

Dallas Small Business Advisory Committee

Clampitt Paper Creative Center, 9207 Ambassador Row, Dallas, TX 75247

Thursday, December 10, 2009 from 10am to Noon

www.sblga.info

<http://www.tceq.state.tx.us/assistance/sblga/dallas.html>

Priorities for FY10

1. Ensure a variety of small businesses are represented on the SBAC/recruited for membership.
2. Develop relationships with elected officials to ensure they are informed on small business environmental issues.
3. Provide SBAC input on rules and major issues facing the agency.

Attendees

DSBAC Members: Joe Polanco – Co-Chair, Ken Benson – Co-chair, Chris Proctor – Geep, Jean Carlton – Hensley Industries, Julio Nathal – A Auto Crusher, Stacy Wright – City of Farmers Branch, Kim Millette – Emerald Environmental, Penny Baccus – Baccus Environmental, Paul Dalton – Finishmaster, Lauren Mish – State Representative Allen Vaught, David Smith – Biozyme Remediation, Ron Swanson – EVIE Conversions, Cliff Westbrook – Westbrook Navigation

TCEQ: Tasha Burns, Brian Christian, Stephanie Colman, Andy Gardner, Lynn Owens

Action Items from Previous Meetings – Stephanie Colman, Small Business and Local Government Assistance (SBLGA)

- Add agenda item for the Environmental Trade fair update after Trade Fair – TCEQ Completed. Trade Fair will be May 4-5, 2010.
- Include more specific agenda items in SBAC invitation emails. TCEQ – In progress.
- Contact manufacturing and other associations and give an outreach presentation. SBAC members

Other Items – Stephanie Colman, SBLGA

- TCEQ is forming a permanent advisory committee to provide input regarding property tax exemptions for pollution control property (Prop 2). Applications must be received by 5pm on December 15, 2009.
<http://www.tceq.state.tx.us/implementation/air/rules/taxadvisory/taxrelief.html>
- OSHA has proposed a rule to standardize the hazard communications. MSDS will be standardized and called SDS. The rule is open for comment until December 29, 2009.
http://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=FEDERAL_REGISTER&p_id=21110
- The new PST Super Guide has been released to provide a comprehensive guide to petroleum storage tank compliance in Texas. In addition, PST workshops will be held around the state. One will be held at the City of Dallas for city/county employees. Contact SBLGA staff in DFW to register. The second workshop will be on January 14, 2010 in Hurst. This will be geared toward owners/operators

of underground storage tanks at gas stations.

http://www.tceq.state.tx.us/assistance/sblga/pst_wkshp.html

Information from Austin – Brian Christian, SBEA Director

- Review of the TCEQ structure. SBLGA is separate from the enforcement office but works cooperatively with the rest of the agency. SBLGA will provide confidential environmental compliance assistance. Tasha Burns, Stephanie Colman, and Lynn Owens are located at the regional office.
- Brain gave an update on EPA revising the ozone standard.
- To view a webcast of a Commissioner Work Session on October 29, 2009 where Chief Engineer Susana Hildebrand gave an update on air quality in Texas, visit this link:
<http://www.tceq.com/agency/oct29worksession.html>
For the presentation slides, visit this link:
<http://www7.tceq.state.tx.us/uploads/agendas/Worksession/2009-10-29/Air%20Quality.pdf>
- Greenhouse Gas regulations have become more prominent over the past year. On December 7th, the EPA finalized an endangerment finding, enabling greenhouse gases to potentially be regulated under the Clean Air Act. The Mandatory Reporting Rule for greenhouse gasses has been finalized. Other GHG regulations in process are the PSD tailoring rule (currently open for comments) and the cap & trade bill in congress. SBLGA is looking closely at how these rules will impact small businesses.
- The TCEQ's review by the Sunset Commission has begun, and activity will increase in early 2010. CAP & SBAC members will have opportunities to comment during the Sunset Review. In addition, SBLGA will keep members updated when the public comment periods are open. TCEQ has completed their internal evaluation posted here
<http://www.tceq.state.tx.us/agency/sunset/tceq-evalrpt.html>
- The compliance history process may be reviewed under Sunset
- In response to the severity of the drought this past year and in recognition of the importance of water conservation, TCEQ has created an Office of Water to provide a cohesive response to water standards and responses.
http://www.tceq.state.tx.us/comm_exec/communication/media/12-09wateroffice
- Carlos Rubinstein of Austin was appointed to the Texas Commission on Environmental Quality by Gov. Rick Perry on Aug. 31, 2009. Bryan Shaw was appointed chairman on Sept. 10, 2009.
<http://www.tceq.state.tx.us/about/organization/commissioner.html>

Open Forum – Joe Polanco, Co-Chair

- Cliff Westbrook brought to the attention of the committee issues on changes to the City of Dallas pre-treatment technically based local limits (TBLLs). The co-chairs suggested that a letter be put together for their review. At the next meeting in February, the city council letter will have been sent to the City of Dallas from TCEQ, and more information will be available on industries that may be affected. SBAC members to invite other small businesses and local governments that may be affected by the new TBLL standards in the City of Dallas.
- Paul Dalton asked for assistance with helping his suppliers comply with the new NESHAP 6H rule which was published in the Federal Register on January 8, 2008. A FAQ page has been posted here

<http://www.tceq.state.tx.us/assistance/sblga/neshap6h.html>

to help small businesses comply with the new rule. In addition, SBLGA will assist customers with compliance.

- Stacy Wright had questions regarding the Phase II MS4 permit. He said the EPA has a rule open for comment regarding sending 30 page surveys to permit holders requesting information which would assist the EPA in updating the 2012 permit. Andy Gardner will review the proposed rule. Next, Stacy had a concern about how the new construction effluent parameters would affect small businesses and local governments. The updated standards would not be implemented until the construction storm water permit is reissued, approximately early 2013. SBLGA will be watching these issues closely to determine the effects on small businesses.

SBAC Report to CAP

Report was put on hold until the next meeting.

Review of Action Items and Closing Comments – Joe Polanco, Co-Chair

- Send Paul Dalton auto-body shop association information. Joe Polanco.
- Invite the City of Dallas to participate in the discussion on the pretreatment changes during the next meeting. SBAC Chairs
- Invite other businesses and local governments which may be affected by the pretreatment changes in the City of Dallas permit to the February 25th meeting. SBAC Members
- Draft a letter of concerns with the City of Dallas pretreatment changes and submit to Joe Polanco and Ken Benson for review and comment. Cliff Westbrook
- Contact SBLGA to organize and provide compliance assistance support of the new NESHAP 6H rule for auto body shops. Paul Dalton
- Forward EPA rule and survey information regarding Phase II permits to Andy. Stacy Wright.
- SBAC to be updated on changes to the ozone standard. TCEQ
- Follow up on question from member: Will the DFW Ozone non-attainment counties be moved to severe? TCEQ
- SBAC to be updated on opportunities to comment during the Sunset Review. TCEQ
- Members will be emailed the new TBLLs in City of Dallas when available. TCEQ
- Keep SBAC members updated on when TCEQ takes delegation of Area Source NESHAPs. TCEQ