

The 2017 environmental reporting season is in full swing, with several important dates coming your way. This month's newsletter brings some common reminders, some upcoming deadlines, and some hot off the press changes and delays to regulatory programs. Please reach out to any of our experts listed below if you have any questions on these changes.

Governor Baker makes changes to the Massachusetts Department of Public Safety

Effective March 27, 2017, programs previously under the purview of the Department of Public Safety have been transferred to the Department of Fire Services and the Office of Public Safety and Inspections. This falls within the Division of Professional Licensure under the Executive Office of Housing and Economic Development.

The newly formed Office of Public Safety and Inspections will continue to handle non-fire-related functions such as hoisting, boilers, buildings, refrigeration, and trenches. Fire-related functions will be transferred to the Department of Fire Services.

If you have questions regarding this change, please contact Wayne Bates at (WEBates@tighebond.com) or 781-708-9847.

EPA Further Delays RMP Rule Amendments to February 19, 2019

On April 3, 2017, the EPA published a proposed rule to further delay the effective date of the RMP rule amendments for 20 months until February 19, 2019. This comes after the EPA received several petitions from industry trade associations (including the RMP Coalition and the Chemical Safety Advocacy Group), as well as the State of Louisiana and 10 other states.

According to a recent statement from the EPA, this action will allow them to further review the numerous petitions for reconsideration of the RMP rule amendments, and take further regulatory action. EPA will hold a public hearing regarding the proposed effective date. Written comments must be received by the EPA by May 19, 2017.

For more information on RMP requirements, please contact Dave Horowitz at (DPHorowitz@tighebond.com) or 413-572-3211.

Massachusetts DEP Suspends Source Registration and GHG Deadlines

As of this newsletter, the MassDEP has yet to finalize the updates to the eDEP online reporting system. These updates are specifically focused on the Greenhouse Gas (GHG) and Source Registration programs.

As such, the MassDEP has suspended the deadlines for 2016 Source Registration and 2016 GHG emissions until further notice. Applicable facilities can expect to receive communication from the MassDEP with updated deadlines later this year.

If you have questions regarding Source Registration or GHG reporting in Massachusetts, please contact Tim Kucab (TKKucab@tighebond.com) or 413-875-1607.

If you would like to reach out to the MassDEP directly, please email air.quality@state.ma.us.

Tighe & Bond Industrial Wastewater Survey: Available Until April 28, 2017

Do you ever wish you could benchmark your industrial wastewater system against others? Since we have heard many times that this is the case, Tighe & Bond is conducting an industrial wastewater survey to assess the current state of existing industrial wastewater treatment systems in operation.

Industrial wastewater treatment plant operators participating in the survey will be provided with a summary of the results that they can use to benchmark their system against similar systems. In addition, all participants will be eligible to receive a gift certificate or free training contact hours! *Remember to complete the survey by April 28th.*

For more information about the survey please contact Bill Potochniak (WMPotochniak@tighebond.com) or 781-708-9843.



Upcoming Deadlines

OSHA's New Standard for Respirable Crystalline Silica - Effective June 23, 2017

OSHA passed a new standard for respirable crystalline silica which is contained in 29 CFR §1926.1153, and general industry standard of 29 CFR §1910.1053. This rule requires engineering controls to keep workers from breathing silica dust commonly present in soil, sand, granite, abrasives and other construction and industrial materials.

This standard is effective and has compliance dates for construction activities on June 23, 2017, and general industry operations on June 23, 2018. The revised standards have a new Permissible Exposure Limit (PEL) that is half the current limit for general industry, and approximately five times lower for construction activities. Plus, the new rule requires the development of a formal Exposure Control Plan.

For more information on this new requirement please contact Alan Stratton (ADStratton@tighebond.com) at 413-875-1604.

MassDEP - Toxics Use Reduction Reports - Due July 1, 2017

The Toxics Use Reduction Act (TURA) requires that Massachusetts companies using large quantities of specific toxic chemicals evaluate and plan for pollution prevention opportunities, implement them if practical, and annually measure and report the results.

This year's toxics use reports, which contain information for calendar year 2016 include several new chemicals that are considered a Higher Hazard Substance(HHS) - each with a 1,000-lb. reporting threshold (i.e., as cyanide compounds, dimethylformamide, hydrogen fluoride, and n-propyl bromide).

For a complete list of chemicals, visit the MassDEP website at: <http://www.mass.gov/eea/docs/dep/toxics/approvals/chemlist.pdf>. Reports are due (filed online or postmarked), by July 1, 2017.

If you have questions on TUR planning or reporting, please contact Ted Karavedas (TMKaravedas@tighebond.com) at 508-471-9610 or Jeff Bibeau (JBibeau@tighebond.com) at 413-572-3243.

EPA's Toxics Release Inventory Reporting - Due July 1, 2017

The reporting year (RY) 2016 versions of TRI-MEweb, the Toxics Release Inventory (TRI) reporting forms and instructions, the TRI chemical list, and the Threshold Screening Tool are now available for facilities to begin reporting for RY 2016. The deadline to submit TRI forms for RY 2016 is midnight on July 1, 2017, and they must be submitted electronically through the TRI-MEweb reporting application.

Each year EPA makes updates to the TRI-MEweb, and this year EPA has incorporated a threshold chemical alert for users that may also need to file a Risk Management Plan (RMP). They have also incorporated a feature that allows users to graphically view their last three years of reporting data. While these features are helpful to the regulated community, they are equally as useful to regulators looking for facilities that exceed certain reporting thresholds.

If you have questions on TRI reporting, please contact Dave Horowitz (DPHorowitz@tighebond.com) at 413-572-3211.

Upcoming Deadlines

All Single-Wall Steel USTs in Massachusetts Must be Removed by August 7, 2017

The Massachusetts Department of Environmental Protection (MassDEP) UST regulations require that all single-wall steel USTs be removed, or permanently closed in place, by August 7, 2017.

Owners and operators of single wall USTs should conduct the following activities to meet this regulatory deadline;

- ◆ Evaluate the feasibility of closure in place or removal to comply with the regulatory requirements.
- ◆ Remove the UST, or close it in-place, prior to the August 7th deadline.
- ◆ MassDEP is allowing Owners to extend the deadline to July 1, 2018 for tanks that are permanently taken out of service by August 7, 2017. UST Owners must comply with the MassDEP Enforcement Discretion letter.
- ◆ Perform a comprehensive assessment of environmental conditions surrounding the UST system in accordance with the Massachusetts Contingency Plan (MCP).
- ◆ If reportable conditions exist under the MCP, mitigate or address these conditions under the direction of a Licensed Site Professional (LSP).
- ◆ Prepare the required regulatory compliance and UST closure documents for submittal to MassDEP.
- ◆ Consumptive Use UST systems do not have to comply with this requirement.

If you have questions regarding this time-sensitive deadline, please contact Jason Perry (JMPerry@tighebond.com) or 413-572-3271, or Gary Roberts at (GMRoberts@tighebond.com) or 413-875-1316.



Conference Center Upcoming Training Dates '17

May 11	4-hour DOT Hazardous Waste Shipping	Westfield
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May 11	2-hour RCRA Hazardous Waste Management	Westfield
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To learn more about our public training sessions or customized training sessions, please contact Dave Horowitz (DPHorowitz@tighebond.com) at 413-572-3211.

Click [here](#) to see our complete conference calendar or to learn more about our public training.

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