

GOVERNING BOARD

Leroy Ornellas, Chair

Supervisor, San Joaquin County

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Councilmember, City of Ceres

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Raymond A. Watson

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J. Steven Worthley

Supervisor, Tulare County

Vacant

Scientist Appointed by Governor

Vacant

Large City

Vacant

Physician Appointed by Governor

Vacant

Small City, Central Region

Seyed Sadredin

Executive Director Air Pollution Control Officer

Northern Region Office 4800 Enterprise Way Modesto, CA 95356-8718 (209) 557-6400 • FAX (209) 557-6475

Central Region Office 1990 East Gettysburg Avenue Fresno, CA 93726-0244 (559) 230-6000 • FAX (559) 230-6061

Southern Region Office 2700 M Street, Suite 275 Bakerstield, CA 93301-2373 (661) 326-6900 • FAX (661) 326-6985

Agenda

CITIZENS ADVISORY COMMITTEE (CAC)

San Joaquin Valley Unified Air Pollution Control District CENTRAL REGION OFFICE Governing Board Room 1990 E. Gettysburg Avenue, Fresno, CA.

> Tuesday, April 1, 2008 10:00 a.m.

The Citizens Advisory Committee Meeting will be held via video teleconference (VTC) in the following locations:

- Central Region Office (Governing Board Room, 1990 E. Gettysburg Avenue, Fresno)
- Southern Region Office (2700 M Street, VTC Room, Bakersfield)
- Northern Region Office (4800 Enterprise Way, VTC Room, Modesto).

The Citizens Advisory Committee meeting will be webcast.

All Meeting attendees are advised that all pagers, cellular telephones, laptops and any other electronic devices should be powered off upon entering the Governing Board Room or VTC Room, as these devices interfere with our audio equipment.

Any member of the public may address the Citizens Advisory Committee during both the public comment period and on any scheduled item on the agenda. Comments are limited to a maximum of three minutes per speaker unless, for good cause, the Chair grants a longer period of time.

- CALL TO ORDER
- ROLL CALL Attachment: Attendance Record CAC Meeting of Tuesday, March 4, 2008
- 3. Approve Minutes of Tuesday, March 4, 2008
- 4. PUBLIC COMMENTS This time is made available for comments from the public on matters that are not on the Agenda. It is requested that no comments be made during this period on items on the Agenda. The public may make comments on each CAC Agenda Item during the time allowed for public comments. Attention is called to the fact that the CAC is prohibited by law from taking any action on matters discussed that are not on the Agenda.

- 5. CHAIR COMMENTS
- 6. <u>ELECTION OF OFFICERS</u>—Appointment of Vice-Chair
- 7. APPOINT A TECHNICAL RULES SUBCOMMITTEE
- 8. <u>EXECUTIVE DIRECTOR/APCO COMMENTS</u>
- 9. UPDATE: FAST TRACK TO ATTAINMENT
- 10. DISCUSS AND TAKE A POSITION ON PROPOSED PM2.5 PLAN
- 11. HEARING BOARD SUBCOMMITTEE RECOMMENDATIONS FOR CENTRAL REGION AND SOUTHERN REGION HEARING BOARDS
- 12. EJAG SUBCOMMITTEE
- 13. Rules Under Development George Heinen, Rule Development Supervisor
- 14. <u>OUTREACH AND COMMUNICATIONS REPORT</u>—Jaime Holt, Chief Communications Officer
- 15. <u>ARB COMMENTS</u> Presented by ARB representative.
- 16. CAC MEMBER COMMENTS AND CAC SUGGESTIONS TO BE INCLUDED IN THE PRESENTATION OF THE CAC REPORT DURING THE GOVERNING BOARD MEETING ON WEDNESDAY APRIL 30, 2008
- 17. VOLUNTEER TO PRESENT CAC REPORT DURING GOVERNING BOARD MEETING, WEDNESDAY APRIL 30, 2008 AT 9:00 A.M.

NEXT MEETING – The next CAC Meeting is scheduled on Tuesday, May 6, 2008 (time to be determined by the Chair). Meeting held via video teleconference (VTC), with the Central Region Office (Fresno), the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating.

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Name	Manuel Cunha, Jr	Kevin Hamilton	Sarah Sharpe	Amarpreet Dhaliwal	Les Clark	Suzanne Noble	Dana Karcher	Vacant	Brent Green	Issac George	Riley E. Jones	Ryan Bertao		Don Giacomazzi		Donald Horal	Ross Thornton	Lee:Smith	Ron Flores	Ron Harris	Sally J. Bomprezzi	Charles "Chris" Dodson	Jack Mobley	Mary-Michal Rawling	Vacant	Dean Wilson	Ron McMannis	Boger Hoffdahl	Perfecto P. Munoz	Vacant	Wade Broughton	Randall Blank	Industry/Ag Primary Chris Savage	Angrew van Allen Richard Gibson (Feb 08)	Steven Mirrov	Vacant	Tom Dunlop	David Harrald	9	Christine Foster Marvin Demmers	Vacant	Vacant
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CAC RESOLUTION: The CAC Resolution states that if a member and his/her alternate fail to attend (three consecutive meetings or half of the meetings in one year (six)), said CAC member shall be replaced by the appropriate appointing autiRetty,3/26/2008



GOVERNING BOARD

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Action Summary Minutes

San Joaquin Valley Unified Air Pollution Control District

CITIZEN'S ADVISORY COMMITTEE

Central Region Office, Governing Board Room 1990 E. Gettysburg Avenue, Fresno, CA.

> Tuesday, March 4, 2008 10:00 a.m.

The Citizens Advisory Committee Meeting was held via video teleconference (VTC):
Central Region Office, Governing Board Room, 1990 E. Gettysburg Avenue,
Fresno, the Southern Region Office, VTC Room, 2700 M Street, Bakersfield and the
Northern Region Office, VTC Room, 4800 Enterprise Way, Modesto. The CAC
Meeting was webcast.

1. <u>CALL TO ORDER</u>—The Chair, Dennis Tristao, called the meeting to order at 10:02 a.m.

2. ROLL CALL—was taken and a quorum was present.

-												
	County	Member Name/Interest Group	Location									
	Fresno	Manuel Cunha/IAIG (P)	Central									
		Ryan Jacobsen/IAIG (A)	Central									
		Kevin Hamilton/EIG (P)	Central									
		Amarpreet Dhaliwal/CIG (P)	Central									
		Rico Aguayo/CIG (A)	Central									
	Kern	Les Clark/IAIG (P)	Southern									
	Kings	Kelly Deming/EIG (P)	Central									
		Dennis Tristao/CIG (P)	Central									
	Madera	Donald Horal/IAIG (P)	Central									
		Lee Smith/EIG (P)	Northern									
	Merced	Mary-Michal Rawling/EIG (P)	Central									
		Dean Wilson/CIG (P)	Central									
	San Joaquin	Roger Hoffdahl/IAIG (A)	Northern									
		Wade Broughton/CIG (P)	Northern									
		Randall Blank/CIG (A)	Northern									
	Stanislaus	Richard Gibson/EIG (P)	Northern									
		Tom Dunlop/CIG (A)	Northern									
	Tulare	Gary Rohman/IAIG (A)	Central									
		Christine Foster/EIG (P)	Central									

(P)=Primary, (A)=Alternate, IAIG=Industry/Ag Interest Group, EIG=Environmental Interest Group, CIG-City Interest Group

<u>Staff present in Central Region Office (Fresno)</u>— Rick McVaigh, Deputy APCO; Jaime Holt, Chief Communications Officer; Don Hunsaker, Supervising Air Quality Planner; George Heinen,

Supervising Air Quality Engineer; Alex Krivobok, Communication Systems Analyst; and Angie DeSantiago, Operations Support Supervisor

<u>Staff present in the Northern Region Office (Modesto)</u>—Dottie Schoffner, Senior Office Assistant

<u>Staff present in the Southern Region Office (Bakersfield)</u>—Nanette Manzo, Administrative Analyst II; Toni Taber, Clerk to the Boards

- 3. <u>APPROVE MINUTES OF FEBRUARY 5, 2008</u>—The minutes were approved as submitted.
- 4. Public Comments There were no public comments.
- 5. <u>CHAIR COMMENTS</u> The Chair thanked Amarpreet Dhaliwal for attending the Proposition 1B hearing at ARB in Sacramento.
- 6. EXECUTIVE DIRECTOR/APCO COMMENTS Rick McVaigh, Deputy APCO, stated the Proposed PM2.5 plan will be received and filed at the Board meeting on March 20. He stated the Healthy Air Living Summits will be held on March 25 in Bakersfield, March 26 in Fresno, and March 27 in Modesto. He noted these are open to the public and registration is free. Mr. McVaigh stated ARB met on February 28 and voted to allocate \$250 million of the Proposition 1B funds to the Central Valley.

Mr. McVaigh noted on February 17 the Board passed an addition to the Legislative Platform to address greenhouse gas emissions and climate change. The District will support measures that reduce greenhouse gas emissions and emissions of criteria pollutants. The District would not support measures that will reduce greenhouse gasses at the expense of smog formation or increases in toxic pollutants because the immediate threat to public health should take precedence. Mr. McVaigh stated staff is also proposing to oppose any efforts that would cause unnecessary duplication or unfunded mandates for the District. He added the District supports cap-and-trade approaches to allow businesses to choose the most efficient and cost-effective technologies.

Mr. McVaigh stated the District's methodology for determining Best Available Control Technology is being changed to make the District more consistent with other air districts. Mr. McVaigh noted the District has received two additional Environmental Justice Advisory Group (EJAG) applications since the last CAC meeting. He added that they also need more CAC applicants as the EJAG will include three CAC members.

Dennis Tristao asked that the HAL summit include a livable community discussion.

Amarpreet Dhaliwal stated the District's presentation at ARB was very good, but he noted many people left without testifying. Manuel Cunha noted that several people he brought with him were intimidated by the ARB Chair, and chose not to speak. Mr. Cunha added that he hopes the District evaluates the Smart Truck Rule before supporting it.

- 7. <u>ELECTION OF OFFICERS</u>—Appointment of Vice-Chair—This item was continued to the next meeting.
- 8. <u>UPDATE: FAST TRACK TO ATTAINMENT</u>—Rick McVaigh, Deputy APCO, stated the last Fast Track meeting focused on Proposition 1B funding. He stated the Community Clean Air Fund was going to the Board in March. He stated they will continue looking at other issues such as short sea shipping, green contracting, green fleets and other innovative measures.

Dennis Tristao asked if the ISR Rule Fee is on schedule to be updated. Mr. McVaigh stated the item will need to be brought to the Governing Board to establish 2009 fees.

Kevin Hamilton congratulated the District on the ISR court ruling and asked if there will be an appeal. Mr. McVaigh stated the District will have to wait to see if an appeal is filed. Mr. Tristao asked if there was a backlog of fees being held in escrow. Mr. McVaigh stated there is.

9. <u>UPDATE: PROPOSED PM2.5 PLAN</u>—Don Hunsaker, Supervising Air Quality Planner, stated the current draft is dated February 14, 2008. He noted there were two workshops held in February. He stated the Plan will have a public hearing on April 30 at the Board meeting, and ARB has scheduled a hearing on May 22 in Fresno at the District offices to hear the Plan.

The Chair asked what the general feedback has been. Mr. Hunsaker stated most people are pleased with the current draft.

Dennis Tristao stated the Proposition 1B truck inventory was lower than the inventory used in the SIP and asked if it affects the PM2.5 plan. Mr. Tristao stated he is concerned about ARB's inventory and whether or not there is an error. He noted if the modeling is wrong, the District could direct resources to the wrong areas to control pollution to protect our health. Manuel Cunha asked that ARB do a presentation at the next meeting on their modeling process.

- 10. Rules Under Development George Heinen, Rule Development Supervisor, presented the report. He stated Rule 2201 will have workshops in April and go to the Governing Board in September.
- 11. <u>Public Education Report</u> Jaime Holt, Chief Communications Officer, stated the Outreach and Communications department is doubling efforts to solicit

EJAG applications and is including a bilingual campaign. She stated her department is very excited about the Healthy Air Living (HAL) Summits at which there will be a mix of panel discussions and roundtable discussions. She stated registration is free and lunch is included. She noted the Clean Green Yard Machine (CGYM) is coming up in April, and the wood burning stove change out program is still in effect.

Manuel Cunha suggested getting State agencies involved with the HAL summit. The Chair noted the Healthy Air Summits should also bring solutions for individuals and what they can do to help the air.

Amarpreet Dhaliwal suggested giving the EJAG members mileage reimbursements or a stipend for meetings. The Chair asked about the EJAG appointment process. Ms. Holt stated the applications will be reviewed by the CAC subcommittee, approved by the entire CAC, then taken to the Board for approval.

Public Comment: Jerry Frost stated the lawn mowers brought in for the CGYM program should be proven to be functional. He also suggests The District create a Hot Water Heater program.

12. ARB COMMENTS – Jeff Lindberg, ARB Representative, noted the school bus funding proposal will be heard before the ARB in March. The approximately \$40 million will go towards replacing all pre-1977 busses, and retrofitting or replacing newer busses. Mr. Lindberg stated ARB has notified the school districts, and the District will work with them more closely. Mr. Lindberg addressed the earlier concerns by CAC regarding inventory data and stated EPA requires states to use an approved inventory, and the current approved inventory has data from 2005. He stated he would bring ARB staff to the next CAC meeting to further discuss the inventory process.

Manuel Cunha verified that the school bus funds will be allocated directly to the District. Kevin Hamilton asked if the mid 1980's busses have retrofit kits available. Mr. Lindberg stated he would find out and update them at the next CAC meeting.

13. CAC Member Comments and CAC Suggestions to be included in the PRESENTATION OF THE CAC REPORT DURING THE GOVERNING BOARD MEETING ON THURSDAY, MARCH 20, 2008

Christine Foster asked when the Hearing Board appointments would be heard by the CAC. The Clerk stated she had just received the results of the interviews, and those selections will be on the next agenda.

Dennis Tristao stated he had the opportunity to participate in a session with industry representatives in Stanislaus County regarding the green waste rule.

He stated staff worked very well with this group, and looked forward to the first draft of the rule. He stated the CAC needs to be sure that while we have responsibility to control VOC emissions, we don't disrupt recycling programs in the communities.

Kevin Hamilton noted the members of the Environmental Interest Group would like Mr. Savage to re-start the Technical Rules Subcommittee in order to participate in the rule-making process, and they pledged to participate more actively in that Subcommittee.

Manuel Cunha stated there is a large problem with dumping on farm lands. He noted that the composting rule may encourage more people to dump their trash and green waste onto the farms.

The Chair stated her list of items to report on to the Governing Board will include the ARB hearing, the PM2.5 Plan, EJAG applications, and status of Hearing Board applicants.

14. VOLUNTEER TO PRESENT CAC REPORT DURING GOVERNING BOARD MEETING,

THURSDAY, MARCH 20, 2008 AT 9:00 A.M. —The Chair volunteered to present the
CAC Report.

NEXT MEETING – The next CAC Meeting is scheduled on Tuesday, April 1, 2008 (time to be determined by the Chair). Meeting held via video teleconference (VTC), with the Central Region Office (Fresno), the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating.

ADJOURNED AT 11:41 A.M.



GOVERNING BOARD

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April 1, 2008

TO:

SJVUAPCD Citizen's Advisory Committee

FROM:

Toni J. Taber, Clerk to the Board

RE:

CITIZENS ADVISORY COMMITTEE (CAC)

RECOMMENDATION TO APPOINT NEW HEARING

BOARD MEMBERS

RECOMMENDATION:

Appoint new Primary and Alternate Members to the Southern Region and Central Region Hearing Board with terms to run concurrent as current positions. Sufficient applications were not received for the Northern Region Hearing Board.

BACKGROUND:

The terms of the Primary and Alternate Members of the Regional Hearing Boards are for three (3) years. Terms are staggered to maintain continuity of Board functions.

By statute, each hearing board is required to have one medical professional, one engineer, one lawyer and two public members.

The terms for the current members are: Medical Members expire on February 28, 2008, Public Members expire on February 28, 2009. and Engineer and Attorney Members expire on February 29, 2010.

The CAC Hearing Board Subcommittee members for the Central Region were Dennis Tristao and Sarah Sharpe, and for the Southern Region: Christine Foster and Les Clark. The CAC Hearing Board Subcommittee members received copies of the applications of applicants (attached) within their respective regions, and they performed personal and phone interviews.

www.valleyair.org

RECOMMENDATIONS:

The recommendations for appointment to the Regional Hearing Boards are as follows:

CENTRAL REGION HEARING BOARD

Catherine Garoupa..... Public Member, Alternate...... Term expires 2/28/2009

SOUTHERN REGION HEARING BOARD

John F. Stovall	Attorney Member, Alternate	Term Expires	2/28/2010
Jesse D. Frederick	Public Member, Alternate	Term expires	2/28/2009
Frank J. Maccioli	Public Member, Alternate	Term expires	2/28/2009

The new members' terms will expire at the same time their group's primary members expire. Their subsequent terms will be three years from that date if reappointed.

Attachments:

Applications for Central Region Hearing Board Applications for Southern Region Hearing Board

Central Region Hearing Board Applications

Included:

Catherine Garoupa

Interviewed

Claudia E. Soria-Delgado Not Interviewed, did not respond to scheduling request.

San Joaquin Valley Air Pollution Control District Meeting of the CAC Tuesday, April 1, 2008

Applications for Hearing Board

The above attachment has been included with the agenda packets distributed to members of the CAC. It has not been included with other agenda packets due to the personal information included in the applications.

Southern Region Hearing Board Applications

Includes:

John Stovall
Donna Carpenter
Jesse D. Frederick
Frank J. Maccioli
Arthur Unger
Marvin Dean
Larry D. Moxley
Interviewed
Intervi

San Joaquin Valley Air Pollution Control District Meeting of the CAC Tuesday, April 1, 2008

Applications for Hearing Board

The above attachment has been included with the agenda packets distributed to members of the CAC. It has not been included with other agenda packets due to the personal information included in the applications.

SAN JOAQUIN VALLEY UNIFIED AIR POLLUTION CONTROL DISTRICT SUMMARY OF DRAFT RULES AND PLANS

April 1, 2008

Copies of draft rules are available by calling (559) 230-6005 and on District's Website

www.valleyair.org/workshops/public_workshops_idx.htm Staff contacts can be reached at (559) 230-6000

RULES AND PLANS ADOPTED IN MARCH 2008

NONE

RULES AND PLANS UNDER DEVELOPMENT

MARCH 2008

Rule 4320 (Advanced Emissions Reduction Option for Boilers, Steam Generators, and Process Heaters – Greater than 5.0 MMBtu/hr): New Rule 4320 would be developed to implement a NOx control measure commitment in the Ozone Plan, and a control measure in the District's draft PM2.5 Plan. Rule 4320 would apply to boilers, steam generators and process heaters with a total rated input greater than 5.0 MMBtu/hr. The new rule would establish NOx limits that are more stringent than currently required by Rule 4306 and add requirements to reduce PM10 and SO₂ emissions. Contact: Manuel Salinas. Status: Second Workshop and Socioeconomic Focus Group were held on March 17, 2008. Final workshop and Socioeconomic Impact Analysis Report presentation tentatively scheduled for May 2008. Governing Board Hearing: Third Quarter 2008

Rule 4307 (Boilers, Steam Generators, and Process Heaters - 2.0 MMBtu/hr to 5.0 MMBtu/hr): Amendments to Rule 4307 would implement a NOx control measure in the Ozone Plan and a control measure in the District's PM2.5 Plan that is currently under development. Amendments would remove the exemption for boilers, steam generator, and process heaters operated at public and private schools, Kindergarten to Grade 12, and require such units to comply with the rule. Additional amendments would require units in oilfields and refineries, and glycol dehydrators to meet the emission limits instead of just performing tune-ups, and would drop the low-use-unit's annual heat input limit from 5 billion Btu per year to 1.8 billion Btu per year. The amendments may also include requirements to control PM10 and SO₂ emissions. Contact: Manuel Salinas. Status: Second Workshop and Socioeconomic Focus Group were held on March 17, 2008. Final workshop and Socioeconomic Impact Analysis Report presentation tentatively scheduled for May 2008. Governing Board Hearing: Third Quarter 2008.

Rule 4607 (Graphic Arts): Amendments to Rule 4607 would implement a VOC control measure in the Ozone Plan. Amendments would lower the amount of allowable VOC emissions for exemption, increase the capture and control efficiency of VOC emission control system, reduce the VOC content of limits for flexographic printing, regulate the VOC emissions from digital printing process, and implement recently promulgated EPA Control Technique Guidelines RACT standards for paper, film and foil coatings. Contact: Anna Myers. Status: First Workshop was held on March 27, 2008. Governing Board Hearing: Fourth Quarter 2008.

SAN JOAQUIN VALLEY UNIFIED AIR POLLUTION CONTROL DISTRICT SUMMARY OF DRAFT RULES AND PLANS

April 1, 2008

MARCH 2008 (continued)

Eight Hour Ozone Reasonably Available Control Technology - State Implementation Plan (RACT SIP) Analysis: This is a revision to the August 17, 2006 RACT SIP analysis. The revision assesses the District's rules based on the adjusted major source definition of 10 tons per year of volatile organic compounds and oxides of nitrogen. This analysis also evaluates District rules against four new Control Techniques Guidelines promulgated since August 2006 and includes RACT reviews for rules and rule amendments that were adopted since August 17, 2006. Contact: Ross Badertscher. Status: Draft staff report was made available for public comment in January of 2008. Staff is evaluating the comments received from stakeholders and EPA. Governing Board Hearing: Second Quarter 2008.

APRIL 2008

Rule 2201 (New and Modified Stationary Source Review Rule) and Rule 2530 (Federally Enforceable Potential to Emit): Amendments to Rules 2201 and 2530 will incorporate required changes resulting from the reclassification of the San Joaquin Valley's federal eight-hour ozone attainment status to extreme nonattainment (redefine major sources of NOx and VOC to ten tons per year, etc.). The potential impacts on the Annual Offset Equivalency Demonstration in Rule 2201 will also be considered. Contact: Carlos Garcia. Status: Scoping meeting is tentatively scheduled for April 2008. Governing Board Hearing: September 2008.

Rule 4354 (Glass Melting Furnaces): Amendments to Rule 4354 would implement a NOx control measure in the Ozone Plan. Amendments would lower existing NOx limits and establish new limits for SOx and PM2.5 emissions. Contact: Sandra Lowe Leseth. Status: Second Workshop and socioeconomic focus group meeting were held on February 8, 2008. Final Workshop will be scheduled in May 2008. Governing Board Hearing: Third Quarter 2008.

Rule 4566 (Greenwaste Composting): New Rule 4566 would implement a VOC Control Measure in the District's 2007 Ozone Plan. The rule would control VOC emissions from composting of greenwaste. Contact: Koshuoa Thao. Status: First Workshops will be tentatively scheduled for April 10 and 17, 2008. Governing Board Hearing: First Quarter 2009

2008 PM2.5 Plan: The first National Ambient Air Quality Standard for PM2.5 was set in 1997. The Federal Clean Air Act requires the District to develop a PM2.5 plan for submission to EPA by April 2008. Contact: Don Hunsaker. Status: Second Workshops were held on February 25 and 26, 2008. **Governing Board Hearing: April 30, 2008**

MAY 2008

Rule 7070 (Perchloroethylene from Dry Cleaning Operations): Amendments to Rule 7070 would implement the Airborne Toxic Control Measure (ATCM) for Emissions of Perchloroethylene from Dry Cleaning and Water-Repelling Operations that the California Air Resources Board adopted on January 25, 2007. The District is required to implement the ATCM six months after its approval by the Office of Administrative Law, which occurred in December 2007. Contact: Glenn T. Reed. Status: Workshop was held on January 30, 2008. Governing Board Hearing: May 15, 2008.