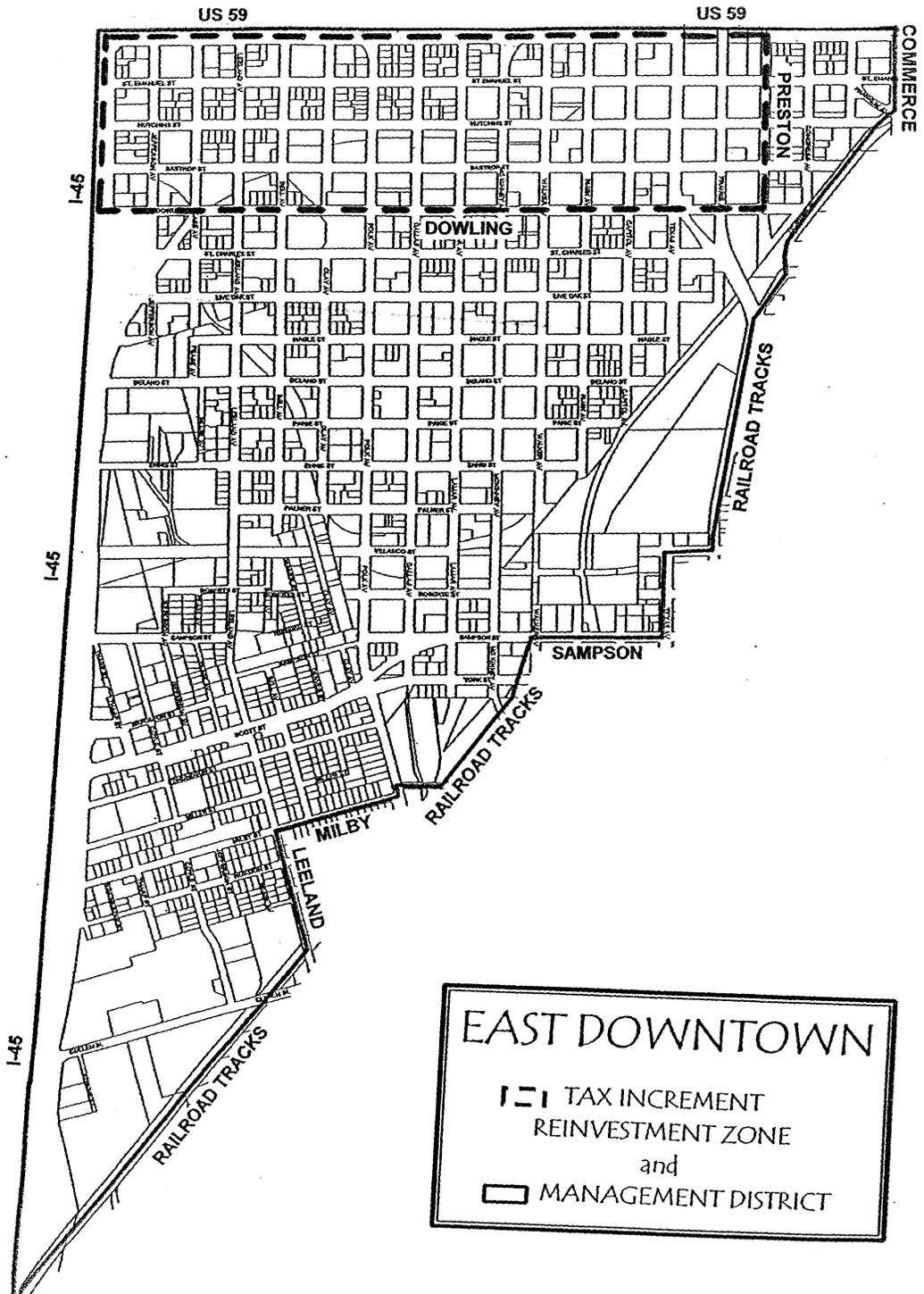
I'd appreciate any help you can give me. Thank you.

Sincerely,



Roy Hill  
Hawes Hill & Associates  
East Downtown Management District Zone Inspector

cc: Mack H. Shumate, Jr.  
Senior Attorney General  
101 North Wacker Drive, Room 1920  
Chicago, IL 60606



1245 LEGAL NOTICES

1245

PUBLIC NOTICE

In accordance with TAC 21.5 and 21.42, Pinnacle Management & Trust Co. with its home office currently at 5599 San Felipe, Suite 555, Houston, Texas 77056 hereby gives notice that on or about August 6, 2003, it submitted notice to the Texas Department of Banking that it intends to relocate its home office from its current address at 5599 San Felipe, Houston, Texas 77056 to 4265 San Felipe, Houston, Texas 77027. Pinnacle Management & Trust Co. further gives notice that after the move to its new home office, it does not intend to conduct business from its current office address. Any person wishing to comment on this application, either for or against, may file written comments with the Texas Department of Banking, 2601 North Lamar Boulevard, Austin, Texas 78705-4294 on or before the 14th day after the date of this publication. Such comments will be made a part of the record before and considered by the banking commissioner. Any person wishing to formally protest and oppose this notice of relocation of home office from 5599 San Felipe, Houston, Texas 77056 to 4265 San Felipe, Houston, Texas 77027 with abandonment of current home office and participate in the application process may do so by filing a written notice of protest with the Texas Department of Banking on or before the 14th calendar day after the date of this publication accompanied by a protest filing fee of \$2,500. The protest fee may be reduced or waived by the banking commissioner upon a showing of substantial hardship.

NOTICE OF INTENT TO ABANDON

UNION PACIFIC RAILROAD COMPANY ("UP") gives notice that on or after August 18, 2003, it intends to file with the Surface Transportation Board, Washington, D.C. 20423, a petition for exemption under 49 U.S.C. Section 10502 from the prior approval requirements of 49 U.S.C. 10903, permitting the abandonment and discontinuance of service on the Columbia Tap Industrial Lead from milepost 0.64 northwest of the intersection of Walker and Palmer Streets to the end of the Line at milepost 1.54 near Leeland Street, a distance of 0.9 miles (4,752 feet) in Houston, Harris County, Texas (the "Line"). The Line traverses U. S. Postal Service Zip Code 77003. The proceeding has been docketed as No. AB-33 (Sub-No. 203X).

The Board's Section of Environmental Analysis (SEA) will generally prepare an Environmental Assessment (EA), which will normally be available 60 days after the filing of the petition for abandonment exemption. Comments on environmental and energy matters should be filed no later than 30 days after the EA becomes available to the public and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the SEA, Surface Transportation Board, Washington, D.C. 20423 or by calling SEA at (202) 565-1545.

Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions, public use conditions, or rail banking/trails use also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as trails use, public use, and offers of financial assistance) must be filed directly with the Board's Office of the Secretary, 1925 K Street, N.W., Washington, D.C. 20423-0001 [See 49 C.F.R. Sections 1104.1(a) and 1104.3(a)], and one copy must be served on applicants' representative [See 49 C.F.R. Section 1104.12(a)]. Questions regarding offers of financial assistance, public use or trails use may be directed to the Board's Office of Public Assistance at (202) 565-1650. Copies of any comments or requests for conditions should be served on the applicant's representative: Mack H. Shumate, Jr., Senior General Attorney, 101 North Wacker Drive, Room 1920, Chicago, Illinois 60606.

UNION PACIFIC RAILROAD COMPANY

NOTICE OF APPLICATION AND PRELIMINARY DECISION FOR WATER QUALITY TPDES PERMIT RENEWAL FOR INDUSTRIAL WASTEWATER PERMIT NO. 0108

APPLICATION AND PRELIMINARY DECISION. APPL Gulf States Asphalt Company, L.P., P.O. Box 508, South Houston, Texas 77587, which operates a facility which manufactures paving and roofing asphalt, concrete sealants, and water proofing and protective coatings, has applied to the Texas Commission on Environmental Quality (TCEQ) for a renewal of TPDES Permit No. 01058, which authorizes the discharge of utility wastewater and storm water at a daily average flow not to exceed 60,000 gallons per day via Outfall 001. This application was submitted to the TCEQ on July 26, 2002.

The facility is located at 300 Christy Place, approximately 500 feet southeast of the intersection of State Highway 3 and College Street, in the City of South Houston, Harris County, Texas. The effluent is discharged to an unpaired ditch thence to Berry Bayou thence to Sims Bayou thence to the Houston Ship Channel/Buffalo Tidal, in Segment No. 1007 of the San Jacinto River Basin. The unclassified receiving waters have no significant life use for the unpaired ditch and limited aquatic life use for Berry Bayou. The designated uses for Segment No. 1007 are navigation and industrial water supply.

The TCEQ executive director has completed the technical review of the draft permit. If approved, would establish the conditions under which the facility must operate. The executive director has made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements. The executive director's preliminary decision (as contained in the technical summary and/or fact sheet), and draft permit are available for viewing and copying at the Harris County Public Library, South Houston Branch, 607 Avenue A, South Houston, Texas.

PUBLIC COMMENT/PUBLIC MEETING. You may submit public comments or request a public meeting to discuss the application. The purpose of public comment is to provide the opportunity to submit written or oral comment or to ask questions about the application. Generally, the 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.

Written public comments and requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 185, TCEQ, P.O. Box 13087, Austin, TX 78711-3087 within 30 days of the date of newspaper publication of the notice.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. The response to comments, along with the executive director's decision on the application, will be mailed to everyone who submitted public comments or who requested to be on a mailing list for this application. If comments are received, the mailing will also provide instructions for requesting a contested case hearing or reconsideration of the executive director's decision. A contested case hearing is a legal proceeding similar to a civil trial in a state district court. A contested case hearing will only be granted based on disputed issues of fact that are relevant and material to the Commission's decision on the application. Further, the Commission will only grant a hearing on issues that were raised during the public comment period and not withdrawn. Issues that are not raised in public comments may not be considered during a hearing. The TCEQ may act on this application to renew a permit without providing an opportunity for a contested case hearing if certain criteria are met.

EXECUTIVE DIRECTOR ACTION. The executive director may issue final approval of the application unless a timely contested case hearing request or a timely request for reconsideration is filed. If a timely hearing request or request for reconsideration is filed, the executive director will not issue final approval of the permit and will forward the application and requests to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

MAILING LISTS. In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices mailed by the Office of the Chief Clerk. You may request to be added to: (1) the mailing list for this specific application; (2) the permanent mailing list for a specific applicant name and permit number; and/or (3) the permanent mailing list for specific county. Clearly specify which mailing list(s) to which you wish to be added and send your request to the Office of the Chief Clerk at the address above. Unless you otherwise specify, you will be included only on the mailing list for this specific application.

INFORMATION. If you need more information about this permit application or the permitting process, please call the TCEQ Office of Public Assistance, Toll Free, at 1-800-687-4040. General information about the TCEQ can be found at our web site at www.tceq.state.tx.us. Further information may also be obtained from Gulf States Asphalt Company, L.P. at the address stated above or by calling Dolly Navarrete at (713) 941-4410. Issued: July 14, 2003

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