

Texas Commission on Environmental Quality (TCEQ)  
Office of Air  
Tax Relief for Pollution Control Property Advisory Committee Meeting  
February 8, 2013  
10:00 AM – 11:07 AM  
TCEQ, Austin Campus, Building E, Room 201S with additional non-member participants attending via conference call.

## **Minutes**

### ***Opening Remarks***

1. Call to order.

Mr. Bob Adair called the meeting to order at 10:00 AM

2. Recognition of committee members present and absent.

All members attended the meeting.

3. General comments from committee members and staff.

No comments were received.

4. Public comments policy discussion.

Mr. Adair re-stated the public comment policy. No action was taken.

### ***2012 Committee Draft Annual Report Discussion***

Mr. Adair stated the draft annual report was distributed the previous day. He read the purpose and requirements for the annual report from Article 6.2 of the Advisory Committee's by-laws. Mr. Don Lee suggested adding to the draft annual report a section dealing with subsections g and g-1 from Texas Tax Code Section 11.31. The draft annual report was approved as amended. Mr. Adair indicated it would be distributed within a week or two.

### ***Heat Recovery Steam Generators (HRSG)***

Mr. Adair requested an update from Commission staff regarding the HRSG applications. Chance Goodin of TCEQ staff responded that 23 HRSG applications were remanded to the executive director by the Commission at the December 5, 2012 agenda. Commission staff are conducting further review of the HRSG applications.

### ***Tier III Calculation Methodology***

Mr. Adair noted that the CAP had been discussed at length in 2010. Committee members expressed concerns that the CAP is not an ideal equation and does not appropriately address all situations, but they did not provide any alternative formulas. The committee discussed the possibility of meeting more frequently in order to develop suggestions for different approaches to address Tier III applications. They requested copies of a sample of Tier III applications and the resultant use determinations issued for those applications. Commission staff committed to provide that information the following week.

### ***General Comments from the Public***

The chief appraiser for Ellis County suggested to the committee members that a formula be provided to the appraisal districts that they could apply to calculate a use determination each year.

### ***Action Items***

Provide copies of a sample of Tier III applications by Commission staff.

### ***Adjourn***

The meeting adjourned at 11:07 AM