

NEW JERSEY CLEAN AIR COUNCIL

<u>Clean Air Council Members</u> John Valeri Jr., Esq., Chair Allen Weston, Vice-Chair Leonard Bielory, M.D. Robert Campbell Maria Connolly, PP, AICP Joseph Constance Marc DeBlasio Michael Egenton	<u>Clean Air Council Members</u> Toby Hanna, P.E. Sandra Howland Andrew McNally Richard Opiekun, Ph.D. Scott Ross John Spinello Robert Weber
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New Jersey Clean Air Council Meeting Record

NJDEP
401 East State Street, 6th Floor
Trenton, NJ

Wednesday, December 12, 2018

CALL TO ORDER	John Valeri opened the meeting.
COUNCIL MEMBERS PRESENT	All Council members were present with the changes noted below.
EXCUSED	Marc DeBlasio
CALLED IN	Robert Campbell Sandra Howland
REPRESENTED	Michael Egenton by Kimberly Scarborough PSEG, representing NJ State Chamber of Commerce Tony Bawidamann, NJBIA
ABSENT	John Spinello
PUBLIC	Joe Kwiatkowski, Trinity Jyoti Agarwal, Covanta
NJ DEP Staff	Frank Steitz Heidi Jones Rebecca Hobbs Jorge Reyes Christine Schell

Meeting Record

- Leonard Bielory made the motion to approve the October minutes as submitted; Scott Ross seconded the motion. Minutes were approved a unanimous vote.
- Public hearing topic will be titled "GLOBAL WARMING POLLUTANTS IN NEW JERSEY: Beyond CO₂"
- Presentation on Greenhouse Gases given by Jorge Reyes and Christine Schell.
- Leonard Bielory made a motion to adjourn; Scott Ross seconded the motion. Meeting was adjourned at 11:35am.

Administrative Report

Presented by Francis Steitz, Director of Air Quality

1. **Transportation and Climate Initiative Low Carbon Transportation Future Update** -- On November 14, 2018, the Georgetown Climate Center released a summary of the six regional listening sessions they hosted on behalf of the Transportation and Climate Initiative throughout the region between March and August 2018 to discuss a low carbon transportation future (the summary can be found at https://www.transportationandclimate.org/system/files/TCI%20Listening%20Session%20Summary%20Report_11-14-2018.pdf).
2. **Potential New Heavy-Duty Truck Emission Standards** -- On November 13, 2018, EPA announced its intent to propose rules in 2020 to revise its oxides of nitrogen standards for new heavy-duty trucks, which haven't been revised since 2001. However, the announcement was unclear on how much more stringent these new standards will be. Numerous states and territories petitioned the USEPA for more stringent standards in 2016, claiming that tightening the existing standards by 90% was technically feasible and cost effective. Adoption of a California rulemaking to tighten their heavy-duty truck oxides of nitrogen standards is expected by the end of 2019. Since states are pre-empted from establishing new engine standards, this announcement by USEPA is positive. However, since engines deteriorate over time, and diesel engines are particularly long lasting, it is essential for states including New Jersey to ensure that in-use emissions are as low as possible through comprehensive and stringent vehicle inspection and maintenance programs.
3. **Mobile source grants awarded**- On 12/6/18 the Bureau of Mobile Sources won \$540,440 in USDOT grants for three clean vehicle programs: It Pays to Plug In – NJ's Electric Vehicle Charging Grants (\$200,000), Electric Vehicle Ride & Drive Events (\$124,440) and Emergency Medical Services Idle Reduction Grants (\$216,000). The Bureau of Energy and Sustainability provided GIS support for the grant applications.
4. **EPA draft guidance revises policy on "ambient air" exclusions** – EPA recently released draft guidance that revises its policy on the exclusion of certain areas from the scope of "ambient air." Under EPA's previous policy, the atmosphere over land owned or controlled by a stationary source could be excluded from "ambient air" if public access is "precluded by a fence or other physical barriers." The draft interpretation replaces "a fence or other physical barriers" with "measures, which may include physical barriers, that are effective in deterring or precluding access to the land by the general public." For example, EPA draft guidance states that "no trespassing" signs may suffice. Comments on the draft guidance are due to EPA by December 21, 2018. AQES' Division of Air Quality is evaluating if state specific comments are necessary.
5. **New Jersey Proposes Ozone State Implementation Plan Revision** -- On November 15, 2018, the AQES' Division of Air Quality proposed the following revisions to its 8-hour ozone State Implementation Plan:
 - o Certification of New Jersey's ability and authority to implement, maintain, and enforce the 2015 8-hour 70 parts per billion ozone standard, addressing the infrastructure requirements of the Clean Air Act Sections 110(a)(1) and (2);

- Addressing the interstate transport requirements of the Clean Air Act Section 110(a)(2)(D)(i)(I), commonly referred to as the "Good Neighbor" provision, for both the 70 parts per billion and the 2008 75 parts per billion 8-hour ozone standards; and,
- A negative declaration that the federal Oil and Natural Gas Control Techniques Guidelines do not pertain to New Jersey.

Specifically, the proposed revisions demonstrate that New Jersey is not interfering with the ability of its neighboring states to attain and maintain these ozone standards; and has taken actions to reduce its contribution to transported ozone. The proposal calls on EPA to ensure that other nearby and upwind states similarly address their "Good Neighbor" obligations to address significant ozone contribution to downwind nonattainment monitors. Copies of the proposal are available at:

<https://www.state.nj.us/dep/baqp/itr.html>. Comments may be submitted until December 21, 2018.

6. **New Jersey Transitgrid Air Permit Applications** -- On November 21, 2018, Air Quality Permitting received preconstruction and acid rain permit applications for the NJ Transitgrid Traction Power System, designed to provide NJ Transit with emergency natural gas-fueled generation for traction power and auxiliary systems during a grid outage. Under normal operation, the system would provide power to both NJ Transit and the grid. The project triggers the Emission Offset Rule at N.J.A.C. 7:27-18 and is subject to Lowest Achievable Emission Rate requirements for oxide of nitrogen. Risk will be evaluated as part of the permit review process.
7. **Rosehill Cemetery & Crematory Draft Preconstruction Permit** - Air Quality Permitting posted a notice for public comment and the associated draft air preconstruction permit for the Rosehill Cemetery & Crematory to operate one additional human cremation retort. The draft permit includes monitoring and recordkeeping requirements to ensure that the permitted emission limits are not exceeded. The comment period ends January 5, 2019.

2019 MEETING DATES & LOCATIONS (tentative)

Parking arrangements will be given in monthly email

January 9	ERM, 200 Princeton South Corporate Centre, Suite 160, Ewing
February 13	STEM building at Kean University, 1075 Morris Ave, Union, NJ 07083
March 13	NJ DEP, 401 East State Street, 6th Floor, Trenton
April 10	NJ DEP, 401 East State Street, 6th Floor, Trenton – PUBLIC HEARING
May 8	Raritan Valley Community College Atrium, 118 Lamington Rd, Branchburg, NJ 08876
June 12	NJ DEP, 401 East State Street, 6th Floor, Trenton
July 10	NJ DEP, 401 East State Street, 6th Floor, Trenton (present to Commissioner)
August	No meeting.
September 11	Chamber of Commerce, 216 W. State St., Trenton, NJ
October 9	NJ BIA, 10 West Lafayette Street, Trenton, NJ
November 13	NJ DEP, 401 East State Street, 6th Floor, Trenton
December 11	IBEW, Local 94, 219 Franklin St., Hightstown, NJ