

NEW JERSEY CLEAN AIR COUNCIL

<u>Clean Air Council Members</u> Allen Weston, Chair Maria Connolly, PP, AICP, Vice-Chair Leonard Bielory, M.D. Robert Campbell Michael Egenton Timothy Fekete	<u>Clean Air Council Members</u> Toby Hanna, P.E. Andrew McNally Stephen Milgrom Richard Opiekun, Ph.D. Scott Ross John Valeri Jr., Esq.
<u>Clean Air Council Liaison</u> George Berdomas, 609-633-1483 George.Berdomas@dep.nj.gov	<u>NJ Clean Air Council Website:</u> http://www.state.nj.us/dep/cleanair

New Jersey Clean Air Council Meeting Record Meeting via Microsoft Teams

Wednesday, June 15, 2022

CALL TO ORDER	Allen Weston opened the meeting.
COUNCIL MEMBERS PRESENT	All Council members were present with the changes noted below.
ABSENT	Andrew McNally Scott Ross
EXCUSED	Robert Campbell
REPRESENTED	Michael Egenton, represented by Kimberly Scarborough, PSEG
PUBLIC	Jeff L'Amoreaux Kimberly Scarborough, PSEG
NJ DEP Staff	Francis Steitz Helaine Barr George Berdomas

Meeting Summary

- Leonard Bielory made a motion to approve the May meeting minutes; John Valeri seconded the motion. Minutes were approved with a unanimous vote.
- Going forward, all meetings with online capabilities, will offer hybrid meeting options; members can attend in person or virtually through Microsoft Teams.
- Discussion and questions regarding the inventory and funding for the electric school buses.
- John Valeri asks for updates for RGGI implementation in Pennsylvania.
- Helaine Barr discussed public stakeholder RGGI Strategic Funding Plan and public website launch with the Office of Innovation. Await to hear from the public and anticipation of a draft later this Fall 2022.
- Allen Weston talking about old business/new business.
 - o Discussion about Public and Environmental Health tool from a Municipal scale in New Jersey.
- The council held a lengthy discussion and continued to edit the Council's Hearing Report with a primary focus for an annual review of Air Quality impacts from the ongoing COVID-19 pandemic. The report will be finalized at the June Meeting in anticipating of presenting the report to the Commissioner at the Council's July Meeting.
 - o Discussion, edits, and changes to the Recommendations Section of the CAC Hearing Report.
 - o Richard Opiekun discussed that the Executive Summary to be completed by John Valeri, Leonard Bielory and Toby Hanna ASAP.
 - o Press Release discussion from the Commissioner for the EV Ambulances coming to NJ sent to the Department on 6/15/22.
- Leonard Bielory made a motion to adjourn; Richard Opiekun seconded the motion. Meeting was adjourned at 11:33 am.

Administrative Report

Presented by Francis Steitz, Director of Air Quality

1. Underground Storage Cavern Rule:

On May 16, 2022, a rule proposal was published in the New Jersey Register. These new rules have been proposed to implement N.J.S.A. 58:10-35.1 through 35.4 and establish requirements for the owners and operators of underground storage cavern systems. A public hearing was held Thursday June 9th and the public comment period closes July 15, 2022.

2. Air toxics rule amendments – notice of appeal:

On May 19, 2022, Cocoa Merchants' Association of America and ICE Futures U.S., Inc. jointly filed a notice of appeal of the Department's final air toxics rule amendments published in the April 4, 2022, New Jersey Register. A separate appeal was filed on May 19, 2022 by Douglas Products and Packaging Company LLC. Among other things and as relevant to the appeal, the final rules amended the permit applicability for fumigation operations from an input-based (50 pounds of raw material, which includes the fumigant and commodity fumigated) to an output-based (0.1 pound/hour potential to emit) threshold. The final rules also established a new category of State-specific hazardous air pollutants, which includes sulfuryl fluoride, a commonly used fumigant.

3. NESCAUM medium & heavy-duty EV action plan:

NESCAUM received nearly 40 sets of comments on the [draft MHD ZEV Action Plan](#) released on March 10, 2022 and circulated a revised draft Action Plan to the participating states, including NJ, on May 23. A near final action plan will be sent to the states for approval on July 1 with an anticipated public release date of July 27. The action plan fulfills a commitment made by NJ, and 17 other jurisdictions in the US and Canada, in a Multi-State Medium-and Heavy-Duty Zero Emission Vehicle MOU signed in 2020 to reduce GHG emissions and harmful air pollution by accelerating the market for zero-emission trucks, vans, and buses.

4. EPA Clean School Bus Rebate Program:

The Bipartisan Infrastructure Law provides \$5 billion to replace existing school buses with clean and zero-emission school buses. For each fiscal year between 2022 and 2026, \$500 million will be made available to fund zero-emission and clean school buses, and \$500 million will be made available to fund only zero-emission school buses. The first \$500 million funding opportunity opened May 20 with a due date of August 19. By our reading of the program guidance, the 51 [Prioritized districts](#) in New Jersey are the only likely candidates to receive funding in this year's round, which is lottery based. The priority districts get:

- \$375,000 up to 100% of vehicle cost
- \$20,000 for charging infrastructure (in addition to PSE&G and Atlantic City Electric's existing rebate programs)
- Funding for up to 25 buses per school district
- Prioritized districts may be able to purchase electric school buses with charging infrastructure at nearly zero net cost after the EPA funds are applied. Eligible entities are public school districts and dealers that contract with private school districts. Because this is a lottery-based program, we've encouraged all prioritized districts to apply and have been working with the three electric school bus dealers and the NJ School Bus Contractors association as well.

5. National EV Infrastructure stakeholder engagement meetings:

DEP, BPU, EDA & DOT hosted focused stakeholder engagement meetings on June 2, 7, 9 and 10 with: local government and businesses; sister agencies; charging station vendors; environmental advocacy groups; EJ advocacy groups; workforce and labor groups; and transportation advocates. Each group will have specific prompt questions tailored to their areas of interest and expertise. Feedback will be summarized and incorporated into the EV Infrastructure Deployment Plan due August 1.

6. EEW Group Offshore Structures (Paulsboro, Gloucester County) – Update #3:

On June 2, 2022, the Division of Air Quality (DAQ) received an air permit application from EEW Group American Offshore Structures (EEW) that is a support facility to offshore wind. The application is to add 22 pieces of equipment identical to those already permitted. The addition of the new equipment will allow the facility to double the production from 50 monopiles per year to 100 monopiles per year. EEW is proposing to double the VOC emissions from 21 TPY to 42 TPY, including ethylbenzene from 5.77 TPY to 11.54 TPY and xylene from 4.37 TPY to 8.74 TPY (both are HAPs). This will require the facility to submit an initial operating permit (Title V) within 12 months after the issuance of the preconstruction permit. DAQ will evaluate to ensure that all applicable requirements are being met, including Federal New Source Review applicability as the project was split into two phases, two years apart.

7. NJ Transit electric buses:

NJDEP awarded Volkswagen funding to NJ Transit for 8 electric buses in 2019 and they expect the first bus to be placed into service over the summer. The charging equipment in the Newton garage has been commissioned and is ready to charge the buses as they arrive. They expect delivery of the balance of the order between November and December. NJ Transit will coordinate a press event with our Communications Office.

8. ChargeUp NJ program:

On June 3, 2022, BPU released a FY2023 compliance filing for the next iteration of its Charge Up NJ program, which provides a cash on the hood rebate for the purchase of light duty EVs. The compliance filing proposes a \$35 million program with revised incentive amounts. The current program provides \$25 per electric mile, up to a maximum of \$5000, for EVs with an MSRP <\$55,000. The new program

provides \$25 per electric mile, up to a maximum of \$4000, for EVs with an MSRP <\$45,000 and \$25, up to a maximum of \$2000, for an EV with an MSRP between \$45,000 and \$55,000. BPU anticipates launching later this year. In addition, they are proposing a new \$5.5 million program to provide \$250 for at home residential EV charging equipment, funded through the SBC.

9. Risk Screening Worksheet Updated and out for Public Comment:

The revised Risk Screening Worksheet (RSW) has been posted on the Air Quality Permitting Program's website within the Risk Assessment Guide section. The RSW was issued for public comment on June 8, 2022, with the comment period running until July 8, 2022. The proposed revisions include adding Sulfuryl Fluoride (SF) to the RSW and modifying several air toxicities factors for other substances to incorporate the most current scientifically available toxicity factors and be more protective of public health.

10. Regional Greenhouse Gas Initiative:

RGGI's second auction of 2022 took place on June 1st, 2022, auctioning a total of 22,280,473 allowances at a clearing price of \$13.90. New Jersey sold approximately 2.8 million allowances, generating proceeds in the amount of \$39,892,291.10.

On June 9, 2022, The New Jersey Department of Environmental Protection, Board of Public Utilities and Economic Development Authority hosted a virtual public webinar to gather public comment about how the state should develop its next RGGI Strategic Funding Plan for projects supporting the Administration's climate change, clean energy and environmental justice goals.

2022 MEETING DATES & LOCATIONS (tentative)

Meeting will be 9:30am – 12pm, every 3rd Wednesday of the month, unless otherwise noted.

January 19	Microsoft Teams Meeting.
February 16	Microsoft Teams Meeting.
March 16	Microsoft Teams Meeting.
Tues., April 12	Public Hearing - Microsoft Teams Meeting and in-person (hybrid).
May 18	Hybrid: Microsoft Teams & In-person
June 15	Hybrid: Microsoft Teams & In-person
July 20	Hybrid: Microsoft Teams & In-person - present report to commissioner
August 17	No meeting. (Microsoft Teams Meeting, only if needed)
September 21	Hybrid: Microsoft Teams & In-person
October 19	Hybrid: Microsoft Teams & In-person
November 16	Hybrid: Microsoft Teams & In-person
December 21	Hybrid: Microsoft Teams & In-person