

**From:** [Susan Jablonski](#)  
**To:** [David Martin](#)  
**Cc:** [OCE](#); [Ramiro Garcia](#); [Earl Lott](#); [Michelle Harris](#); [Dan Pearson](#); [Jay Howard](#); [Cameron Lopez](#)  
**Subject:** RE: Enforcement Discretion Response - Medical Waste Transfer Station for Sharps Compliance, Inc.  
**Date:** Tuesday, April 7, 2020 6:22:26 PM  
**Attachments:** [TCEQ Letter 4.2.2020.pdf](#)

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David Martin  
Sharps Compliance, Inc.  
Route-Based Operations and Facilities  
7760 IH 35 N  
New Braunfels, Texas 78130

Dear Mr. Martin:

This is in response to your request dated April 2, 2020, seeking enforcement discretion to begin utilizing the facility located at 7760 IH 35 N, New Braunfels, Texas 78130, Comal County as a transfer station while the registration application is under Texas Commission on Environmental Quality (TCEQ) review. This request specifically is seeking allowance for truck-to-truck transfer of medical waste occurring inside a newly leased building until such time as the registration is in place. This request is being made while the TCEQ works to expedite the review of a new registration application for this leased facility.

The TCEQ is exercising enforcement discretion on a case-by-case basis for regulated entities that are experiencing operational difficulties and seeking to provide critical services due to the COVID-19 pandemic. The identified need for the services you outlined in your request are those we would consider for granting enforcement discretion. Due to the increased need of medical waste capabilities caused by the current pandemic, your request is approved pending continued active progress on obtaining the required registration. Furthermore, the facility is expected to remain in compliance during this period with operational requirements of Title 30, Texas Administrative Code (TAC), Chapter 326, and operational parameters identified in your registration application.

This correspondence will serve as authorization for your request. This enforcement discretion will be in place while your registration application is actively being pursued and the conditions above are being met, and will continue no later than June 2, 2020, at which time your registration should be in place.

If you have any questions, please feel free to contact Cameron Lopez, San Antonio Region Waste Section Manager at [Cameron.Lopez@tceq.texas.gov](mailto:Cameron.Lopez@tceq.texas.gov), or (210) 403-4044.

Sincerely,

Susan Jablonski, P.E.  
Area Director for Central Texas  
Texas Commission on Environmental Quality  
(512) 239-6731

**From:** David Martin <[REDACTED]>  
**Sent:** Thursday, April 2, 2020 4:34 PM  
**To:** Earl Lott <[earl.lott@tceq.texas.gov](mailto:earl.lott@tceq.texas.gov)>  
**Cc:** Dan Pearson <[REDACTED]> Jay Howard <[REDACTED]>  
**Subject:** Sharps Environmental Services, Inc. - Request for Enforcement Discretion

Mr. Lott,

Please find attached letter formally requesting enforcement discretion. We sincerely appreciate the consideration during these unprecedented times.

Regards,

David Martin

David Martin | Director, Route-Based Operations and Facilities

Sharps Compliance, Inc. | [www.sharpsinc.com](http://www.sharpsinc.com)  
d- 903-693-2525 | o- 800-772-5657 | f- 713-660-3566 | m- 903-407-6444

**As a leader in healthcare waste management, Sharps Compliance strives to reduce, recycle and repurpose treated materials for a better and sustainable environment.**

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# SHARPS<sup>®</sup>

Compliance, Inc.

Mr. Earl Lott  
MC 126  
TCEQ  
PO BOX 13087  
Austin, TX78711-3087

April 2, 2020

Mr. Lott,

As previously discussed, due to the Covid-19 situation, our customer base demands are spiking in the Austin/San Antonio area due to significant increases in waste streams from labs located in both cities. Sharps Environmental Services, Inc. is requesting enforcement discretion in regard to truck-to-truck transfers happening at a facility that is not a registered treatment/transfer facility per 30 TAC 326, while we undergo the registration process for a transfer facility at this same location.

This enforcement discretion will allow us to move this waste from the Central Texas area to our disposal facility in Carthage, TX in a more efficient manner, thus reducing our number of trucks on the road on a daily basis.

Sharps has identified and has fully executed a lease on the previously discussed property, located at 7760 IH 35 N., New Braunfels, TX 78130. We are also underway with starting the registration application and will work diligently to complete.



David Martin

Director, Route-Based Operations and Facilities