

The Advocate

For and about small businesses and local governments affected by environmental regulations

PD-006/06-04

Volume 11, Issue 4 / October - December 2006

2007 Due Dates to Remember

January

- 1 • Waste Reduction Policy Act plan
 - Certificates of convenience & necessity in existence September 1, 2005 must have CCN maps recorded at the county office
- 19 • TERP usage reports for grant recipients
- 25 • Industrial and hazardous waste annual summary report (paper filers)
 - Used oil collection center report and re-registration
- 26 • Drinking water state revolving fund packets due to Texas Water Development Board
- 30 • Water and wastewater investor-owned utilities, districts, water supply corporations, and affected counties regulatory assessment fees
 - Dry cleaners quarterly registration fee
- 31 • Stage II vapor recovery exemption confirmation form

February

- 15 • CAFO annual report

March

- 1 • Water rights holders annual water use report
 - Scrap tire transporter annual activity report
 - Scrap tire and storage site combined annual activity report
 - Industrial & hazardous waste annual summary report (electronic filers)
 - Medical waste transporter and self transporter annual waste report
 - On-site treatment of medical waste on mobile vehicles report
 - Tier II reports
- 31 • Air Emissions Inventory
 - Air emissions events annual report

- Multi-sector general permit for discharges from industrial activities
 - Benchmark monitoring summary
 - Numeric effluent limit (annual hazardous metals) DMRs
 - Sector specific numeric effluent limits DMRs
- Construction storm water general permit
 - Concrete batch plant DMRs



April

- 1 • Investor-owned or privately owned water and wastewater annual report
- IDSE sample plan or waiver for community public water systems serving 50,000 to 99,999 people
- 30 • Dry cleaners quarterly registration fee

June

- 15 • Liquid waste transporter annual summary
- 30 • Semiannual report for categorical industrial users that discharge to a publicly owned treatment works without an approved pretreatment program

July

- 1 • Toxics Release Inventory (TRI)
- Water systems: Consumer Confidence Reports (CCR) to customers and Certificate of Delivery to TCEQ
- Waste Reduction Policy Act annual progress report

- 20 • TERP usage reports for grant recipients
- 30 • Dry cleaners quarterly registration fee
- 31 • Water quality permit for existing dry litter poultry (DLP) operations
 - Nutrient Management Plan (NMP) for concentrated animal feeding operations (CAFOs) in existence prior to July 15, 2004

August

- 1 • Dry cleaners: annual renewal registration forms

September

- 1 • Liquid waste transporter fees
 - Storm water general permit annual water quality fees assessed
- 30 • Annual reports for land application of sludge (or as otherwise established in the authorization)

October

- 1 • IDSE sample plan or waiver for community public water systems serving 10,000 to 49,999 people
- 30 • Dry cleaners quarterly registration fee
 - Petroleum storage tank fees

December

- 31 • Semiannual report for categorical industrial users that discharge to a publicly owned treatment works without an approved pretreatment program

Water District Only

- Financial report due within 45 days of the end of your fiscal year
- Audit report & annual filing affidavit due within 135 days of the end of your fiscal year ■

Rule Changes Give Small Communities Waste Disposal Options

Changes to the municipal solid waste (MSW) rules now give small communities more options when regular waste collection is not available. Rule changes now allow:

- citizen collection stations to accept commercial waste under limited circumstances (30 TAC 330.3);
- counties to license low-priority MSW facilities (30 TAC 330.25 (b)(1)); and
- low-volume transfer stations to submit notification to the TCEQ in lieu of registration if they accept less than 40 cubic yards of waste per week (30 TAC 330.11).

For current MSW rules, visit www.tceq.state.tx.us/permitting/waste_permits/msw_permits/msw.html#rules.

Check Out the New Small Business Assistance Link!



Thanks to a recommendation from the Fort Worth Small Business and Local Government Advisory Committee, you can now find a link on the TCEQ home page to the Small Business and Local Government Assistance page.

Visit www.tceq.state.tx.us and look in the center of the page under “Featured Programs & Projects.” You will see a link to Small Business Assistance. The information found on each industry-specific page has also been categorized by air, water, waste, and compliance tools.

Check it out today!

New Air Permit for Air Curtain Incinerators

Do you have an Air Curtain Incinerator (ACI) that’s used for disposal of the following?

- 100 percent wood waste
- 100 percent clean lumber
- 100 percent yard waste
- 100 percent mixture of only the above materials

If so, you may be subject to EPA’s new rule, 40 CFR Part 60, Subpart EEEE. If this rule applies to your ACI, you must obtain a Title V federal operating permit from the TCEQ—even if you are already authorized by a new source review permit or registration, such as PBR 106.496.

Why is the TCEQ creating an ACI General Operating Permit (GOP)?

- The GOP will serve as the Title V federal operating permit for ACIs in Texas. It will allow owners/operators of ACIs to apply for and obtain authorization to operate.
- The ACI GOP will be available in spring 2007.
- If you are required to get coverage before spring 2007, you will need to apply for a Site Operating Permit (SOP) until the GOP is ready.

What is the deadline for getting a Title V federal operating permit under EPA’s new rule?

- For ACIs that began operating between December 9, 2004, and December 16, 2005: no later than December 18, 2006.
- For ACIs that began operating

before December 9, 2004: no later than December 16, 2008.

- For ACIs that began operating after December 16, 2005: no later than 12 months after operations began.

What do I need to do?

- If this new rule applies to you, either obtain the GOP or an SOP by your compliance date. Once the TCEQ’s new GOP is available, you should apply for coverage under it. If your compliance date comes before the new GOP is available or if you cannot meet the conditions of the GOP, you should apply for an SOP.
- To stay informed, you can receive e-mail updates by sending an e-mail to join-aci@listserv.tceq.state.tx.us.
- If you have questions, please call Ms. Beryl Thatcher, TCEQ Air Permits Division, 512-239-5374.

Petroleum Delivery Certificate Renewal Schedule

If Owner # Ends In:	Certificate Expires:	Renewal Date:	Renewed Delivery Certificate Posted By:
1	January 31	January 2	February 1
2	Last Day of February	January 30	March 1
3	March 31	March 2	April 1
4	April 30	April 1	May 1
5	May 31	May 2	June 1
6	June 30	June 1	July 1
7	July 31	July 2	August 1
8	August 31	August 2	September 1
9	September 30	September 1	October 1
0	October 31	October 2	November 1

Attention Surface Coaters: EPA Rule Changes May Affect You!

The U. S. Environmental Protection Agency (EPA) has issued a new rule to reduce air emissions from the processes used to apply surface coatings to miscellaneous metal parts and products (MMPP).

This rule will affect any new or existing MMPP facility that uses 250 gallons or more per year of coatings containing hazardous air pollutants (HAPs) and is considered to be a "major source." A "major source" emits 10 tons or more per year (tpy) of a single HAP listed in the Clean Air Act or 25 or more tpy of a combination of those HAPs. This is commonly referred to as the 10/25 tpy rule.

MMPP facilities can comply with the rule by using coatings with HAP emission limits listed in the rule, or by calculating a 12-month rolling average emission rate that meets the rule requirements, with add-on controls or without.

January 2, 2007, is the compliance date for sources in existence on August 13, 2002.

Facilities that wish to avoid the new compliance requirements can certify that their emissions will not exceed the

10/25 tpy threshold when calculating potential to emit. This certification is federally enforceable. Emissions can be certified in the following ways:

- A facility operating under a permit by rule (formerly called "standard exemption" or "exemption from permitting") that chooses this option needs to complete a PI-7-CERT or APD-CERT before January 2, 2007.
- A facility operating under a TCEQ air permit that chooses this option needs to request and obtain a permit alteration before January 2, 2007. There is no form or fee to apply for a permit alteration; a brief letter is all that is needed. However, in some cases the actions a company might take to get their emissions below the 10/25 tpy limit would require a permit amendment rather than an alteration. Amendments do require fees, and usually take more time to review and approve.

For more information concerning these requirements, please visit the following EPA web site: <www.epa.gov/ttn/atw/misc/miscpg.html> or contact the Air Permits Division at 512-239-1250.

Local Specialists are Ready to Help You!

You have free, confidential help right in your back yard.

Region 1 - Amarillo

Ross Muir, 806-468-0505

Region 2 - Lubbock

Celeste Hoehne, 806-796-7642

Region 3 - Abilene

Mandy Ellifritz, 325-698-6104

Region 4 - Dallas/Ft. Worth

Tasha Burns, 817-588-5868

David Hudson, 817-588-5929

Christopher Meeks, 817-588-5836

Region 5 - Tyler

Kathy Bell, 903-535-5158

Region 6 - El Paso

Pamela Aguirre, 915-834-4974

Region 7 - Midland

Janet Prim, 432-620-6116

Region 8 - San Angelo

Chandra Eggemeyer, 325-481-8061

Region 9 - Waco

Polly Porter, 254-761-3039

Region 10 - Beaumont

Charlie Adams, 409-899-8788

Region 11 - Austin

Will Wyman, 512-239-7015

Region 12 - Houston

Clarence Gray, 713-767-3582

Cynthia Williams, 713-767-3549

Region 13 - San Antonio

Carol Avery, 210-403-4076

Ann Marie Callery, 210-403-4092

George Ortiz, 210-403-4039

Region 14 - Corpus Christi

Glenda Swierc, 361-825-3421

Region 15 - Harlingen

Imelda Pena, 956-389-7427

Jonathan Diaz, 956-389-7428

Region 16 - Laredo

Carmen Ramirez, 956-721-8457

UPCOMING EVENTS

Small Business Advisory Committee (SBAC) Meetings

Houston SBAC - December 7, 2006

Cynthia Williams, 713-767-3549

Dallas SBAC - January 23, 2007

Chris Meeks, 817-588-5836

Fort Worth SBAC - January 24, 2007

Tasha Burns, 817-588-5868

SEMINARS, WORKSHOPS, AND CONFERENCES

UST Management & Compliance Assistance Seminar

December 12, 2006, Round Rock

Diane Stallings, 512-239-6333

State of the Bay Symposium VIII

January 23-25, 2007, Galveston

Sue Phillips, 512-239-6327

The Advocate

The Advocate is published quarterly by the Small Business and Local Government Assistance (SBLGA) Program of the Texas Commission on Environmental Quality (TCEQ).

You are currently on our subscription list to receive the quarterly rules update, The Advocate. Instead of receiving the paper copy in the mail, you now have the option of receiving e-mails from us when we post the latest issue in PDF format on our Web site at <www.tceq.state.tx.us/comm_exec/forms_pubs/pubs/pd/pd-006.html>.

If you would prefer e-mail instead of the printed copy, please e-mail us at <sbap@tceq.state.tx.us>. Be sure to let us know the name your subscription is under and the e-mail address you would prefer us to send to, if different from the one you use to contact us.


YOU CAN CALL ON US

Get free, confidential help with questions on air, water, waste, or pollution prevention issues from this special section of the TCEQ.

SBLGA works for you by:

- providing local environmental assistance when and where it's needed;
- giving small business and local government a voice in TCEQ rule and policy making; and
- communicating technical information in plain language.

SBLGA is entirely separate from TCEQ's enforcement program.

 The TCEQ is an equal opportunity/affirmative action employer. The agency does not allow discrimination on the basis of race, color, religion, national origin, sex, disability, age, sexual orientation or veteran status. In compliance with the Americans with Disabilities Act, this document may be requested in alternate formats by contacting the TCEQ at 512-239-0028, Fax 512-239-4488 or 1-800-RELAY-TX (TDD), or by writing P.O. Box 13087, Austin, TX 78711-3087.

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**Toll Free and Confidential
1-800-447-2827**

**On the Web at:
www.sblga.info**

RETURN SERVICE REQUESTED

SMALL BUSINESS AND ENVIRONMENTAL
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