

Regulatory News



EPA Publishes NEW Draft Stormwater Multi-Sector General Permit for Comment!

On September 27, 2013 the EPA published in the Federal Register the proposed 2013 MSGP. The EPA is seeking public comment on the proposed permit for 60 days. You can review the Draft MSGP [here](#).

The proposed 2013 MSGP provisions are largely similar to the 2008 MSGP; however, some changes have been made to improve permit clarity, to address errors, and to make the permit more streamlined. The proposed 2013 MSGP, once finalized, will replace the 2008 MSGP.

The 2008 MSGP expired at midnight on September 29, 2013. Facilities that obtained coverage under the 2008 MSGP prior to its expiration are automatically granted an administrative continuance of permit coverage. The administrative continuance will remain in effect until a new permit is issued.

If you need additional information contact **David Horowitz**

at (413) 572-3211 or DPHorowitz@TigheBond.com.

MassDEP Finalization of the GHG Tailoring Rule for Title V Applicability

The Massachusetts Department of Environmental Protection (MassDEP) has revised its federally-required Title V Operating Permit program regulations (310 CMR 7.00 Appendix C: Operating Permit and Compliance Program) to include an applicability threshold for greenhouse gas (GHG) emissions. As



of August 16, 2013, 310 CMR 7.00: Appendix C applies to any facility which has the federal potential emissions, in the aggregate of 100,000 tons per year of CO₂e (Carbon Dioxide Equivalent) and 100 tons per year of GHG mass basis.

Tighe & Bond recommends that all facilities re-evaluate their fuel combustion sources and greenhouse gas use to determinate potential CO₂ and CO₂e emissions. Facilities with potential emissions in excess of the thresholds will be required to undergo a variety of permitting options to either limit the potential emissions below Title V Permitting requirements or proceed with the permit application process.



Greenhouse Gas Emission Verification is Due December 31!

If your facility is required to verify its 2012 Greenhouse Gas (GHG) emissions reported to the Massachusetts GHG Registry, you'll want to consider beginning the verification process as soon as possible to ensure compliance with the December 31, 2013 deadline. Information about MassDEP's GHG Reporting Program, including recorded trainings and a Verification Process Checklist, is available on [MassDEP's website](#).

EPA Reduces Regulatory Burden for Industrial Facilities Using Solvent Wipes

On July 23, 2013, the U.S. Environmental Protection Agency (EPA) modified the hazardous waste management regulations under the Resource Conservation and Recovery Act (RCRA). This conditionally excludes solvent-contaminated wipes from hazardous waste regulations provided that businesses clean or dispose of them properly. The rule is based on EPA's final risk analysis, which was peer reviewed in 2008 and published for public comment in 2009. The analysis concluded that wipes contaminated with certain hazardous solvents do not pose significant risk to human health and the environment when managed properly.

This final rule excludes wipes that are contaminated with solvents listed as hazardous wastes under RCRA that are cleaned or disposed of properly. To be excluded, solvent-contaminated wipes must be managed in closed, labeled containers and cannot contain free liquids when sent for cleaning or disposal. Additionally, facilities that generate solvent-contaminated wipes must comply with certain recordkeeping requirements, and may not accumulate wipes for longer than 180 days.

If you need additional information contact **Tim Kucab, Environmental Compliance Specialist, at 413-875-1607 or tkkucab@tighbeond.com**.

November 8th – NE Surface Finishing Regional Conference in Plymouth

This should be a great conference if you can attend. Jeff Bibeau also will be there to provide an overview of

environmental and OSHA compliance program requirements that are applicable to metal finishing. His presentation will include an overview of key requirements and will conclude with a compliance calendar summary highlighting key regulatory deadlines. You can find out more about the conference at [NE Surface Finishing Regional Conference](#).



Congratulations to Andrew Klein

Andrew recently earned his certification as a Qualified Individual (QI) for the Oil Pollution Act of 1990 (OPA-90)! A compliance specialist with Tighe & Bond's regulatory compliance services group, this qualification increases his authority in emergency planning, preparedness and response related to marine oil spills. This certification also required completion of OSHA HAZWOPER 24-Hour Incident Commander training.

Reminder: Free Environmental, Health & Safety Breakfast Series this Fall

Environmental, health & safety regulations are constantly changing. To help you stay up to date, we have developed this complimentary information-packed seminar this fall to provide an update regarding current developments in the field. [Click here](#) to find out more and register.



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