

**AIR RESOURCES COUNCIL
MINUTES OF MEETING #244
03/13/2017**

MEMBERS PRESENT: Chairman Robert Duval, Vice-Chairman David Collins, William Smagula, Kris Blomback, Raymond Donald and Mark Lambert

MEMBERS NOT PRESENT: Deborah Chabot, Georgia Murray and J.Ryan Bielagus.

NHDES – ARD PERSONNEL: Craig Wright, Evan Mulholland, Gary Milbury

OTHERS PRESENT: Shelley Marshall

Call to Order:

Chairman Duval called Meeting #244 of the Air Resources Council (ARC) to order at 9:01 a.m. on Monday, March 13, 2017. 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 #243. David Collins seconded the motion. All were in favor. The motion carried. The minutes of ARC meeting #243 of January 9, 2017 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:

State Budget:

Director Wright stated that ARD requested from the Governor's office a small capital appropriation to be used to update and modernize our Air Monitoring network. The Governor's proposed budget did not include the ARD request as repairs to state owned dams were deemed a higher priority.

2017 Session Bill Tracking:

Director Wright advised that there are two bills that still remain active that ARD is still tracking and they are HB-463-FN and SB-181. HB-463-FN an act for regulating groundwater pollution caused by polluting emissions in the air. This bill allows ARD to adopt rules regarding air pollutants that deposit on soils and water and cause a violation of ground water standard. SB-181 is an act relative to the regulation of biodiesel. This bill includes biodiesel in the definition of exempt fuel.

Permitting:

Director Wright advised that a public hearing was held on the Schiller Title V Operating Permit on Wednesday December 14th, 2016 at the Portsmouth Public Library. After the public comment period closed on December 19, 2016, ARD learned that one of the options used in the EPA modeling program had a technical flaw, which required ARD to re-run the S02 modeling. As a result of this revised analysis, NHDES concluded that the appropriate S02 emission limit for Schiller Units SR4 and SR6 should be 0.83 lb. /MMBtu as averaged over a boiler operating day. Since this represents an increase ARD decided to re-notice the draft permit and a hearing is scheduled for April 4.

Rules:

Per Governor Sununu's Executive branch regulatory review letter requesting a hold be placed till March 31, 2017; there aren't any at this time.

Compliance Update

Evan Mulholland informed the council that ARD has settled 3 Administrative fines since January. Sturm, Ruger & Co, in Newport agreed to a fine of \$4,200.00. The cities of Dover and Somersworth were both fined for applying generators into businesses without having permits. Both cities were fined \$1,000.00 each.

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 Raymond Donald. All were in favor. Meeting #244 of the Air Resources Council adjourned at 9:52 on March 13, 2017.