

Regulatory Guidance in Response to Hurricane Alex and Tropical Depression 2 from the Executive Director of the Texas Commission on Environmental Quality: Waste

If you must respond to damage from Hurricane Alex, its remnants, or Tropical Depression 2, use this document to understand relevant environmental rules. This document is intended to help you decide a reasonable course of action to follow. If you have any questions, please contact your TCEQ regional office. For your convenience, the table below lists each county that was mentioned in Gov. Rick Perry's disaster proclamation for this storm and the TCEQ regional office that serves that county.

In these counties:	Mail written notices to this TCEQ regional office:	Call or fax:
Maverick, Val Verde, Webb, Zapata	TCEQ Region 16 707 East Calton Rd. Ste. 304 Laredo TX 78041-3887	Phone: 956-791-6611 Fax: 956-791-6716
Cameron, Hidalgo, Jim Hogg, Starr, Willacy	TCEQ Region 15 1804 West Jefferson Ave. Harlingen TX 78550-5247	Phone: 956-425-6010 Fax: 956-412-5059
Jim Wells, Kleberg	TCEQ Region 14 NRC Bldg. Ste. 1200 6300 Ocean Dr. Unit 5839 Corpus Christi TX 78412-5839	Phone: 361-825-3100 Fax: 361-825-3101
Bexar	TCEQ Region 13 14250 Judson Rd. San Antonio TX 78233-4480	Phone: 210-490-3096 Fax: 210-545-4329
Brazoria	TCEQ Region 12 5425 Polk Ave. Ste. H Houston TX 77023-1452	Phone: 713-767-3500 Faxes: 713-767-3761 (Air) 713-767-3691 (Water) 713-767-3646 (Waste)
Cottle, Foard	TCEQ Region 3 1977 Industrial Blvd. Abilene TX 79602-7833	Phone: 325-698-9674 Fax: 325-692-5869
Floyd, Garza, Lamb, Lubbock, Lynn, Motley, Terry	TCEQ Region 2 5012 50th Street Suite 100 Lubbock TX 79414-3421	Phone: 806-796-7092 Fax: 806-796-7107

If you were affected by either of these storm events and your county does not appear in this table, find contact information for the regional office that serves you online at www.tceq.state.tx.us/goto/region.

May MSW facilities make changes such as extending operating hours or expanding capacity to address impacts of Hurricane Alex?

Yes. For facilities in the affected area, the TCEQ regional office may grant temporary authorization to prevent the disruption of municipal solid waste services. Outside the impacted area, the TCEQ MSW permit section will expedite requests for temporary authorizations. Requests for authorization can be approved verbally over the telephone with documentation to follow. For information, please contact the MSW permit section at 512-239-2334.

Is construction notification required if PST systems are damaged and/or dislodged by the effects of this storm?

If an owner or operator is unable to meet the pre-construction notification requirements of 30 TAC §334.6 for repair and/or tank removals needed because of hurricane damage, the owner/operator should provide such notification as soon as practicable.

How should I dispose of any hazardous waste that is generated as a result of the hurricane event?

Any hazardous waste generated as a result of this storm event must be separated from other storm-generated waste and disposed of at a permitted hazardous waste facility.

Can quarterly tipping fees be waived or extended?

Payment of solid waste disposal fees cannot be waived. Municipality, county, or other political subdivisions may request an extension regarding payment of the solid waste disposal fee by submitting a written request to the TCEQ. Waste that is taken for disposal free of charge to a municipality, county, or other political subdivision may exempt that waste from the solid waste disposal fee. These requests should be submitted to the MSW Program Fee Coordinator at:

MSW Program Fee Coordinator, MC 124
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Can an extension be granted to temporarily store hazardous waste on-site until transported or processed?

30 TAC 335.69 provides timeframes under which a hazardous waste generator may store and/or process on-site generated waste in tanks or containers. For large-quantity generators this timeframe is 90 days, and for small quantity generators this timeframe is 180 days. In accordance with 30 TAC 335.69(b) the executive director may grant an

extension to the accumulation time. An extension may be granted by the executive director if hazardous wastes must remain on-site for longer than 90 days due to unforeseen, temporary, and uncontrollable circumstances. An extension of up to 30 days may be granted at the discretion of the executive director on a case-by-case basis. To request the extension, the generator should write to:

Hazardous Waste Permits Section, MC 130
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

The request should also describe why the extension is necessary. Generators may also call the Industrial and Hazardous Waste Permits Section at 512-239-2334.