PLAINTIFF'S EXHIBIT
UC-5189

RECEIVED
JAN 31 1979
W. H. BARLOW

UNION CARBIDE

INTERNAL CORRESPONDENCE

CHEMICALS AND PLASTICS

P. O. BOX 471, TEXAS CITY, TEXAS 77590

TO (NAME) Mr. W. H. Barlow
COMPANY Mr. H. P. Brady
LOCATION Mr. W. P. Haskins
Mr. J. C. Ledvina/A. D. Sampson
Mr. J. B. Leverton/F. S. Provenzano/
Mr. D. L. Engle

COPY TO Mr. J. D. Martin - 510
Mr. W. A. Mazzolini/P. D. Smith
Mr. R. R. Rankin
Mr. D. D. Robinson/W. P. Reeves/
Mr. R. M. Ewbank
Mr. J. C. Ronnander/R. E. O'Bryan
Ms. A. P. Yalcinkaya/H. R. Schulz

DATE January 29, 1979

SUBJECT Delegation of EPA Responsibilities for NSPS and NESHAPS Regulations to Texas Air Control Board

The attached notice from EPA, Dallas, concerns the first major delegation of responsibilities for Federal regulations to the Texas Air Control Board (TACB). As indicated in the notice, this plant has one or more units subject to these regulations. Following are the specific situations locally which fall under these regulations:

1) New Source Performance Standards (NSPS, 40 CFR, Part 60)

At the present time, we have no facilities covered by this regulations.

2) National Emission Standards for Hazardous Air Pollutants, (NESHAPS, 40 CFR, Part 61)

a) Vinyl Chloride Monomer (Subparts A and F)

Our Solvent Vinyl Resins process and the associated monomer tank car unloading facilities are presently covered. Please contact J. F. Erdmann or R. E. O'Bryan for any information or assistance needed in situations involving VCM.

b) Asbestos (Subparts A and B)

Any construction, maintenance or operation activities involving the handling of asbestos-containing materials, particularly insulation, are subject to this regulation. Most problems are in the removal and disposal of insulation from pipes and equipment to prevent personnel exposure to air-borne dust and to provide proper disposal. Please contact J. B. Leverton with copies to Ms. A. P. Yalcinkaya and J. C. Ledvina for information and assistance in the situations involving asbestos.

Letter

UCTC 17262

Any contact with the TACB on these matters should be directed to the Health and Environmental Affairs Department to enable us to maintain and use the proper channels of communication already established with this state agency.

As conditions change and other activities at this plant come under these two regulations in the future, proper notification will be made to all concerned. If there are any questions, please contact me for assistance.

Very truly yours,

J. F. ERDMANN

JFE:ir
Attachment

UCTC 17263

United States
Environmental Protection
Agency

Region 6
1201 Elm Street
Dallas TX 75270

Arkansas, Louisiana,
Oklahoma, Texas,
New Mexico

EPA

JAN 19 1979

RECEIVED
JAN 24 1979
J.F.E.

NOTIFICATION OF DELEGATION OF NSPS/NESHAPS
TO THE TEXAS AIR CONTROL BOARD

On November 15, 1978, the Regional Administrator of the Environmental Protection Agency (EPA), Region 6 approved delegation of the New Source Performance Standards (NSPS) and the National Emission Standards for Hazardous Air Pollutants (NESHAPS) to the State of Texas. The State of Texas and the Texas Air Control Board now have the primary responsibility for implementing and enforcing the presently promulgated NSPS and NESHAPS standards and requirements in the State of Texas.

Our records show that one or more units at your plant(s) located in Texas are subject to NSPS, 40 CFR Part 60, and/or NESHAPS, 40 CFR Part 61. Effective immediately, everything required to be submitted, pursuant to present NSPS and NESHAPS regulations, should now be sent in duplicate to the Texas Air Control Board instead of EPA Region 6. Their address is:

Mr. Bill Stewart, P.E.
Executive Director
Texas Air Control Board
8520 Shoal Creek Blvd.
Austin, TX. 78758

If you have any questions regarding this change of responsibility, please call Mr. Stanley Spruiell regarding NSPS, or Mr. Martin Brittain regarding NESHAPS, at (214) 767-2755.

UCTC 17264

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