

## NEW JERSEY CLEAN AIR COUNCIL

<b><u>Clean Air Council Members</u></b> John Valeri Jr., Esq., Acting Chair Allen Weston, Acting Vice-Chair Leonard Bielory, M.D. Robert Campbell Maria Connolly, PP, AICP Joseph Constance Marc DeBlasio Michael Egenton	<b><u>Clean Air Council Members</u></b> Toby Hanna, P.E. Sandra Howland Andrew McNally Richard Opiekun, Ph.D. Scott Ross John Spinello Robert Weber
<b><u>Clean Air Council Liaison</u></b> Heidi Jones, 609-777-0598 <a href="mailto:Heidi.Jones@dep.nj.gov">Heidi.Jones@dep.nj.gov</a>	<b><u>NJ Clean Air Council Website:</u></b> <a href="http://www.state.nj.us/dep/cleanair">http://www.state.nj.us/dep/cleanair</a>

### New Jersey Clean Air Council Meeting Record

NJDEP  
401 East State Street, 6<sup>th</sup> Floor  
Trenton, NJ

Wednesday, June 13, 2018

CALL TO ORDER	John Valeri opened the meeting.
COUNCIL MEMBERS PRESENT	All Council members were present with the changes noted below.
EXCUSED	Leonard Bielory Marc DeBlasio Sandra Howland Andrew McNally
ABSENT	John Spinello
REPRESENTED	Kimberly Scarborough, PSEG representing NJBIA
PUBLIC	Sara Bluhm, BPU
NJ DEP Staff	Bill O'Sullivan Frank Steitz Peg Hanna Andrea Friedman

### **Meeting Record**

- Michael Egenton made the motion to approve the May minutes as submitted; Allen Weston seconded the motion. Minutes were approved a unanimous vote.
- Nominating committee will review Chair and Vice-Chair positions on the council for voting in September.
- Allen Weston made a motion to adjourn; Richard Opiekun seconded the motion. Meeting was adjourned at 12:20pm.

### **Administrative Report**

*Presented by Bill O'Sullivan, Air & Energy Advisor*

1. 2018 Ozone Exceedances – As of Saturday, 6/9/18, NJ had 5 days this ozone season when one or more monitors exceeded the 70-ppb ozone health standard. This is higher than any of the other 5 states in the multistate Air Quality Control Regions of which NJ is a part. The Saturday exceedance at the Rutgers monitor involved ground level wind from NY City and upper level wind from Pennsylvania. In 2017, there were 3 exceedances of the 70 ppb NAAQS by 6/9/17.
2. NJ “Good Neighbor” plan for annual fine particle NAAQS - On 5/21/18, USEPA proposed approval of the interstate transport provisions of NJ’s State Implementation Plan (SIP) for the maintenance of the 12 ug/m3 fine particle national ambient air quality standard (NAAQS). NJ monitors are now under 10 ug/m3 for PM2.5 (fine particles), and monitors in nearby states also show attainment of this health standard.
3. Comments on Kentucky “Good Neighbor” plan for 75 ppb ozone NAAQS – On 5/17/18, NJ and several other northeast states submitted comments on EPA’s proposed approval of Kentucky’s inadequate measures to address their ozone contributions to NJ and other ozone nonattainment states. Kentucky has much less stringent NOx requirements than NJ for both stationary and mobile sources.
4. NJ 75 ppb ozone attainment plan – By letter dated 5/29/18, USEPA determined that the NJ state implementation plan (SIP) for the 75-ppb ozone NAAQS (submitted on 12/14/17 for demonstrating Reasonable Available Control Technology, and on 1/2/18 for attaining the ozone NAAQS in the NJ/NY/Conn Air Quality Control Region) is administratively complete. A federal register notice on SIP is expected.
5. EPA approves NJ Inspection and Maintenance (I/M) rule changes - On 5/9/18, USEPA approved NJ’s changes to the I/M program, which discontinued idle tests on 1995 and older vehicles; and added on-board diagnostics (OBD) testing requirements for heavy-duty gasoline vehicles.
6. Sulfur Dioxide NAAQS - On 5/25/18, USEPA proposed to retain, without revision, the existing 75 ppb 1-hour NAAQS for sulfur dioxide, which was set in 2010. NJ attains this health standard by a wide margin because of our sulfur in fuel and stack emissions rules. NJ’s most recent exceedances had been due to the Martin’s Creek and Portland coal fired units in Pennsylvania, which were shut down because of NJ PSD enforcement action and a 126 petition. In the USA, there remain about 50 power plants which have monitored or modelled local exceedances of the 1-hour sulfur dioxide NAAQS, and which are on schedules to eliminate any confirmed violations of the NAAQS.
7. Industrial Stakeholders Group (ISG) Meeting - On 6/1/18, the air permit program held the quarterly ISG meeting, in the DEP public hearing room, which was attended by about 50 persons. This stakeholder group focuses on discussion of stationary source issues, primarily permitting.
8. Operating Permit Public Hearings – Two public hearings were requested and held on proposed operating permits for major sources.
  - a. Newark Bay Cogeneration - On 5/31/18, a hearing was held in Newark at the request of the Ironbound Community organization on the proposed 5-year extension of the facility’s operating permit. About 20 commenters spoke, primarily on Environmental Justice (EJ) concerns about air pollution in the community. The comment period closed on 6/11/18.
  - b. Ocean County Landfill - On 5/8/18, a hearing was held on the draft significant modification of the landfill’s operating permit, to increase the capacity of the landfill. A solid waste permit was

previously approved for this expansion. The primary concern expressed was water pollution related.

9. Fumigation - The air permit and enforcement programs continue to focus on fumigation operations in NJ that require, but do not have, permits.

The primary concern is acute risk of fumigants used in large quantities in commercial fumigation operations at fixed sites. NJ is coordinating with other states with similar fumigation issues. Also, NJ is active with the National Association of Clean Air Agencies (NACAA) in requesting that USEPA develop a Maximum Achievable Control Technology (MACT) standard for fumigation facilities that emit major amounts (over 10 tpy) of methyl bromide.

10. Electric Vehicles (EVs)

- a. VW Mitigation Trust - NJDEP is drafting a Beneficiary Mitigation Plan that will be subject to public comment. Over \$400 million in project ideas have been submitted in over 100 proposals. NJ has \$72.2 million to spend over 10 years on NOx mitigation, including projects which increase the use of EVs.
- b. East Coast EV Strategy - On 5/16/18, NJ and other states on the east coast of the USA released the "Northeast Corridor Regional Strategy for Electric Vehicle Charging Infrastructure" to advance public and private investments in EV charging and to increase the use of EV's throughout the region. The press release has been shared with the Council.
- c. Multi State ZEV Action Plan - Peg Hanna will moderate a NJ/Mass/Oregon panel at the Roadmap 11 conference in Portland, Oregon, on June 19, where they will announce the new plan for multi-state action by NESCAUM and the ZEV states. The Northeast States for Coordinated Air Use Management (NESCAUM) is the regional air pollution control agency organization in the northeastern USA, including NJ. ZEV states are those states, including NJ, which have joined California in requiring Zero Emission Vehicles (ZEVs).
- d. Utility EV plans - On 5/31/18, PSEG announced a plan to invest \$300 million in EV infrastructure over the next 5 years. Atlantic Electric previously announced a plan to invest about \$15 million in EV programs.

11. California Clean Car Rules – On 6/7/18, the Ozone Transport Commission (OTC) issued a statement supporting California's right to set more stringent vehicle fuel efficiency standards than the federal government. NJ is one of 12 states that use the California clean car standards.

#### **NEXT MEETING**

January 10	Covanta, 183 Raymond Blvd, Newark, NJ 07105
February 14	ERM, 200 Princeton South Corporate Centre, Suite 160, Ewing
March 14	STEM building at Kean University, 1075 Morris Ave, Union, NJ 07083
April 12 – Thurs	NJ DEP, 401 East State Street, 6 <sup>th</sup> Floor, Trenton – PUBLIC HEARING
May 9	NJ DEP, 401 East State Street, 6 <sup>th</sup> Floor, Trenton
June 13	NJ DEP, 401 East State Street, 6 <sup>th</sup> Floor, Trenton
July 11	NJ DEP, 401 East State Street, 6 <sup>th</sup> Floor, Trenton ( <i>present to Commissioner – tentative</i> )
August	No meeting.
September 12	Chamber of Commerce, 216 W. State St., Trenton, NJ
October 10	NJ DEP, 401 East State Street, 6 <sup>th</sup> Floor, Trenton
November 14	NJ DEP, 401 East State Street, 6 <sup>th</sup> Floor, Trenton
December 12	IBEW, Local 94, 219 Franklin St., Hightstown, NJ