

**AIR RESOURCES COUNCIL
MINUTES OF MEETING #236
12/14/15**

MEMBERS PRESENT: Chairman Robert Duval, Vice-Chairman David Collins, Kris Blomback, Deborah Chabot, Carmela Amato-Wierda, Georgia Murray (via. Conf. Call), Mark Lambert, Raymond Donald

MEMBERS NOT PRESENT: Ryan Bielagus, William Smagula

NHDES – ARD PERSONNEL: Craig Wright, Michele Roberge, Padma Baru, Gary Milbury, Todd Moore, Karla McManus

OTHERS PRESENT: Anne Keach

Call to Order:

Chairman Duval called Meeting #236 of the Air Resources Council (ARC) to order at 9:00 a.m. on Monday, December 14, 2015. Chairman Duval announced that a quorum of the ARC was present.

Approval of Minutes:

Carmela Amato-Wierda entered a motion to accept the minutes of meeting #235. Kris Blomback seconded the motion. Raymond Donald abstained. All others were in favor. The motion carried. The minutes of ARC meeting #235 of November 16, 2015, were approved and accepted by the ARC.

Division Activities & Legislative Update:

Chairman Duval introduced Craig Wright, Director of the Air Resources Division (ARD). Director Wright briefly updated members of the ARC regarding issues relative to the ARD, including:

NHDES Annual Employee Awards

Director Wright announced that Michael O'Brien of the ARD Compliance Bureau was awarded the Compliance Assurance Award honoring his work in facility stack testing protocol and procedures. Director Wright added that Chris Skoglund of the ARD Technical Services Bureau was a nominee for the Employee of the Year Award for his climate change work.

Permitting

Kinder Morgan Pipeline – NHDES-ARD Permitting and Environmental Health staff attended a meeting in Temple, NH to discuss the NHDES permitting review process on November 19, 2016. No application has been filed by the source at this time. Director Wright suspected that the source will file an application with the Site Evaluation Committee (SEC) after the first of the year. He added that the ARD reports Findings of Completeness to the SEC.

Personnel

Director Wright reported that the ARD received eleven applications for the position of Administrator of the Compliance Bureau. After completing initial interviews, the interview team will be contacting four of those applicants for an additional interview. Director Wright stated that he expects to have this position filled by mid-January, 2016.

Regional Greenhouse Gas Initiative (RGGI) Auction

Director Wright reported that the Regional Greenhouse Gas Initiative (RGGI) Auction on December 2, 2016, sold CO₂ allowances for the clearing price of \$7.50. 15,374,274 CO₂ allowances were sold at the Auction with bids ranging from \$2.05 to \$10.01 per allowance. The RGGI Auction generated \$115.3 million for reinvestment in strategic programs, including energy efficiency, renewable energy, and GHG abatement programs. Cumulative proceeds from all RGGI CO₂ allowance auctions exceed \$2.3 billion dollars. The next RGGI Auction is scheduled for March 9, 2016.

Env-A 3300, Municipal Waste Combustion

Karla McManus, Planning and Rules Manager and Padma Baru, New Source Review Program Manager presented the proposed amendments to Env-A 3300, *Municipal Waste Combustion*. Ms. McManus stated that Env-A 3300, *Municipal Waste Combustion*, is due to expire on February 2, 2016. This rule establishes the operating and performance standards for existing municipal waste combustion (MWC) units with the capacity to combust greater than 35 tons per day of municipal solid waste to comply with federal regulations promulgated pursuant to section 111(d) and section 129 of the Clean Air Act and state regulations promulgated under RSA 125-C:10-a and RSA 125-M:3.

The ARD is proposing to readopt Env-A 3300 with minor changes and clarifications. The three tables in the rule are being incorporated by reference and moved to the appendix. Legislation (LSR # 2016-2859) has been introduced to modify the limits in RSA 125-C:10-a. If those changes go through at the legislature, we can update the appendix of the rule at that time.

Chairman Duval asked how many facilities will be affected by the proposed amendments to Env-A 3300. Ms. Baru informed members of the ARC that that proposed revision will affect one facility in Claremont and one facility in Concord.

Vice-Chairman Collins asked what percentage of the rules are incorporating changes in this way (incorporated by reference). Ms. McManus responded that approximately ten percent of the ARD's rules are incorporating by reference to federal regulations. Ms. McManus added that by doing so, dual standards are eliminated and the rules are clearer in the long run and assured members of the ARC that the ARD will carefully consider adoption of appendices in future rulemaking efforts.

Chairman Duval instructed Ms. McManus to provide outreach to Katherine Lajoie et. al during the rulemaking process. Ms. McManus agreed to provide outreach to those specific concerned parties.

Chairman Duval entered a motion to accept the proposed amendments of Env-A 3300. Carmela Amato-Wierda seconded the motion. All were in favor. Env-A 3300 was accepted by the ARC for review. Chairman Duval instructed members of the ARC to contact Vice-Chairman Collins with further comments regarding Env-A 3300 within fifteen days.

Status of Appeals

Currently, there are no appeals before the ARC.

New Business

No new business was discussed.

Other Business

Chairman Duval scheduled the next meeting of the ARC to be held on Monday, January 25, 2016.

Public Commentary

No members of the public were present.

Adjourn

Having no further business to discuss, Raymond Donald entered a motion to adjourn, seconded by Mark Lambert. All were in favor. Meeting #236 of the Air Resources Council adjourned at 9:45 a.m., on December 14, 2015.