

**Minutes**  
**Environmental Protection Committee**  
2 Martin Luther King Jr. Drive, S.E.  
Suite 1252 East Tower  
Atlanta, GA 30334

**March 29, 2017**

**Attending:**

Committee Members

Ray Lambert, Chairman  
William Bagwell, Vice Chairman  
Dwight Davis - via conference call  
Dwight Evans  
Aaron McWhorter  
Mike Phelps  
Brother Stewart  
Dee Yancey  
Duncan Johnson, Jr., Board Chairman, Ex-Officio

Board Members

Nancy Addison  
Mark Mobley  
Bodine Sinyard  
Miki Thomaston – via conference call

Guests

Bill Hodges, Hodges, Harbin, Newberry & Tribble  
Leon Watkins, Whitestone Landfill  
Chris Manganiello, Chattahoochee Riverkeeper  
Ronny Just, Georgia Power  
Bryan Tolar, GA Agribusiness Council  
Hunter Loggins, GA Agribusiness Council  
Debbie Phillips, Georgia Industry Environmental Coalition  
Harold Reheis, Joe Tanner & Associates  
Trip Addison, Georgia Southern  
Alex Bradford, Georgia Farm Bureau

Staff Members

Mark Williams  
Walter Rabon  
Artica Gaston  
Kyle Pearson  
Terry West  
Melanie Johnson  
Wes Robinson  
Cathy Barnette  
Amber Carter  
Dave Crass  
Rusty Garrison  
Col. Eddie Henderson  
Becky Kelley  
Spud Woodward  
Bowers, John  
Jac Capp  
Richard Dunn  
Lauren Curry  
Jeff Cown  
Sydney Brogden  
Don McGowan  
Jodie Gardner  
Hays, Karen  
Langley, Bert  
Mueller, Chuck

The March 29, 2017 meeting of the Environmental Protection Committee was called to order by Chairman Duncan Johnson.

Chairman Johnson called on Ray Lambert, Chairman of the Environmental Protection Committee. Chairman Lambert called on Jeff Cown, Chief of the Land Protection Branch, for a briefing on Proposed Amendments to the Rules for Hazardous Waste Management.

Jeff Cown stated that in order for the Environmental Protection Division to retain primacy for the hazardous waste programs, periodic updates of Chapter 391-3-11, Rules for Hazardous Waste Management, are necessary to reflect new regulations published by the United States Environmental Protection Agency. He further stated that the most recent update was in May of 2016 when the Board adopted rules to incorporate requirements of federal regulations in effect through June 30, 2015. He added that we are here today to propose amendments to Rules 391-3-11-.01, 391-3-11-.02, 391-3-11-.04, 391-3-11-.05, 391-3-11-.07, through .11, and 391-3-11-.16 through .18, to include the federal regulations published through November 28, 2016.

Mr. Cown stated that the proposed amendments are in two parts: 1) to update the Generator Improvements Rule and the Export-Import Revisions. He further stated that the Generator Improvements Rule can be found all throughout the regulations; the changes will make them easier to understand and more user-friendly. He added that the rule also provides more flexibility by allowing very small quantity generators to send their hazardous waste to large quantity generators under control of the same person and allowing very small and small quantity generators to generate episodic amounts of hazardous waste without being subject to additional regulation.

Mr. Cown stated that this rule will impact approximately 4,636 generators in Georgia and will lead to reduced compliance costs for very small quantity generators and episodic small quantity generators of hazardous waste.

Mr. Cown stated that the Export-Import Revisions will consolidate all hazardous waste import and export regulations into one concise section so that there is only one set of requirements to comply with. He further stated that the rule will allow importers and exporters to submit required paperwork to EPA electronically and ensure shipments of hazardous waste are received by destination facilities.

Mr. Cown stated that the public hearing will be held in April and he will return to the Board for action at the May Board meeting.

Chairman Lambert called on Karen Hayes, Chief of the Air Protection Branch, for a briefing on Proposed Amendments to the Rules for Air Quality Control pertaining to Particulate Emissions from Cotton Gins.

Ms. Hayes stated that particulate emissions from cotton gins are currently regulated by an emission limit in Georgia's Rules for Air Quality Control. She further stated that EPD proposes to amend

Rule 391-3-1-.02, in order to add a work practice standard as an alternative compliance option to the existing emission limit. She added that the existing formula is very difficult to work with and industry partners have given input on the proposed amendments before you today.

Ms. Hayes stated that the public hearing will be held on May 9 and she plans to request adoption at the June Board meeting.

Mr. Sinyard asked how many cotton gins are in the state.

Ms. Hayes stated that there are 60-63 cotton gins.

Chairman Lambert called on Karen Hayes, Chief of the Air Protection Branch, for a briefing on Proposed Amendments to the Rules for Air Quality Control, Chapter 391-3-1, pertaining to Cross-State Air Pollution Rule.

Ms. Hayes stated that in order for EPD to retain primacy for air quality programs, periodic updates of the Rules for Air Quality Control are necessary to reflect new regulations published by the United States Environmental Protection Agency. She further stated that accordingly, the proposed amendments to Rule 391-3-1-.02 are being adopted by reference and are in no way any more restrictive than the federal requirements.

Ms. Hayes stated that on October 26, 2016, the U.S. EPA published in the Federal Register the final Cross-State Air Pollution Rule Update (CSAPR Update). She further stated that as a result, EPD needs to submit a SIP revision to EPA by September 26, 2017, demonstrating reliance on CSAPR instead of CAIR for control of interstate transport of air pollution. The SIP revision requires rules 391-3-1-.02(12), 391-3-1-.02(13), and 391-3-1-.02(14) to be amended.

Ms. Hayes stated that the public hearing is tentatively set for May 8, 2017 and she plans to return to the Board for action at the June Board meeting.

Chairman Lambert called on Karen Hayes, Chief of the Air Protection Branch for a briefing on Proposed Amendments to the Rules for Air Quality Control, Chapter 391-3-1, pertaining to miscellaneous changes and updates.

Ms. Hayes stated the amendments to Rules 391-3-1-.01., 391-3-1-.02, and 391-3-1-.03, include an update of the definition of "Volatile organic compound;" a revision of the Ambient Air Standards rule to update the 8-hour ozone National Ambient Air Quality Standard (NAAQS) with the new 2015 standard; an update to the Prevention of Significant Deterioration of Air Quality rule which limits criteria air pollutant emissions from new major sources or major modifications at existing sources located in areas in attainment or unclassifiable with the NAAQS; updates to certain New Source Performance Standards, which are technology-based standards that limit criteria air pollutant emissions from new sources in specific source categories; updates to certain Emission Standards for Hazardous Air Pollutants, which are control technology requirements for sources in specific source categories; and an

update to the Title V Operating Permits rule, which contains permit requirements for major sources and a limited number of minor sources of criteria pollutants and/or hazardous air pollutants.

She further stated that EPD will solicit public input and return to the Board for action at the June Board meeting.

There being no further business, the meeting was adjourned.