

## NEW JERSEY CLEAN AIR COUNCIL

### Clean Air Council Members

Leonard Bielory, M.D., Chairman  
Toby Hanna, P.E., Vice Chairman  
Ferdows Ali, Ph.D.  
Jorge H. Berkowitz, Ph.D.  
James Blando, Ph.D.  
Joseph Constance  
Michael Egenton  
John Elston  
Manuel Fuentes-Cotto  
Richard M. Lynch, Ph.D.  
John Maxwell  
Pam Mount

### 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: 5/13/09

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

March 11, 2009, 9:30 a.m.  
ConocoPhillips Bayway Office Building  
1400 S. Park Avenue  
Seminar Room, First Floor  
Linden, NJ 07036

CALL TO ORDER: Dr. Bielory opened the meeting.

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

EXCUSED: Joseph Constance, John Elston, Richard Lynch, Pam Mount, Joseph Spatola, Jim Zhang

SPEAKERS: Chris Slami, Assistant Director, Air Quality Management; Overview of Bayway Refinery, Mike Karlovich, Strategic Comm. Manager

PUBLIC: Kelly Moretta, John Volger Schering-Plough Corp.; Doug Lafayette, Ken Agrawal, Bart McDermott, Conoco-Phillips; Sharon Haas, Bill O'Sullivan, NJDEP

### **Meeting Record**

Roll call was taken. Chairman called for motion to approve the February minutes. Irwin Zonis made the motion to approve February minutes with minor edits. Toby Hanna seconded the motion. The February minutes were approved by a unanimous vote.

### **Administrative Report**

*Presented by Chris Salmi, Assistant Director, Air Quality Management:*

- American Recovery & Reinvestment Act (Stimulus Package funds) for New Jersey:  
State Allocation:
  - >\$1.7 million for Clean Constructions Projects--NJ Department of Transportation;  
NJDEP Site Remediation and Infrastructure Trust Fund.Region 2 competitive process:

- >\$18 million. Applications are due by April 27; awards to be made on June 1.
- >FY 08 Diesel Emissions Recovery Act money--waiting for EPA Region 2 to issue competitive grants.
- Inspection & Maintenance—the dynamometer-based test will end on April 1, 2009 at the centralized inspection facilities and private inspection facilities.
- Regional Haze SIP—To address regional haze in the Brigantine Wilderness Area, NJDEP is requesting that New Jersey’s five BART (Best Available Retrofit Technology)-eligible facilities begin to develop top-down BART evaluations. These facilities are: Amerada Hess, Chevron, Conoco Phillips, Sunoco Eagle Point and PSE&G Hudson. The analyses are due July 15, 2009.
- MANE-VU (Mid-Atlantic/Northeast Visibility Union) Low Sulfur Heating oil Strategy—In February, the MANE-VU member states met with the distributing, wholesale, and refinery industry stakeholders to discuss implementation of the 2007 MANE-VU agreement to reduce the sulfur in heating oil. Discussions included:
  - >changing the Phase I compliance (500 ppm sulfur for the inner zone) from 2012 to 2014.
  - >Phase 2 compliance changing the sulfur limit from 500 ppm to 15 ppm.
- RACT Rule is under review (NOx, VOC, some particulates). This is the biggest rule package ever put together by NJDEP. It is all for coal-burning sources. If not submitted to the USEPA by April 1, the SIP will automatically be disapproved.
- USEPA--School monitoring initiative-50-100 schools nationally in response to USA Today article focusing on stationary source air pollution. Two schools in New Jersey considered. EPA will provide instrumentation and lab services. Monitoring will be done near Paulsboro High School and a school in Elizabeth.
- The U.S. Circuit Court of Appeals for the District of Columbia ruled that the USEPA’s 2006 annual primary standard for PM2.5 was “Unsupported by adequately reasoned decision making.” The USEPA kept the primary standard for annual PM2.5 at 15ug/m3, even though the USEPA’s staff and scientific advisers had recommended a standard between 13 and 14 ug/m3.

### **Overview of Bayway Refinery**

*Presented by Mike Karlovich, Strategic Comm. Manager*

The group toured the refinery. Details of the overview to be provided by a later date.

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

- Dr. Bielory read draft resolution for Air Quality Awareness Week as submitted by the Division of Air Quality Management. And called for motion to approve the resolution. John Maxwell made the motion, seconded by James Blando. The motion passed unanimously to adopt the resolution.
- Members participated in a lengthy discussion on matters pertaining to the public hearing scheduled for April 1, 2009.
- Chairman called for motion to adjourn the meeting. Toby Hanna made the motion to adjourn, seconded by Ken Thoman. The meeting was adjourned at 11:55 a.m.

### **ARTICLES OF INTEREST**

- News Clips

**NEXT MEETING**

May 13, 9:30 a.m., NJ Chamber of Commerce, 216 W. State St., Trenton, NJ