

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
**AGENDA ITEM REQUEST**  
for Consideration of Resolution

**AGENDA REQUESTED:** March 31, 2023

**DATE OF REQUEST:** February 24, 2023

**INDIVIDUAL TO CONTACT REGARDING CHANGES TO THIS REQUEST, IF NEEDED:** Cecilia Mena, Agenda Coordinator, (512) 239-6098

**CAPTION:** **Docket No. 2023-0162-RES.** Consideration of a resolution appointing one nominee to serve on the Municipal Solid Waste Management and Resource Recovery Advisory Council (Advisory Council).

The Advisory Council reviews and evaluates the effect of state policies and programs on municipal solid waste (MSW) management; makes recommendations on matters related to MSW management; recommends legislation to encourage the efficient management of MSW; recommends policies for the use, allocation, or distribution of the planning fund; and recommends special studies and projects to further the effectiveness of MSW management and resource recovery for Texas. The Notice of Request for Nominations was published in the August 19, 2022, issue of the *Texas Register* (47 TexReg 5033). (Anju Chalise, Kayla Murray) (Project No. 2023-120-RES-NR)

  
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**Director**

  
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**Deputy Director**


  
\_\_\_\_\_  
**Agenda Coordinator**

# Texas Commission on Environmental Quality

## Interoffice Memorandum

**To:** Commissioners **Date:** March 10, 2023

**Thru:** Laurie Gharis, Chief Clerk  
Erin E. Chancellor, Interim Executive Director

**From:** Beth Seaton, Acting Director   
Office of Waste

**Docket No.:** 2023-0162-RES

**Subject:** Consideration of a Resolution Appointing Member to the Municipal Solid Waste Management and Resource Recovery Advisory Council  
Project No. 2023-120-RES-NR

### **Requested Action:**

The executive director (ED) requests the commission's approval for the appointment of one nominee to serve on the Municipal Solid Waste Management and Resource Recovery Advisory Council (Advisory Council).

### **Background Information:**

The Advisory Council was created in 1983 by the 68th Texas Legislature and is composed of 18 members who serve staggered six-year terms and represent various segments of the state. The Advisory Council reviews and evaluates the effect of state policies and programs on municipal solid waste (MSW) management; makes recommendations on matters related to MSW management; recommends legislation to encourage the efficient management of MSW; recommends policies for the use, allocation, or distribution of the planning fund; and recommends special studies and projects to further the effectiveness of MSW management and resource recovery.

The Notice of Request for Nominations was published in the August 19, 2022, issue of the *Texas Register* (47 TexReg 5033). ED staff solicited nominations for four vacant positions and applications were received for two of the positions. Staff received two applications for vacant position 4 (elected official from a county with a population less than 150,000), however, one applicant no longer holds an elected official position and could not be considered. An applicant for vacant position 3 (elected official from a municipality with a population between 100,000 or more but less than 750,000) is ineligible as the applicant is not an elected official. The ED did not receive any applications for vacant position 1 (elected official from a county with any population size) or vacant position 2 (elected official from a municipality with a population between 25,000 and 100,000).

### **Recommended Nominee for Advisory Council Position:**

**Position 4. An elected official from a county with a population less than 150,000 (appointment to expire on 8/31/2027).**

- Hoppy Haden, Caldwell County

Commissioners  
Page 2  
February 24, 2023

Re: Docket No. 2023-0162-RES

This appointment by Resolution will be effective April 1, 2023, and the member's first Advisory Council meeting will be held on April 13, 2023.

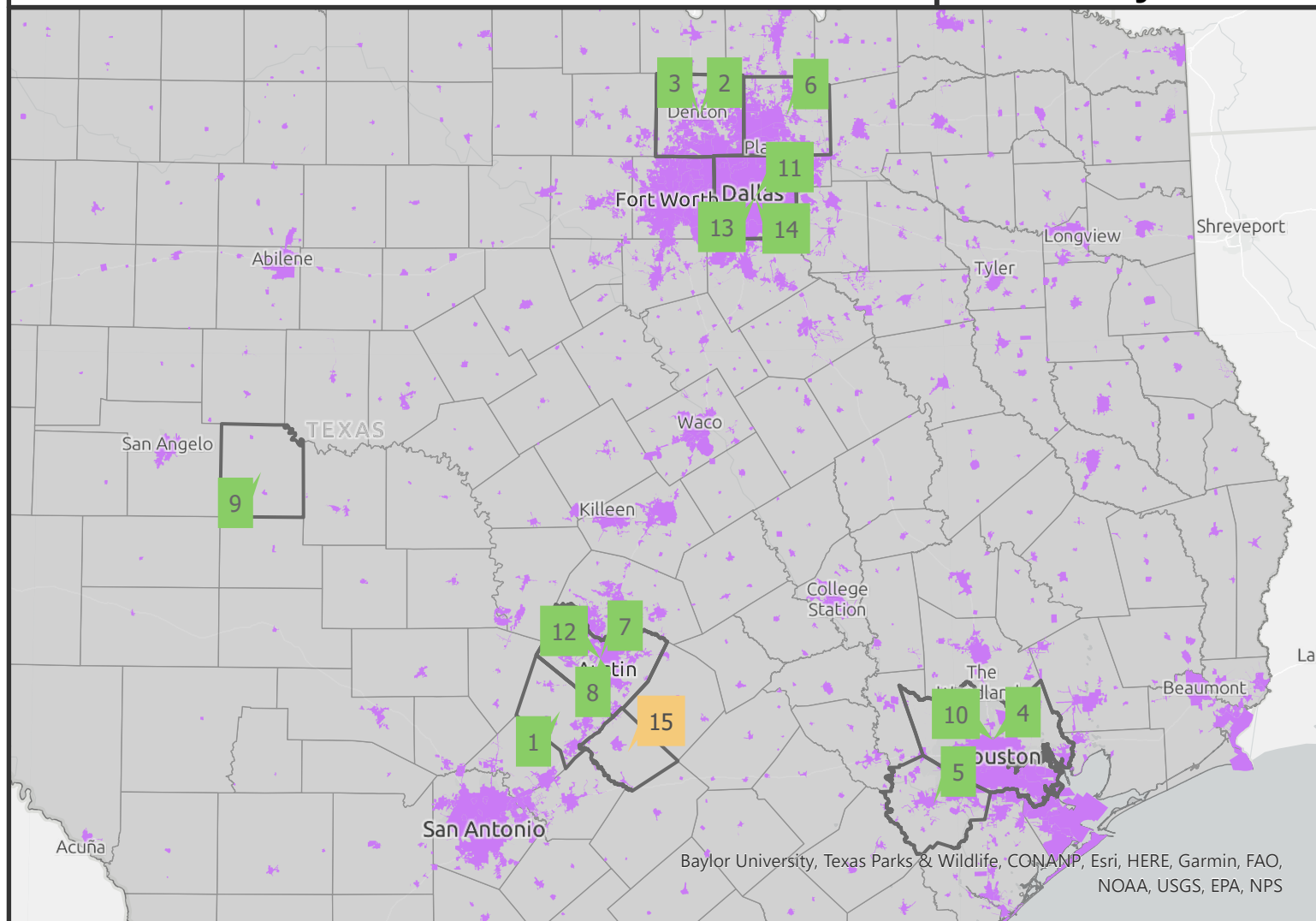
**Agency contacts:**

Anju Chalise, Project Manager, Waste Permits Division, (512) 239-1529  
Kayla Murray, Staff Attorney, Environmental Law Division, (512) 239-4761  
Cecilia Mena, Texas Register/Agenda Coordinator, (512) 239-6098

**Attachments:**

Attachment A: Map of Current Members and Nominee  
Attachment B: Recommended Nominee  
Attachment C: List of Current MSWRRAC Members  
Attachment D: August 19, 2022, *Texas Register* (47 TexReg 5033) Solicitation of Nominees

cc: Chief Clerk, 2 copies  
Executive Director's Office  
Jim Rizk  
Morgan Johnson  
Krista Kyle  
Office of General Counsel  
Anju Chalise  
Kayla Murray  
Cecilia Mena

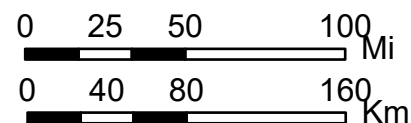


## Position

## Role

## Status

1	A representative from a private environmental conservation organization.	Current Member
2	A professional engineer from a private engineering firm with experience in the design and management of solid waste facilities.	Current Member
3	A registered waste tire processor.	Current Member
4	A representative from a planning region.	Current Member
5	A solid waste professional with experience managing or operating a commercial solid waste landfill.	Current Member
6	A representative from a public solid waste district or authority.	Current Member
7	An official from a city or county solid waste agency.	Current Member
8	A representative of the general public.	Current Member
9	An elected official from a municipality with a population fewer than 25,000.	Current Member
10	A representative from a solid waste management organization composed primarily of commercial operators.	Current Member
11	A person who is experienced in the management and operation of a composting or recycling facility or an educator with knowledge of the design and management of solid waste facilities.	Current Member
12	A representative of the financial community.	Current Member
13	An elected official from a municipality with a population of 750,000 or more.	Current Member
14	A representative for the general public.	Current Member
15	An elected official from a county with a population less than 150,000.	Nominated Member



Cities  
 Counties

## Member Status

Current Member  
 Nominated Member



*Protecting Texas by Reducing  
and Preventing Pollution*

Texas Commission on Environmental Quality  
Waste Permits Division, MSW Section (MC-124)  
P.O. Box 13087  
Austin, Texas 78711-3087

This map was generated by the Waste Permits Division of the Texas Commission on Environmental Quality. This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries. For more information concerning this map, contact the Waste Permits Division at (512)239-2335.

## **ATTACHMENT B – Recommended Nominee**

Haden, Hoppy (Lockhart, TX)

**Position Applied:** An elected official from a county with a population less than 150,000 (appointment to expire on 8/31/2027).

**Employment:** County Judge for Caldwell County.

Mr. Haden has served Caldwell County as County Commissioner PCT1 in the past. While working as Commissioner PCT 1, Mr. Haden served on the development ordinance and electronic time keeping committees. Both committees accomplished their goals of strengthening county ordinances and streamlining the time keeping and benefits process tracking in the County. Mr. Haden also served and chaired the Host Agreement Advisory Committee and worked diligently to try to negotiate a host agreement with the owners of the proposed landfill project, to strengthen the environmental monitoring associated with the landfill project and obtain other benefits for County residents. Additionally, Mr. Haden worked with TxDOT to help procure \$18 million to widen Highway 21 between Bastrop and Elgin.

## Attachment C – List of Current MSWRRAC Members

### Term Expiration 8/31/2023

Jeffrey Mayfield, P.E., Wylie  
Deputy Director - Solid Waste & Integrated Services, North Texas Municipal Water District

*A representative from a public solid waste district or authority.*

Richard McHale, Austin  
Deputy Director, City of Austin - Resource Recovery  
*An official from a city or county solid waste agency.*

Scott Pasternak, Austin  
*A representative of the general public.*

Honorable David Dillard, Paint Rock  
Concho County Judge  
*An elected official from a municipality with a population fewer than 25,000.*

Honorable Tennell Atkins, Dallas  
Council Member, City of Dallas  
*An elected official from a municipality with a population of 750,000 or more.*

Vacant  
*An elected official from a county with any population size.*

### Term Expiration 8/31/2025

Scott Trebus, P.E., Tomball  
Area Manager - Engineering & Environmental, Republic Waste Industries  
*A representative from a solid waste management organization composed primarily of commercial operators.*

Risa Weinberger, P.E., Dallas  
Risa Weinberger & Associates, Inc.  
*A person who is experienced in the management and operation of a composting or recycling facility or an educator with knowledge of the design and management of solid waste facilities.*

David Yanke, Austin (**Advisory Council President**)  
President, NewGen Strategies & Solutions, LLC  
*A representative of the financial community.*

Richard Abramowitz, Dallas  
*A representative of the general public.*

Vacant  
*An elected official from a municipality with a population between 100,000 or more but less than 750,000.*

## Attachment C – List of Current MSWRRAC Members

Vacant

*An elected official from a municipality with a population between 25,000 and 100,000.*

### **Term Expiration 8/31/2027**

Steve Shannon, Buda

State of Texas Alliance for Recycling

*A representative from a private environmental conservation organization.*

Frank Puglsey, P.E., Frisco

Senior Associate, Parkhill

*A professional engineer from a private engineering firm with experience in the design and management of solid waste facilities.*

Jennifer Lutz, Northlake

Silver Creek Materials

*A registered waste tire processor.*

Cheryl Mergo, Houston

Houston-Galveston Area Council

*A representative from a planning region.*

Charles (Chuck) Rivette, P.E., Sugar Land

Director—Planning & Project Development, Waste Management of Texas Inc.

*A solid waste professional with experience managing or operating a commercial solid waste landfill.*

Vacant

*An elected official from a county with a population less than 150,000.*

those plans into 30 TAC Chapter 330, Subchapter O. The rulemaking will include a formal 30-day comment period and response to comments. Any informal comments received will be acknowledged during the rulemaking process.

#### Submittal of Comments

Copies of the proposed plans are available for public review on the commission's website at [www.tceq.texas.gov/goto/wastegrant](http://www.tceq.texas.gov/goto/wastegrant). The ED will consider written public comments received before September 20, 2022, when providing final recommendations to the COGs before approving the plans. All public comment or questions about the plans may be submitted via email to [jessica.uramkin@tceq.texas.gov](mailto:jessica.uramkin@tceq.texas.gov). Include "Regional Solid Waste Management Plans" in the email subject line. The ED will also accept public comments addressed and mailed to: Business and Program Services Section, Attn: Regional Solid Waste Management Plans, P.O. Box 13087, MC 126, Austin, Texas 78711-3087.

TRD-202202962

Charmaine Backens

Deputy Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: August 9, 2022



#### Notice of Water Quality Application

The following notice was issued on August 04, 2022.

The following notice does not require publication in a newspaper. Written comments or requests for a public meeting may be submitted to the Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087 WITHIN 10 DAYS OF THE ISSUED DATE OF THE NOTICE.

#### INFORMATION SECTION

Meritage Homes of Texas, LLC has applied for a minor amendment to the TCEQ permit to authorize changing the land application site from non-public access to public access. The draft permit authorizes the disposal of treated domestic wastewater at a daily average flow not to exceed 78,800 gallons per day via public access subsurface drip irrigation system with a minimum area of 18.09 acres. This permit will not authorize a discharge of pollutants into water in the state. The wastewater treatment facility and disposal site are located northeast of the intersection of Highway 290 and Ranch Road 12, in Hays County, Texas 78620.

If you need more information about these permit applications or the permitting process, please call the TCEQ Public Education Program, Toll Free, at (800) 687-4040. General information about the TCEQ can be found at our website at [www.TCEQ.texas.gov](http://www.TCEQ.texas.gov). Si desea información en español, puede llamar al (800) 687-4040.

TRD-202202920

Laurie Gharis

Chief Clerk

Texas Commission on Environmental Quality

Filed: August 5, 2022



#### Request for Nominations - Municipal Solid Waste Management and Resource Recovery Advisory Council

The Texas Commission on Environmental Quality (TCEQ) requests nominations for four individuals to serve on the Municipal Solid Waste

Management and Resource Recovery Advisory Council (Advisory Council) to fill the following positions:

- (1) An elected official from a county with any population size (appointment to expire on 8/31/2023);
- (2) An elected official from a municipality with a population between 25,000 and 100,000 (appointment to expire on 8/31/2025);
- (3) An elected official from a municipality with a population between 100,000 or more but less than 750,000 (appointment to expire on 8/31/2025); and
- (4) An elected official from a county with a population less than 150,000 (appointment to expire on 8/31/2027).

The Advisory Council was created by the 68th Texas Legislature in 1983 and is composed of 18 members who serve staggered six-year terms. The composition of the Advisory Council is prescribed in the Texas Health and Safety Code, §363.041.

The Advisory Council duties are to review and evaluate the effect of state policies and programs on municipal solid waste (MSW) management; make recommendations on matters relating to MSW management; recommend legislation to encourage the efficient management of MSW; recommend policies for the use, allocation, or distribution of the planning fund; and recommend special studies and projects to further the effectiveness of MSW management and recovery for Texas.

Members are expected to attend scheduled meetings and may be requested to participate in subcommittees. The Advisory Council is required by law to meet at least once every three months. The meetings are held in Austin and may span several hours.

Nominations for available vacancies can be submitted to TCEQ throughout the year. To apply or nominate an individual for an Advisory Council position, please complete and submit the Advisory Council Application and related materials. The application, list of vacancies, and additional information are available at: [www.tceq.texas.gov/goto/msw/council/](http://www.tceq.texas.gov/goto/msw/council/).

Applicants and nominees will be evaluated based upon the application, materials submitted, letters of reference, and solid waste management experience. Appointments will be made by the TCEQ commissioners at an Agenda meeting once nominations are reviewed and approved. The website will be updated with the names of new members after the appointments are approved.

The Advisory Council Application and materials may be e-mailed or mailed. For regular mail, please send to Anju Chalise, MC-126, TCEQ, Waste Permits Division, P.O. Box 13087, Austin, Texas 78711-3087. If submitting by overnight mail, please send to Anju Chalise, Building F, TCEQ, Waste Permits Division, 12100 Park 35 Circle, Austin, Texas 78753.

Questions regarding the Advisory Council can be directed to Anju Chalise at (512) 239-1529 or e-mailed to [MSWRRAC@tceq.texas.gov](mailto:MSWRRAC@tceq.texas.gov).

TRD-202202924

Charmaine Backens

Deputy Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: August 5, 2022



#### Texas Facilities Commission

##### Request for Proposals #303-3-20738

The Texas Facilities Commission (TFC), on behalf of the Texas Department of Criminal Justice (TDCJ), announces the issuance of Request



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**A RESOLUTION** Appointing One  
Member to the Municipal Solid Waste  
Management and Resource Recovery  
Advisory Council;  
TCEQ Docket 2023-0162-RES  
Project No. 2023-120-RES-NR

**WHEREAS**, the Comprehensive Municipal Solid Waste Management, Resource Recovery, and Conservation Act (the Act), Chapter 363, Subchapter C, Section 363.041 of the Texas Health and Safety Code states that the Municipal Solid Waste Management and Resource Recovery Advisory Council (Advisory Council) shall consist of 18 members and contains requirements regarding the appointment and membership of the Advisory Council by the Texas Commission on Environmental Quality (Commission);

**WHEREAS**, on March 31, 2023, the Commission discussed in an open meeting the appointment of one new member to the Advisory Council;

**WHEREAS**, the Commission has appointed the Advisory Council member in conformity with the requirements of Section 363.041 of the Act; and

**NOW THEREFORE, BE IT RESOLVED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**, that the following new person is appointed to the Advisory Council:

Hoppy Haden, as an elected official from a county with a population less than 150,000 (appointment to expire on 8/31/2027).

TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY

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Jon Niermann, Chairman

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Date Signed