

**AIR RESOURCES COUNCIL  
MINUTES OF MEETING #208  
06/18/12**

**MEMBERS PRESENT:** Chairman Robert Duval, William Smagula  
Georgia Murray (via conf. call), Steven Walker,  
Deborah Chabot, Ryan Bielagus Debra Hale,  
Raymond Donald, Carmela Amato-Wierda

**MEMBERS NOT PRESENT:** Vice-Chairman David Collins

**NHDES – ARD PERSONNEL:** Craig Wright, Anne Keach, Paula Scott, Gary Milbury  
E. Nixon, Michele Roberge

**OTHER INTERESTED PARTIES:** David Conley, Esq., Hearings Officer, NHDoJ

**Call to Order:**

Chairman Duval called Meeting #208 of the Air Resources Council (ARC) to order at 9:07 a.m. on Monday, June 18, 2012. Chairman Duval announced that a quorum of the ARC was present.

**Approval of Minutes:**

William Smagula entered a motion to accept the minutes of meeting #207. Carmela Amato-Wierda seconded the motion. All were in favor. The motion carried. The minutes of ARC meeting #207 were approved and accepted by the ARC.

**Division Activities & Legislative Update:**

Chairman Duval introduced Craig Wright, Acting Director of the Air Resources Division (ARD). Mr. Wright informed the members of the ARC that Assistant Commissioner Vicki V. Quiram of Billerica, Massachusetts was confirmed by the Governor and Executive Council. He added that Assistant Commissioner Quiram's background is in engineering and has extensive experience in the public works sector.

Chairman Duval requested that Assistant Commissioner Quiram be invited to the July 16, 2012. Mr. Wright agreed to extend the invitation. Mr. Wright provided members of the ARC with an update regarding the following issues relevant to the Air Resources Division:

**Legislation**

Mr. Wright discussed the following legislative issues impacting the Air Resources Division this session, including:

HB 1490 – repealing New Hampshire's regional greenhouse gas initiative cap and trade program for controlling carbon dioxide emissions. This bill replaces the greenhouse gas emission reduction fund with the energy efficiency fund, lowers the rebate threshold for auction proceeds to \$1, and allocates the remaining proceeds received by the state from the sale of allowances to core energy efficiency programs funded system benefits charges. The bill also requires the legislative oversight committee on electric utility restructuring to monitor and report on certain core energy efficiency programs.

The bill contains a contingent repeal of New Hampshire's RGGI cap and trade program if two or more New England states withdraw or agree to withdraw from participating in the initiative or if a state which has at least ten percent of the total load of the New England states participating in the initiative withdraws or authorizes withdrawal from participation in the initiative.

### Permitting Activities

Mr. Wright announced that Wheelabrator-Claremont is renewing the facility's Title V Permit. The ARD will hold a public hearing on June 26, 2012, at the Claremont Senior Center at 6:00 p.m. Mr. Wright added that the permit may be appealed.

Mr. Wright stated that the Dartmouth-Hitchcock Medical Center has applied for a permit modification to implement a large scale liquefied natural gas project involving the conversion of #6 fuel oil burners to natural gas.

Mr. Wright confirmed that the on-line Permit-By-Notification system for sand and gravel operation is operating and streamlines the processes for sources to move operations to varying sites through the notification process.

### 2012 Air Conference

Mr. Wright reminded members of the ARC to attend the 2012 Air Conference at the Center of New Hampshire in Manchester, on June 19, 2012.

### Status of Appeals:

Chairman Duval introduced Paula Scott, Appeals Clerk. Ms. Scott provided members of the ARC with the following status of appeals:

Docket No. 11-10 ARC – Public Service of New Hampshire (PSNH) regarding the NHDES Final Determination of Baseline Mercury Input. On August 22, 2011, the ARC accepted the Appeal. Ms. Scott reported that a Pre-Hearing Conference was held on October 17, 2011 and a hearing on the matter is scheduled for March 19, 2012. On October 31, 2011, the Appellant's Request for information was received. On January 27, 2012, an Assented-To Motion to Reschedule Hearing was filed. On January 31, 2012, PSNH submitted Expert Disclosure. On February 10, 2012, an Order on Motion to Reschedule Hearing was issued with a new hearing date of May 21, 2012.

On February 15, 2012 a Notice of Conflict and Assented-to-Motion to Continue the Hearing was received. On February 21, 2012 Sarah Knowlton filed an appearance representing PSNH. On March 12, 2012, PSNH Filed and Assented-to Motion to Revise Certain Deadlines. On May 21, 2012, the Assented-to Motion was granted and hearing date of June 18, 2012 was scheduled. On June 1, 2012, exhibits from the Appellants and the NHDES were received. The NHDES witness list was received on June 8, 2012, and PSNH's witness list was received on June 12, 2012. A Hearing on the matter will follow the regular meeting of the ARC at 10:00 a.m.

### New Business

No new business was conducted by the ARC.

### Other Business

Chairman Duval set the next meeting of the Air Resources Council to be held on June 18, 2012.

### Public Commentary

No members of the public were in attendance.

### Adjourn

Having no further business to discuss, William Smagula entered a motion to adjourn. Steven Walker seconded the motion. All were in favor. Meeting #208 of the Air Resources Council adjourned at 9:25 a.m. on June 18, 2012.