

**AIR RESOURCES COUNCIL
MINUTES OF MEETING #243
01/09/2017**

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

MEMBERS NOT PRESENT: Raymond Donald

NHDES – ARD PERSONNEL: Craig Wright, Evan Mulholland, Karla McManus, Joe Fontaine

OTHERS PRESENT: Shelley Marshall

Call to Order:

Chairman Duval called Meeting #243 of the Air Resources Council (ARC) to order at 9:02 a.m. on Monday, January 9, 2017. 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 #242. Kris Blomback seconded the motion. All were in favor. The motion carried. The minutes of ARC meeting #242 of December 19, 2016, were approved and accepted by the ARC.

Division Activities and 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:

Permitting

Title 5 permit \ Eversource Schiller Station:

A public hearing was held on December 14, 2016, at the Portsmouth Public Library to receive public comment regarding Section 126 Petition filed by the Sierra Club. Director Wright advised that the DES has received comments about rule interpretations, guidance from EPA, and how the process unfolded. William Smagula expressed concerns with the new emission standards and how they were calculated, noting that the differences between the old and new emission standards were significant.

2017 Session Bill Tracking Matrix

Director Wright briefed everyone on the Tracking Matrix chart, and how NHDES keeps track of such things as Bills, LSR, Sponsors, and Hearings.

Governor Sununu's Executive Branch Regulatory Review letter

Director Wright passed out a letter to the Air Council that NHDES (ARD) had just received from Governor Sununu regarding Administrative Rules. He asked to withdraw the rule from the agenda in light of the Governor Sununu's letter. The letter states to immediately establish a pause on any proposed adoption, amendment, re-adoption, or re-adoption with amendment of administrative rules until March 31, 2017.

The Governor's office has also requested for a report to be prepared and submitted to Governor and Council by March 31, 2017 with copies to the Senate President, Speaker of the House and Chair and Vice-Chair of the Joint Legislative Committee on Administrative Rules.

Withdraw Rule Env-A 3800

Chairman Robert Duval entered a motion to withdraw rule Env-A 3800 from today's agenda due to Governor Sununu's letter. The motion carried.

Compliance Update

Evan Mulholland informed the council that ARD requested a bill that requires when a building permit is issued that one of ARD's brochures is given to the customer at the time they receive their permit. This brochure explains the rule that an Asbestos Inspection has to be done before the demolition is started.

Status of Appeals

Currently, there are no appeals before the ARC.

New Business

None

Other Business

None

Public Commentary

No members of the public were present.

Adjourn

Having no further business to discuss, Chairman Robert Duval suggested a motion to adjourn, moved by Vice-Chairman Dave Collins, seconded by Deborah Chabot. All were in favor. Meeting #243 of the Air Resources Council adjourned at 9:32 on January 9, 2017.