

# Minutes for Industrial Safety Ordinance Revisions Joint Meeting - 08/15/13

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## Topics

### 1 Call to Order and Introductions

#### Note

Joint Committee Members Present: City Council Member Jim Rogers, Board of Supervisors John Gioia and Federal Glover

Joint Committee Member Not Present: City Council Member Jovanka Beckles

### 2 Public comment on any item under the jurisdiction of the Committee and not on this agenda (speakers may be limited to three minutes).

No Speakers

### 3 Industrial Safety Ordinance Revisions *by Randall Sawyer*

#### Note

The Joint Committee reviewed the changes that were made by the oversight working group and the written comments that were submitted by the oversight working group individual members. The Joint Committee did not object to of the working group suggested changes except adding a definition for excess flaring to the revised ordinance. The Joint Committee reviewed all of the written comments that were received by the individuals from the working group and made the following decisions listed below.

#### Decision

- a. Do not include a definition for excess flaring.
  - b. Section 450-8.014(v) Revise the definition for significant by removing the words "noticeable or"
  - c. Section 450-8.016(a)(6)(F) Revise when the revision will be effective to "Effective April 30, 2014 . . ."
  - d. Section 450-8.016(a)(9)(H) Revise the language to: "For incidents that occur later than April 30, 2014, for those incident investigations that could have reasonably resulted in a catastrophic release, stationary sources shall evaluate and document the use of inherently safer systems as specified in Section 450-8.016(d)(3)(B)(iii) for those recommendations from incident investigations that specify a project involving significant modifications of existing process, or facilities This requirement does not apply to incidents that are classified as a Major Chemical or Accidental Release due to flaring event that is classified as a CWS Level 2 event and there are less than five people seeking medical care."
  - e. Section 450-8.016(a)13)(D)(ii) revise the language to read as follows: "Effective April 30, 2014 . . ."
  - f. Section 450-8.016(a)(13)(D)(ii) revise the language to read as follows: "Effective June 30, 2014 each regulated stationary sources shall develop on-going and site specific leading and lagging indicators that will show the effectiveness of their process safety program performance, including and not limited to the mechanical integrity program element."
  - g. Section 450-8.016(c)(4) revise the language to read as follows: "For incidents that occur later than April 30, 2014, for those incident investigations that could have reasonably resulted in a Major Chemical Accident or Release, stationary sources shall evaluate and document the use of inherently safer systems as specified in Section 450-8.016(d)(3)(B)(iii) for those recommendations from incident investigations that specify a project involving significant modification of existing processes, or facilities. This requirement does not apply to incidents that are classified as a Major Chemical or Accidental Release due to flaring event that is classified as a CWS Level 2 event and there are less than five people seeking medical care."
  - h. Section 450-8.016(d)(3)(A)(iii) Add examples of what is covered as manufacturing costs as
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follows: "total direct manufacturing costs, examples of direct manufacturing costs are operating, maintenance, inspection and replacement costs,"

i. Section 450-8.016(d)(3)(B) Edit this section to read as follows: "For all covered processes, the stationary source shall consider, evaluate and document the use of inherently safer systems in the development and analysis of mitigation items resulting from (i) a process hazard analysis, (ii) management of change on a covered process where there is a significant change in the process configuration or process chemistry as required under Section 450-8.016(a)(6)(F) effective April 30, 2014, (iii) incident investigations as required under Sections 450-8.016(a)(9)(H) and 450-8.016(c)(4) for incidents that occur after April 30, 2014, (iv) Process Hazard Analysis or as a separate Inherently Safety System Analysis of existing processes at the same interval for performing Process Hazard Analysis, and (v) in the design and review of new processes and facilities."

j. Section 450-8.016(d)(5) Revise this section to read as "Effective April 30, 2014"

**Task**  Send the revised proposed revisions to the Industrial Safety Ordinance to the people that are on the interested party list.

Owned by **Randall Sawyer** due **08/20/13**

**Note**

Randy let the Joint Committee that the Chemical Safety and Hazard Investigation Board will be giving us comments on the revised language to the ordinance, to determine if the revisions will address their findings and recommendations in two to three weeks.

**Task**  Work with Lina Velasco to incorporate the proposed revised language into the City of Richmond's Industrial Safety Ordinance.

Owned by **Randall Sawyer** due **08/21/13**

**Task**  Submit the County's proposed revised ordinance to County Counsel for review

Owned by **Randall Sawyer** due **08/20/13**

**Task**  Lina Velasco will send the City's proposed revised ordinance to the City of Attorney for review

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#### **4 Determine future meeting dates and times for Ad Hoc Committee meetings**

**Note**

If the Chemical Safety and Hazard Investigation Board's comments are substantial, another Joint Committee Meeting will be set to address their comments. Minor changes to the language may be done based on the Chemical Safety and Hazard Investigation Board's comments.

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