

SCRAP TIRE ADVISORY COMMITTEE MEETING

February 3, 2010
 9:00am - 12:00pm
 Lansing, Constitution Hall, Atrium North
 Rachel Carson Conference Room

MEETING SUMMARY

Name	Affiliation	Phone Number	E-mail Address
Participants			
Allan Huffman	Huffman Rubber	517-568-3353	
Allan Krizek	MDA	517-373-9813	krizeka@michigan.gov
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Craig Detweiler	Entech	574-596-9243	craig@4entech.com
Dan Mullins	C.M. Rubber Recycling	989-465-0200	rebecca.mullins@permalife.com
Don Adams	Viking Energy	231-775-2772	dadams@mcbainpower.com
Jim Huffman	Huffman Rubber	517-568-3353	
Rebecca Mullins	C.M. Rubber Recycling	989-465-0200	rebecca.mullins@permalife.com
Tom Frazier	Michigan Townships Association	517-321-6467	tom@michigantownships.org
DNRE Staff			
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Rhonda Oyer Zimmerman	DNRE-WHMD	517-373-4750	oyerr@michigan.gov
Rich Brim	DNRE-WHMD	517-373-9154	brimr@michigan.gov
Rob Schmeling (on phone)	DNRE-UP District	906-346-3545	schmelir@michigan.gov
Observers			
Susan Kilmer	DNRE-AQD	517-373-1279	kilmers@michigan.gov

Welcome by Rhonda Zimmerman and introduction of participants.

George Bruchmann provided remarks on the Department of Natural Resources and Environment (DNRE) reorganization. A partially complete organizational chart has been released; it is unknown when the rest of the positions will be

filled, where the Scrap Tire Program will land within the chart, or any other timeline.

The September 9, 2009 meeting summary was reviewed. No comments were made, so they will be finalized and placed on the website.

Scrap Tire Cleanup and Market Development Grants: Most FY09 Cleanup grant projects have been completed; three projects needed to be extended in order to completely clean up the tires. The Administrative Board just approved the FY 10 Cleanup Grants that were over \$25,000. FY 10 Cleanup Grants will be announced in the next couple of weeks.

Discussion of Market Development Grants: Three full applications were received for the FY 10 Scrap Tire Market Development Program. They are currently in the review process. A funding announcement should be made in early March.

Michigan Business One Stop: Julie and Rhonda have been working with Michigan Business One Stop to create an electronic scrap tire hauler registration. It should be available next year.

Legislative Report released January 9, 2010. No comments were made by the STAC members on the report that was released.

Update on biomass fuels issue and TDF. Don Adams gave an overview of the current issues with TDF and biomass. The federal government is giving a large incentive for burning wood as fuel (bio-crop assistance) which could make TDF less cost-effective. It was noted that Wyandotte Power Plant has been approved for an increase in TDF.

Continued Discussion of Market Development Grants- how can we ensure successful program/applications- ways to focus on expanding demand rather than production capacity? The discussion centered on increasing the use of tires in civil applications such as road bed projects and rubber modified asphalt (RMA). Some members believe the market development money would be best used to help create an end market for RMA, as opposed to equipment. It was also suggested that market development funds be used to pay for testing of road projects. Discussions with high-level individuals at MDOT would be beneficial- MDOT would have to write specs to use more tires in projects. Training was planned through the Green Highways initiative to use more products in road projects, but it does not look like this training will happen soon.

Develop a plan for addressing and then begin discussion (as time allows) of controversial issues that were not resolved during the initial Work Group process and other issues noted in the Legislative Report to be worked on by the STAC.

- **Whether to require generator record-keeping:** Currently, it is the responsibility of the hauler and collection site to provide complete

paperwork to the generator, usually the collection site will need to sign the manifest and mail it to the generator. There was discussion of haulers and collection sites that are the same entity using pre-signed manifests, so that a complete manifest can be left with the generator when the tires are removed. The law says the manifest must be signed upon delivery. The law must be applied consistently. A future legislative change could allow for haulers and collection sites that are the same entity to provide records at the point of generation.

- **Should the DNRE improve capability to use performance bonds for sites:** Julie and Rhonda explained the performance bond. The committee agreed this should be further discussed.
- **Consider vehicle forfeitures for violations involving those vehicles:** This problem has come up when illegal haulers who have been caught abandon their vehicles, then report them as stolen later. This would require legislative change.
- **Consider increased/improved penalty provisions:** Would require legislative change.
- **Should the DNRE have rule-making authority:** Would require legislative action? Will have further discussion of need for rule-making authority.
- **Consider changing the feed storage location exemption:** The current exemption for agricultural use of scrap tires is 3,000. The DNRE has had requests for variances to allow up to 70,000 tires for agricultural use. Representatives from the Michigan Department of Agriculture do not believe this is a normal occurrence, and believes the current allowance should be adequate. This item will be discussed again at the scrap tire staff meeting and given further consideration.
- **Consider changing the Scrap Tire Cleanup Grant Program to address remaining smaller tire accumulations and farm (switching to sidewall rings) and community cleanups/dumping.** Some committee members expressed interest in funding community clean up days, or funding municipalities to clean up old dump sites. It was noted that communities are currently being funded to clean up old dump sites. This topic has been discussed at scrap tire staff meetings and will continue to be discussed.
- **Consider promoting the use of rubber modified asphalt and other engineered uses of tires:** See Market Development Grant discussion.
- **Address consumer issues concerning the use of time material in sports surfaces and playgrounds:** Place a link on the DNRE scrap tire page to the recently released EPA report indicating there are no health concerns.
- **Discuss potential legislative changes to stagger hauler registration expirations to allow staff the ability to inspect all sites and develop indoor storage regulations:** Indoor storage requirements could be left to the fire marshal and local codes. No current indoor storage requirements have been made because the threat of mosquitoes is smaller.

- **Propose changes to Part 169/Part 115 interface, add back in a definition of commercial scrap tire hauler, and clarify what constitutes visible display of a scrap tire hauler registration number on a vehicle transporting scrap tires (another potential change is to allow either the owner or operator of a collection site to post the required bond):** Need legislative changes in both Part 115 and Part 169 to clarify interface. Discussed posting hauler registration numbers on the outside of the truck with specific color/size requirements. Could look at a current hauler that posts the number to get a realistic estimate of size requirement.
- **Extend the surcharge sunset in the Motor Vehicle Code:** Yes.
- One item was added by a STAC member: It was suggested that DNRE allow a processor to expand to a new location without having to post a new bond. The suggestion was if they are currently exempt from bonding and have been for “x-years” then they can move without posting a new bond. This will also be discussed with staff and at further meetings.

Next meeting dates will be June 9, 2010 and September 1, 2010 from 10:00 am- 2:00 pm in the Rachel Carson Conference Room.