

## NEW JERSEY CLEAN AIR COUNCIL

### Clean Air Council Members

Toby Hanna, P.E., Chairman  
Joseph Constance, Vice Chairman  
Mohammad "Ferdows" Ali  
Leonard Bielory, M.D.  
Sara Bluhm  
Michael Egenton  
John Elston  
Manuel Fuentes-Cotto  
Howard Geduldig  
Robert Laumbach, M.D.  
Pam Mount  
Richard E. Opiekun, Ph.D.

### Clean Air Council Members

Joyce Paul  
Nicky Sheats, Esq., Ph.D.  
Joseph Spatola, Ph.D.  
Kenneth Thoman

### Clean Air Council Liaison

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Draft Approved: March 9, 2011

### **NJ CLEAN AIR COUNCIL MEETING RECORD**

February 9, 2011, 9:30 a.m.  
IBEW, Local 94  
219 Franklin St.  
Hightstown, NJ 08520

**CALL TO ORDER:** Toby Hanna opened the meeting.

**COUNCIL MEMBERS PRESENT:** All of the Council members were present with the changes noted below.

**EXCUSED:** Manuel Fuentes-Cotto, Pam Mount, Joseph Spatola

**REPRESENTED:** Michael Egenton by Sathish Pushpala, Conoco Phillips-Bayway Refinery

**SPEAKERS:** Bill O'Sullivan, Director, Division of Air Quality; Olga Boyko, Bureau of Technical Services

**PUBLIC:** John Gray, NJDEP, Environmental Justice Program; Scott Ross, NJ Petroleum Council

### **Meeting Record**

Roll call was taken. Ken Thoman made the motion to approve December minutes as submitted. Mohammad "Ferdows" Ali seconded the motion. Richard E. Opiekun made the motion to approve January minutes as submitted. Dr. Leonard Bielory seconded the motion. The minutes for December 2010 and January 2011 were approved by unanimous vote.

## Administrative Report

*Presented by Bill O'Sullivan, Director, Division of Air Quality*

- 1. Proposed Disapproval of New Jersey's Infrastructure State Implementation Plan For Fine Particulate Matter** – USEPA proposed disapproval of our Infrastructure State Implementation Plan (SIP) for Fine Particulate Matter (PM<sub>2.5</sub>) for the daily standard because it does not conclusively demonstrate that N.J. will not contribute significantly to nonattainment in other states. NJDEP commented that EPA should approve because New Jersey's rules now regulate all major sources of fine particles.
- 2. Pilot Air Quality Flag Program in Southern New Jersey** – The Air Program is developing a pilot program with Southern New Jersey schools to increase education on air quality to enable protective action to reduce exposure. Schools will be selected from schools identified by the Pediatric/Adult Coalition of New Jersey (PACNJ) as asthma-friendly.
- 3. Power Plant Permits** – With the new LCAP legislation, which allows investment to be recovered over 15 years, there is increased interest in building new power plants.
- 4. USEPA's proposed allocation provisions for its rules limiting interstate transport of air pollution** – NJDEP supported USEPA's efforts to retain states' rights to allocate allowances to the affected sources; and recommended annually updating the allocation based on a 3 year rolling average, similar to New Jersey's successful NO<sub>x</sub> budget rules (rather than USEPA's originally proposed fixed allocation which has generated much adverse comment).
- 5. Publicly-Owned On-Road Vehicles and Off-Road Equipment to Begin Retrofit Process in 2011** – The last sector to be regulated under the Diesel Retrofit law, local, county and state agencies will begin to retrofit their 8,000 diesel vehicles and non-road diesel equipment in 2011. Significant outreach, including workshops, will be held in the spring, in advance of the September 1, 2011 deadline to identify the vehicles and submit cost estimates.
- 6. 2005 USEPA National-Scale Air Toxics Assessment** – The final results of the USEPA 2005 National-Scale Air Toxics Assessment (NATA) are anticipated to be released to the general public soon. NATA includes information on country-wide emissions, modeled ambient air concentrations, exposure, and risk for 139 of the 187 Clean Air Act hazardous air pollutants (HAPs), plus diesel particulate matter. While air toxics risk is declining compared to past NATA data, there are still about 20 hazardous air pollutants with significant risk in NJ. Diesel particulate has the greatest risk.
- 7. GHG BACT** – EPA's rules requiring evaluation of best available control technology (BACT) for greenhouse gases (GHG) will have little impact on N.J. Only 2 pending applications trigger GHG BACT, which is easily documented for those projects.

8. **Ozone Improvement** – On January 19, 2011, NJDEP requested USEPA make a determination that the New York-Northern New Jersey-Long Island (NY-NJ-CT) ozone nonattainment area is meeting the 1997 8-hour ozone standard (85 ppb). Previously, NJDEP requested a 1 year extension for the Philadelphia area to meet the standard.
9. **Particulate Improvement** – Air staff are working on a request to redesignate New Jersey as attainment for the fine particulate NAAQS because of reduced levels for the last 3 years.

### **NATA Presentation**

*Presented by Olga Boyko, Bureau of Technical Services*  
Ms. Boyko presented National Air Toxics Assessment (NATA) Update.  
The presentation is on file.

### **NEW BUSINESS/OLD BUSINESS**

- Members discussed the distribution of the 2011 Clean Air Council Brochure.
- Chairman called for motion to adjourn the meeting. Robert Laumbach made the motion to adjourn, seconded by Mohammad “Ferdows” Ali. The meeting was adjourned at 12:12 p.m.

### **ARTICLES OF INTEREST**

- News Articles

### **NEXT MEETING**

March 9, 2011  
EOHSI (Rutgers)  
170 Frelinghuysen Rd.  
Piscataway, NJ 08854