

NEW JERSEY CLEAN AIR COUNCIL

Clean Air Council Members

Michael Egenton, Chairman
James Blando, Ph.D., Vice Chairman
Ferdows Ali, Ph.D.
Jorge H. Berkowitz, Ph.D.
Leonard Bielory, M.D.
Joseph Constance
Hugh DeFazio, Jr., Esq.
John Elston
Elease Evans
Gene Feyl
Toby Hanna, P.E.
Marcelino Iglesias
Richard M. Lynch, Ph.D.

Draft Approved: 1/11/06

Clean Air Council Members

John Maxwell
Joseph Spatola, Ph.D.
Kenneth Thoman
Junfeng (Jim) Zhang, Ph.D.
Irwin Zonis

Clean Air Council Liaison

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CAC Web Site

<http://www.state.nj.us/dep/cleanair>

NJ CLEAN AIR COUNCIL MEETING RECORD

December 14, 2005, 9:30 a.m.

NJ Infrastructure Trust
3131 Princeton Pike
Building 6, 2nd Floor, Suite 201
Lawrenceville, NJ 08648

CALL TO ORDER: Michael Egenton opened the meeting.

COUNCIL MEMBERS PRESENT: All of the Council members were present with the changes noted below. (See Attachment 1 – Attendance Sheet)

SPEAKERS: Bill O’Sullivan, Director, Division of Air Quality; Wolf Skacel, Assistant Commissioner; Compliance & Enforcement (C&E), Edward Choromanski, Administrator, Air C&E

PUBLIC: Kelly Moretta, Schering-Plough Corp., Tony Russo, Chemical Council of NJ; David Brogan, NJBIA; Gary Griffin, ESMC; Kati Watson, Watson Consulting

Meeting Record

Roll call was taken. Chairman called for motion to approve the November minutes. Irwin Zonis made the motion to approve the November minutes as submitted. Jorge Berkowitz seconded the motion. The November minutes were approved by a unanimous vote.

Administrative Report

Presented by Bill O’Sullivan, Director, Division of Air Quality:

- SIP—The three state SIPs are due to EPA in 2007 and 2008; RACT rules for major sources are due to EPA in the fall of 2006.
- Preconstruction Permitting Progress Report—Two new general permits (GP) have been finalized for metal finishers and SEGAP (small emitting general air permits).

The first GP was published in the November 21, 2005 NJ Register; the latter will be published in a December, 2005 NJ Register.

- Operating Permit (OP) Backlog Status—All but one Title V permit has been issued.
- Air Toxics—General Accounting Office (GAO) is conducting a review of EPA's Air Toxics Program. The GAO is evaluating innovative approaches employed by state and local agencies to regulate air toxics that might be incorporated into the federal program. NJ's program was one of the 5 chosen to be evaluated.
- Rule proposal—A fee increase for minor facilities will appear in the December 19, 2005 New Jersey Register. The increased fees are estimated to raise approximately \$9,000,000. Fees for significant modifications are also included.
- Mobile Sources—The Cal-LEV rule to be adopted shortly. Greenhouse gas standards emissions standards for motor vehicles are already part of the rule.
- Next Generation of Inspection System—Significant evaluation of the motor vehicle system is ongoing. A stakeholders meeting was held on November 30, to discuss the major design elements of the inspection program, including both safety and emissions aspects. A report on the options and alternatives will be published. This may be a good topic for the 2007 public hearing.
- Ultra-Low Sulfur Diesel Fuel (ULSD) —EPA recently issued revisions to its highway ULSD fuel rule allowing a 45-day extension to October 15, 2006 for final comments.
- Diesel Program—The DEP Diesel team is proceeding with rulemaking for the diesel retrofit law under the statutorily mandated 9-month timeline.
- New legislation—Senator Bob Smith introduced S2806, which would establish a NJ Commission on Global Climate Change. The chairperson of the CAC would be a member of this Commission.

Compliance & Enforcement (C&E) Update

Presented by Wolf Skacel, Assistant Commissioner; Edward Choromanski, Administrator, Air C&E: (See Attachments 3, 4, Distributed at meeting)

NEW BUSINESS/OLD BUSINESS

- Review December Minutes
- Annual Public Hearing Update—The brochure was reviewed. John Elston to submit revised text. Rich Lynch to submit edited version as soon as possible. Each member was asked to submit three names and contact information as suggested speakers.
- Discussed outreach to Valorie Caffee that CAC is available to assist Governor's office with clean air issues.
- Jorge Berkowitz suggested that the CAC be pro-active in air toxics/EJ issues. **(See Attachment 2, Distributed at meeting)**
- Invite Linda Bonanno to CAC meeting to present results on Paterson Air Quality project.
- Motor Vehicle Commissioner Stakeholders Meeting—Irwin Zonis attended the meeting held on November 30, 2005. Opinions on specific points were asked of the 25-member panel. The points included:
 - a dual inspection system consisting of contractors and private inspection facilities with a 70/30 split. If an 80/20 split, private facilities may be squeezed out.
 - More control of system if managed by a contractor.
 - No follow-up meeting scheduled.
 - Gary Sondermeyer presented overview.

- Chris Salmi gave in-depth presentation.
Drive-up kiosk option using OBD card was suggested.
Strong recommendation that an electronic confirmation that vehicles passed inspection before new registrations issued.
70% of school busses fail inspections (more than 2” tears in seats results in failures).
Wealth of information but no consensus was reached.
Draft letter to Sharon Harrington.
- Chairman called for motion to adjourn the meeting. Jim Zhang made the motion, seconded by John Maxwell. The meeting was adjourned at 12:35 p.m.

ARTICLES OF INTEREST

- New Clips

NEXT MEETING

January 11, 2006, 9:30 a.m., UMDNJ—School of Public Health, Piscataway/New Brunswick Campus Administrative Office, 683 Hoes Lane West. 3rd Floor, Room 3-B
Piscataway, NJ 08854