

## NEW JERSEY CLEAN AIR COUNCIL

### Clean Air Council Members

James Blando, Ph.D., Chairman  
Leonard Bielory, M.D., Vice Chairman  
Ferdows Ali, Ph.D.  
Jorge H. Berkowitz, Ph.D.  
Joseph Constance  
Michael Egenton  
John Elston  
Elease Evans  
Toby Hanna, P.E.  
Richard M. Lynch, Ph.D.  
John Maxwell

### Clean Air Council Members

Joyce Paul  
Joseph Spatola, Ph.D.  
Kenneth Thoman  
Junfeng (Jim) Zhang, Ph.D.  
Irwin Zonis

### Clean Air Council Liaison

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<http://www.state.nj.us/dep/cleanair>

Draft Approved: February 21, 2007

### **NJ CLEAN AIR COUNCIL MEETING RECORD**

January 10, 2007, 9:30 a.m.  
IBEW, Local 94  
219 Franklin St.  
Hightstown, NJ 08520

**CALL TO ORDER:** James Blando opened the meeting.

**COUNCIL MEMBERS PRESENT:** All of the Council members were present with the changes noted below. (See **Attachment 1 – Attendance Sheet**)

**EXCUSED:** Ferdows Ali, Joseph Constance, Richard Lynch

**SPEAKERS:** Bill O’Sullivan, Director, Division of Air Quality; Christopher Sherry, Research Scientist, Division of Science, Research & Technology

**PUBLIC:** Kelly Moretta, Schering-Plough Corp., Allison Berkowitz, Environmental Resources Management; David Brogan, NJ Business & Industry Association

### **Meeting Record**

Roll call was taken. Chairman called for motion to approve the December minutes. Irwin Zonis made the motion to approve December minutes with minor edit. Dr. Bielory seconded the motion. The December minutes were approved by a unanimous vote.

### **Administrative Report**

*Presented by Bill O’Sullivan, Director, Division of Air Quality:*

- Clean Air Mercury Rule (CAMR)—USEPA released a notice identifying the 21 states, including New Jersey that submitted their state plans to reduce mercury emissions by the November 17, 2006 deadline. New Jersey will require greater reductions than the federal plan, will require that the reductions be realized sooner than the federal deadlines, and will prohibit trading. The new owner of BL England is developing a plan to control mercury emissions for its 2 coal-fired units. PSE&G

included baghouses and carbon injection in its commitment to improve control of its Mercer plant.

- NJDEP met with Fuel Bio about its plans to construct process equipment at the existing New York Terminal facility in Elizabeth. The company intends to produce 50 million gallons of biodiesel per year. There is a growing interest in producing biofuels.
- Motor Vehicle Inspection/Maintenance Program (I/M)—New Jersey submitted its 2004 Annual report to USEPA in December 2006. The key statistics indicate that the program is testing vehicles properly; vehicles failing the tailpipe emissions test are receiving repairs that lower tailpipe emissions concentrations by 44%, 54% for hydrocarbons, and 64% for carbon monoxide; and 96% of vehicles subject to inspection are complying with the program.
- On December 19, 2006, USEPA both reopened its ozone implementation rule in response to a petition for reconsideration and proposed changes to its New Source Review (NSR) rules. The reconsideration involves Reasonably Available Control technology (RACT) for Electric Generating Units (EGUs) that are subject to EPA's NOx trading rule (Clean Air Interstate Rule). The proposed changes to the NSR rule would clarify the rules for using emission reductions from shutdown sources for offsets and revise an exemption for new and modified sources in new nonattainment areas. NJDEP is drafting comments recommending the exemption be revoked because is outdated, not used, and inconsistent with the Clean Air Act.
- Washington D.C. District Court ruled against USEPA regarding Phase I of 8-hour ozone O<sub>3</sub> Implementation rule, stating that EPA cannot backslide on NSR, Conformity SIP deadlines. The one-hour ozone requirements still apply. New Jersey's appeal of Phase 2 appeal is still pending.
- USEPA PM2.5 National Ambient Air Quality Standard—New Jersey joined several other states in appealing EPA's revised National Ambient Air Quality Standards (NAAQS) because they are less stringent than recommended by EPA's own Science Advisory Board.
- A public hearing will be held on January 30, 2007 for the proposed rule for the Statewide Mandatory Retrofit program for on-road and non-road diesel powered mobile sources. The comment period closes on February 16, 2007.
- The rulemaking process is progressing for perchloroethylene dry cleaners. The General Permit for dry cleaners will be revised at the same time.

### **Regional Greenhouse Gas Initiative**

*Presented by Christopher Sherry, Research Scientist, Division of Science, Research & Technology: (See Attachment 2---distributed at meeting)*

### **NEW BUSINESS/OLD BUSINESS**

- Ken Thomas introduced Chip Gerrity, President and Business Manager of IBEW Local 94.
- Michael Egenton distributed copy of letter recommending Pamela Mount to replace Gene Feyl. **(See Attachment 3)**
- Dr. Bielory called for motion to send a letter and copy of the 2004 annual report to the NJDEP endorsing Diesel Retrofit rules. Jorge Berkowitz made the motion, seconded by Jim Blando. Jim Blando volunteered to write the letter.
- Joe Spatola suggested compilation of a list of frequently used acronyms to share with new members.

- 2007 Public Hearing discussion: Brochure--Chairman asked members to send final comments to Sonia by January 17. Jim Blando and/or Dr. Bielory will provide picture for cover. Speakers—Members reviewed speakers' list. Sonia will update and distribute to members.
- Chairman called for motion to adjourn the meeting. Dr. Bielory made the motion to adjourn, seconded by John Elston. The meeting was adjourned at 12:16 p.m.

### **ARTICLES OF INTEREST**

- News Clips

### **NEXT MEETING**

February 14, 2007, 9:30 a.m., UMDNJ, School of Public Health, 683 Hoes Lane West Room 3B, Piscataway, NJ 08854