

DRAFT

**STATE OF NEW MEXICO
ENVIRONMENT DEPARTMENT
STORAGE TANK COMMITTEE
HAROLD RUNNELS BUILDING
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MINUTES OF THE APRIL 23, 2003 MEETING

The meeting of the Storage Tank Committee (STC) was held at the New Mexico State Capitol Building in Santa Fe, New Mexico on April 23, 2003. Mr. Jim Norton called the meeting to order at approximately 10:00a.m.

Members Present:

Jim Norton, Chair
Jimmy Esparza, STC Member
Ronnie Pynes, STC Member
Joseph Chavarria, STC Member

Members Absent:

Michael Cadigan, STC Member
Anthony Moya, STC Member

Other Representative Present:

Jerry Schoeppner, PSTB	Donna Gary, EPD
Geraldine Madrid-Chavez, NMED	Eileen Shannon, EHD
George Biggs, NMCCA & W	Mike Kreese
R. Bracy	Jennifer Pruett, NMED
Ruben Baca, NMPMA	Stacy Sabol, Intera
Andy Freeman, Hall Environmental	Brad Billings, Billings & Assoc.
Scott Hallenbeck, Hall Environmental	C.T. Irwin, DDM
Joyce Shearer, NMED-PSTB	Anna Richards, PSTB
Mitch Rubenstein	Steve Mastovich
Jane Ann Bode	Kalvin Martin
Connie Faith	

Item #1 (Roll Call)

Geraldine Madrid-Chavez, Administrator, took roll call and noted a quorum was present.

Item #2 (Approval of the Agenda)

ACTION: **Mr. Esparza motioned to approve agenda as presented. Mr. Pynes seconded. Motion carried unanimously.**

Item #3 (Approval of the Minutes)

ACTION: **Mr. Pynes made a motion to approve February 26, 2003 meeting minutes. Mr. Esparza seconded. Motion carried unanimously.**

Item #4 (Update on Corrective Action Fund)

Ms. Donna Gary presented to the Committee an Update on the Corrective Action Fund. Ms. Gary noted that the unobligated balance currently is at \$3,894,381.

Item #5 (Overview of the Petroleum Storage Tank Bureau)

Mr. Jerry Schoeppner introduced Joyce Shearer, Remediation Program Manager, Calvin Martin, Inspection & Prevention Program Manager, Anna Richards, Regulations/IT & Public Information Manager. Mr. Schoeppner stated that the mission of the Petroleum Storage Tank Bureau is “to protect human health and the environment by preventing, detecting, mitigating and remediating releases from tanks that store regulated substances.” Mr. Schoeppner gave a power point presentation and discussed the following:

- Organizational Structure
- Remedial Action Program & Responsibilities
- Regulation & Information Management Program & Responsibilities
- Prevention and Inspection Program & Responsibilities
- Office of Finance and Budget & Responsibilities
- Future Challenges

Item #6 (Update on Regulation Revisions and Recommendations to Environmental Improvement Board on Parts 1, 4-8, and 1, 9-16)

Mr. Jerry Schoeppner asked the members for approval to go to hearing in front of the Environmental Improvement Board.

Ms. Jennifer Pruitt gave a brief background on regulations that will be going in front of the Board and also requested approval by the STC members. Ms. Pruitt informed the members that the first hearing will be on May 8-9, 2003 on Parts 1 and 4 thru 8 and the second hearing will be on June 12-13, 2003 on parts 1 and 9 thru 16.

Ms. Pruitt and the Bureau came up with some language for the Committee is as follows: “Dear EIB – Pursuant to Section 74-6B4 of the statues, the Storage Tank Committee recommends that the Environmental Improvement Board hold a hearing on May 8-9, 2003 on the revision to Parts 1 and 4 – 8 of the Petroleum Storage Tank Regulations

(20.5.1, 20.5.4 thru 20.5.8 NMAC) and on June 12-13, 2003 on the revision to Parts 1 and 9 – 16. As the new Committee Members have not had adequate time to review the proposed revisions the Committee cannot make a recommendation as to whether the Board should adopt each of the proposed revisions. However, the Committee does recommend that the Board hold full and fair hearings on the proposed revisions as soon as possible.”

Ms. Pruitt also asked the Committee to recommend that the Department hold a hearing on revision to Part 17 regulation on the Correction Action Fund Administration – changes required by revisions to the other sections of the regulations.

ACTION: Mr. Pynes made a motion to adopt language for approval of the Petroleum Storage Tank Bureau to go to hearing. Mr. Esparza seconded. Motion carried unanimously.

Item #7 (Other Business)

Mr. Ruben Baca requested a list of Storage Tank Committee Members and their affiliation.

Mr. Ruben Baca asked for an update on the one million dollar Corrective Action Fund.

Mr. Schoeppner stated the bill was signed and the one million will be taken from the Corrective Action Fund and put into the Super Fund.

Item #8 (Next Meeting)

The next meeting will be in Santa Fe, NM on June 18, 2003 at 10:00 am.

ACTION: Mr. Pynes made a motion adjourn. Mr. Esparza seconded. Motion carried unanimously.

Petroleum Storage Tank Chairman