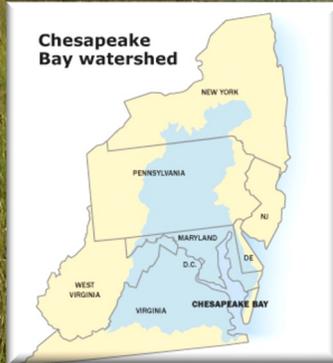


ENVIRONMENTAL & SAFETY SEMINAR



JANUARY 5, 2017

**TROUTMAN SANDERS
BUILDING | DOWNTOWN
RICHMOND, VIRGINIA**

VIRGINIA ASPHALT ASSOCIATION



ENVIRONMENTAL AND SAFETY SEMINAR | JANUARY 5, 2017

Who Should Attend: Employees responsible for Environmental Compliance at Company Facilities such as Asphalt Plants, Quarries, Asphalt/Emulsion Facilities and other Locations under DEQ Regulation with Storm Water and Air Permits. Employees responsible for Safety Compliance at plants and field operations where silica dust is generated such as milling and crushing; organizations responsible for the inspection of milling operations.

Registration Fee: **Members \$140.00 | Non-Members \$190.00**
Includes Breaks, Lunch, Handout Materials.

Registration Time: 8:00am to 9:00am

Program Time: 9:00am to 2:00pm

Registration Deadline: **December 23, 2016**

Location: Troutman Sanders Building, 1001 Haxall Point,
Richmond VA, 23219



Parking: Available Under Troutman Sanders Building. Parking will be Validated

TROUTMAN SANDERS LLP



Andrea Wortzel's is the current environmental consultant for VAA. Her practice focuses on water quantity and water quality issues, including water rights, water supply planning, and water withdrawal permitting, as well as discharge permitting and TMDL development and implementation. She coordinates a growing and influential stakeholder group focused on water supply issues in the Commonwealth of Virginia. Beyond her water practice, Andrea advises clients on endangered species issues, landfill permitting and compliance, waste permitting, environmental compliance and audit programs and environmental enforcement defense. Andrea also regularly counsels clients on legislative and regulatory strategies to promote her clients' objectives



Carroll W "Mack" McGuffey III practices environmental law as a partner in Troutman Sanders' Atlanta office and specializes in regulatory compliance under the Clean Air Act. He represents utility and industrial clients on a number of important air quality issues, including climate change regulations, permitting requirements for the construction and operation of industrial sources, applicability of and compliance with industry-specific emission standards, and visibility. Mack has defended his clients in a wide variety of environmental enforcement actions and helped them participate in numerous EPA rulemaking actions.



Richard Gerakitis is a partner in the Labor & Employment practice and handles a variety of complex commercial litigation matters. He has more than 30 years of experience in litigation, mediation and arbitration. Richard handles all types of employment matters, representing management in both union and nonunion settings. His specialties include trade secret claims, non-competition covenants, employee breach of fiduciary duty claims, individual and class actions involving Title VII sex discrimination, religious discrimination and race discrimination claims, age discrimination claims (ADEA), retaliation claims, Sections 1981, 1983 civil rights claims, Fair Labor Standards Act (FLSA), workplace safety (OSHA), Sarbanes-Oxley and other whistleblower statutes and disability discrimination claims (ADA). He also represents employers and employees in the negotiation of employment contracts.



Patrick Fanning works in tandem with Andrea as a VAA environmental consultant. He is an associate in the firm's Environmental and Natural Resources practice. His practice covers a variety of matters arising under the Clean Water Act and other environmental statutes. He has experience representing local governments and public water, wastewater, and stormwater utilities, regularly advising them on permitting, planning, compliance, and enforcement. Much of Patrick's work is in the Chesapeake Bay watershed, where he assists clients with Chesapeake Bay TMDL compliance strategies, including nutrient credit trading. Patrick also maintains active legislative advocacy and litigation practices.

SCHEDULE OF EVENTS

9:00

WELCOME

Trenton Clark, VAA

9:05 - 10:00

STORM WATER PERMITS, BAY TMDL REPORTING

Allan Brockenbrough, DEQ; Andrea Wortzel & Patrick Fanning, Troutman Sanders

Virginia is preparing to move into Phase III of its Watershed Implementation Plan for the Chesapeake Bay TMDL. What does this mean for asphalt plants? An overview of the Bay TMDL requirements and Virginia's implementation process will be provided. Special emphasis will be placed on the monitoring requirements found in industrial stormwater permits and the development and implementation of Chesapeake Bay TMDL Action Plans. Allan Brockenbrough with the Virginia Department of Environmental Quality will share the agency's goals and expectations for implementation of the Bay TMDL.



Allan Brockenbrough is a career employee at the Department of Environmental Quality. He spent his first 17 years at the agency managing the municipal VPDES permitting section in DEQ's Piedmont Regional Office. In 2002 he moved to the water permitting section in DEQ's Central Office where he served as the VPDES water quality modeling coordinator as well as the manager of the nutrient trading program for the Chesapeake Bay watershed. He is currently the manager of the VPDES permitting program in DEQ's Central Office.

10:00 - 10:30

AIR PERMITS, CHANGES & REMINDERS

Mack McGuffey, Andrea Wortzel & Patrick Fanning, Troutman Sanders

An overview of the most common air permitting issues affecting asphalt plants will be provided. This will include an explanation of when air permitting requirements are triggered and the federal and state guidance applicable to air permitting for asphalt plants.

10:30 - 10:45

BREAK

10:45 - 11:15

JOINT EPA/OSHA ENFORCEMENT

Richard Gerakitis, Troutman Sanders

Increasingly, OSHA and environmental agencies have been working together to coordinate site visits and refer potential enforcement actions to each other. A discussion of this trend, and an overview of recent OSHA enforcement actions against asphalt plants, will be provided.

11:15 - 12:00

OSHA SILICA RULING

Dr. Howard Marks, NAPA

In March 2016, OSHA released its final silica rule or standard known as a permissible exposure limit (PEL). Decades in the making and years under the regulatory review process, the final rule provides some relief for employers who utilize various types of engineering controls on equipment that abrades aggregate or other silica bearing materials. Attendees will learn about how the rule impacts the asphalt paving industry.



Dr. Howard Marks is the Director of Environmental and Regulatory Affairs for the National Asphalt Pavement Association (NAPA). He has over 15 years experience in the asphalt industry, and additional experience in manufacturing operations - all with EH&S-related issues such as the impact of various technologies, products, or mixes on worker health and the environment.

12:00 - 1:00

LUNCH

1:00 - 1:45

VOSH ASSISTANCE & ENFORCEMENT

Deonna Hargrove & Dennis Edwards, Virginia Department of Labor & Industry

This presentation will focus on the VOSH expectations necessary to meet compliance with the new Silica Rule, what to expect if contractors have a VOSH inspection and the services provided by and benefits of the VOSH Consultation program.



Deonna J. Hargrove is the Central Region Health Compliance Director for the Virginia Department of Labor & Industry (DOLI) and is responsible for the regulatory enforcement of Virginia's Occupational Safety and Health (VOSH) regulations.



Dennis Edwards is the Consultation Program Manager and is responsible for assisting employers with voluntary compliance of VOSH regulations.

1:45 - 3:00

PANEL & OPEN FORUM ON SILICA REGULATIONS

Tom Chastain, Wirtgen; Kyle Hammon, Roadtec; Dr. Howard Marks, NAPA; Ken Olsen, Slurry Pavers; A. J. Lee, Caterpillar; Deonna Hargrove & Dennis Edwards, Virginia Department of Labor & Industry

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•**The Westin**, 6631 West Broad Street, Richmond 23230
800.937.8461

•**Hampton Inn Glenside**, 5406 Glenside Dr. Richmond
VA 23228 855.213.0582

Hotels In the City Close to Troutman Sanders Building

•**Omni Richmond**, 100 S 12th Street, Richmond VA
23219 | 804.344.7000

•**The Berkeley Hotel**, 1200 E Cary Street Richmond VA
23219 | 888.780.4422

