

**AIR RESOURCES COUNCIL
MINUTES OF MEETING #238
09/20/16**

MEMBERS PRESENT: Chairman Robert Duval, Vice-Chairman David Collins, Ryan Bielagus, William Smagula, Kris Blomback, Raymond Donald, Deborah Chabot, Georgia Murray (via Conf. Call)

MEMBERS NOT PRESENT: Mark Lambert

NHDES – ARD PERSONNEL: Craig Wright, Evan Mulholland, Mark Ledgard, Anne Keach, Karla McManus, Mike Fitzgerald, Steve Cullinane, Gary Milbury, Joseph Fontaine, Gary Milbury, Chris Skoglund

OTHERS PRESENT: Valerie David

Call to Order:

Chairman Duval called Meeting #240 of the Air Resources Council (ARC) to order at 9:04 a.m. on Monday, September 20, 2016. Chairman Duval announced that a quorum of the ARC was present.

Approval of Minutes:

Vice-Chairman David Collins entered a motion to accept the minutes of meeting #240. Kris Blomback seconded the motion. All were in favor. The motion carried. The minutes of ARC meeting #239 of July 18, 2016, 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:

Permit Issued

Director Wright informed the Council that DCI in Lisbon, NH, a furniture manufacturing facility, was issued a permit on Sept. 9, 2016, for a wood-fired boiler. There have been public comments and there may be a possible appeal. The concerns expressed were visible emissions from a 1935 boiler subject to a higher opacity standard. DCI uses small wood-fired boilers to burn scrap wood for heat. The permit requires a compliance inspection within first six months.

Concord Steam

Concord Steam will be shutting down in the spring of next year. The City of Concord will be applying for a boiler permit with the Air Resources Division. Liberty Utilities is buying Concord Steam and this will affect many buildings that use this heating system. Liberty Utilities is not going to run the steam plant but is hoping to acquire the customer base and convert the buildings to natural gas.

Permit Issued

Temporary Permit issued to Eversource Energy – Merrimack Station on Sept. 1, 2016. Director Wright stated that this is the final piece of the puzzle to the finalization of the Non-attainment plan at Merrimack Station. The Conservation Law Foundation and Sierra Club have submitted a number of comments related to the issuance of this permit. DES adequately feels they have addressed the comments in the findings. This permit incorporates sulfur dioxide limits into their permit monitoring. No monitoring violations.

Emergency Rulemaking Petition

July, rulemaking petition filed by a Northeastern pipeline health study group regarding the Northeast direct pipeline, Kinder Morgan concerning natural gas/fracking issues. Also of concern are possible air toxics from fracking, and transport of natural gas. DES is doing a comprehensive study.

Multi - purpose grant - EPA Region I Clean Power Plan

50 million dollars available for all of the states of which NH received 272 thousand dollars. ARD received 233 thousand dollars with 2 years to spend the money. EPA adopted New Wood Stove Standards for residential wood stoves with partial delegation of authority. .DES will work with retailers making sure that they are selling compliant wood stoves. There will be wood smoke monitoring in Laconia and Plymouth. All new wood stoves must be compliant with the new standard.

Eastern New England Governors/Eastern Premiers Presentation: 2001 NEG/ECP Regional Climate Change Action Plan

Presented by Mike Fitzgerald, Assistant Director and Chris Skoglund, Climate & Energy Program Manager

NEG/ECP Membership

Eastern United States: Connecticut, Maine, Massachusetts, New Hampshire Rhode Island, and Vermont

Canadian Eastern Provinces

New Brunswick, Nova Scotia, Prince Edward Island, Newfoundland Labrador, and Quebec

- GHG Emissions Goals
- Short-Term: Reduce GHG Emissions to 1990 levels by 2010
- Mid-Term: Reduce by at least 10% below 1990 levels by 2020
- Long-Term: Reduce to 75-85% below 2001 levels by 2050

Deliverables & Timetable: January 2016- August 2016

- Proposed Goal: Develop high-level framework for regional action.
- Align cross-border analytical capacity (Ongoing).
- Develop network of staff (Completed).
- Prepare a Strategic Framework of high-level options for 40th NEG/ECP (Completed).

Deliverables & Timetable: August 2016 – August 2017

Proposed Goal: Develop complete Regional Climate Change Action Plan

- Select specific options within framework.
- Model GHG emission reduction impact of options
- Select specific options for consideration by CCSC, TAQC and NICE and then by COE.
- Development of potential implementation plans for actions approved by COE.
- Develop a draft final Climate Change Mitigation Plan to Submit to the NEG/ECP for consideration and adoption.

Six Categories of Options

1. Energy Supply & Transmission
2. End Use and Distributed Energy
3. Transportation
4. Cross-Cutting
5. Government Leadership by Example
6. Natural Resources

Policy Tools to Consider

1. Inventorying & Modeling
2. Research & Development
3. Education and Outreach
4. Financing & Incentives
5. Regulatory (e.g., market-based programs)
6. Other (e.g., partnership with private sector)

Current and Future Analytical Support: Technical Resources

Lead Inventory and Modeling Resources

- Northeast States for Coordinated Air Use Management (NESCAUM)
- Quebec

Support

- Individual state and provincial GHG inventory staff.

Rulemaking Update

Vice Chairman Collins introduced Karla McManus, Planning and Rules Manager and Steven Cullinane, Asbestos Program Manager.

Proposed Readoption of Env-A1800 *Asbestos Management and Control*

Ms. McManus spoke to the proposed readoption with amendments to Env-A 1800 *Asbestos Management and Control with stakeholder input*. This rule protects the health of the general public by ensuring that asbestos is managed in a manner that minimizes the release of asbestos fibers to the environment and human exposure thereto. It is set to expire on October 21, 2016.

Env-A 1806 will clarify several definition and recordkeeping requirements in the rules. The first change is the addition for alternative work practices. The second substantive change is the addition of "optional information for licensure applications" in Env-A 1812.06 states that the applicant can voluntarily provide proof of business liability insurance or bond with its application and if so, will be noted by the department.

ARC member, William Smagula questioned the clarity and readability of the appendixes.

ARC Member David Collins asked how many inspections take place in a one year period. Mr. Cullinane stated that 120 inspections are done in one year and the Asbestos Bureau receives approximately 1200 notifications.

Ray Donald entered a motion to accept the proposed amendments to Env-A 1800, 1806, and 1812.06 for review by the ARC. William Smagula seconded the motion. All were in favor. Chairman Duval instructed members of the ARC to contact Vice-Chairman Collins with further comments regarding the proposed amendments within fifteen days.

Status of Appeals

Currently, there are no appeals before the ARC.

New Business

ARC Member, Deborah Chabot submitted an EPA health effect study regarding Perflourooctanoic acid (PFOA). A May 20016, study reveals that everyone has this chemical in their blood. The report addresses the effects of lifetime exposure to 70ppt ingestion of groundwater contaminated with PFOA.

Mr. Fitzgerald spoke to the issue that there is ongoing rulemaking in New Hampshire to address this issue and that this issue is one of the largest environmental problems in New Hampshire.

Vice-Chairman Collins requested update on PFOA study in one month.

Other Business

None

Public Commentary

No members of the public were present.

Adjourn

Having no further business to discuss, moved by Chairman Duval suggested a motion to adjourn, moved by Ray Donald, seconded by Kris Blomback. All were in favor. Meeting #240 of the Air Resources Council adjourned at 10:30 a.m., on September 20, 2016.