

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

October 24, 2018

Attendees:

Committee Members

Ray Lambert, Chairman
William Bagwell, Vice Chairman
Dwight Davis
Dwight Evans
Duncan Johnson
Mark Mobley – Via Conference Call
Brother Stewart
Philip Wilheit
Aaron McWhorter, Board Chairman, Ex-Officio

Board Members

Nancy Addison
Joe Hatfield
Bill Jones
Billy New
Paul Shailendra
Bodine Sinyard
Miki Thomaston

Guests

Chris Manganiello, Chattahoochee Riverkeeper
Ronny Just, Georgia Power
Bill Hodges, Hodges, Harbin, Newberry & Tribble, Inc.
Kevin Berry

Staff Members

Mark Williams, Commissioner
Terry West
Walter Rabon
Kyle Pearson – Via Conference Call
Wes Robinson
Cathy Barnette
Amber Carter
Artica Gaston
Jeff Cown
Dave Crass
Steve Friedman
Rusty Garrison
Doug Haymans
Eddie Henderson
Karl Burgess
Brittney Tellencamp
Mark Whitney

Richard Dunn, Director
Lauren Curry
Jac Capp
Karen Hays
Chuck Mueller
Laura Williams
Sydney Brogden
Dika Kuoh
Jim Cooley
Sarah Visser
Donald Kirkland

The October 24, 2018 meeting of the Environmental Protection Division was called to order by Chairman Aaron McWhorter.

Chairman McWhorter called on Ray Lambert, Chairman of the Environmental Protection Committee. Chairman Lambert called on Karen Hays, Chief of the Air Protection Branch, to present the Proposed Grant Criteria for Georgia Diesel Emissions Reduction Program, Chapter 391-3-21-.15.

Ms. Hays stated the grant is to reduce diesel emissions that can negatively impact human health and the environment by assisting public schools with school bus replacements, and the program is funded through the Diesel Emission Reduction Act. She further stated the school buses being replaced have to be model year 2006 or older and they must be scrapped, the school systems provide 75% matching funds and the grant provides 25% of the cost, all Georgia public school systems are eligible to apply but EPD proposes to prioritize the school systems located in the counties that are designated as nonattainment for the 2015 ozone standard, and second priority will be given to school systems located in counties designated as maintenance for the 2008 ozone standard. She added we estimate this money to help fund about 32 new school buses.

Ms. Hays stated we are asking the Board to reapprove the 2014 grant criteria to clean up a discrepancy. She further stated EPD will issue the first solicitation for applications within four months of approval by the Board, and if funds remain after the initial distribution, EPD will resolicit applications until all of the money is allocated. She added she will take any questions.

A motion was made by Mr. Bagwell, seconded by Mr. Stewart and carried unanimously that the Committee recommend that the Board approve the proposed grant criteria for Georgia Diesel Emissions Reduction Program, Chapter 391-3-21-.15.

Mr. Lambert called on Karen Hays, Chief of the Air protection Branch of the Environmental Protection Division, for her briefing on the proposed amendments to the Rules for Air Quality Control, Chapter 391-3-1.

Ms. Hays stated we are proposing to update the rule to be consistent with 40 CFR Part 63 Subpart GG, which is the National Emission Standards for Aerospace Manufacturing and Rework Facilities. She further stated that both rules apply to some Aerospace Manufacturing and Rework Facilities, and both rules are required by US EPA. She added changes include: specialty coating emission standards are being updated, the use of “manufacturers’ supplied data” to show compliance is now allowed, the use of annual purchase records as an alternative to monthly usage records is now allowed, and we are adding new coating applications as compliance options.

Ms. Hays stated we have four Georgia facilities subject to this rule and we had a stakeholder meeting in July, and all comments that we received from stakeholders in this process have been addressed. She further stated a public hearing is tentatively scheduled for November 29th, the 30-day public comment period will close about one week after that, and if no revisions are required, we will

request adoption at the January 2019 meeting. She added she will take any questions on the rule changes.

Mr. Lambert called on Karen Hays, Chief of the Air protection Branch of the Environmental Protection Division, for her briefing on the proposed amendments to the Rules for Radioactive Materials, Chapter 391-3-17.

Ms. Hays stated these rules are periodically amended to address the requirements of the US Nuclear Regulatory Commission (NRC), and Georgia is an agreement state with the Nuclear Regulatory Commission, which means that Georgia has accepted the responsibility for licensing sources and uses of radioactive materials in the state. She further stated that in order to maintain our agreement state status, we are required to ensure that our rules are compatible with NRC's rules. She added that the main feature of the proposed amendments are: the entire Chapter is being updated to clarify the EPD Director has the authority to issue licenses for users or possessors of radioactive materials, making changes to ensure consistency with the requirements of the Nuclear Regulatory Commission, and adding a definition for Division and Director.

Ms. Hays stated she is briefing the committee today, the public hearing is tentatively scheduled for November 28th, and the public comment period will close about one week after that. She further stated that if no revisions are necessary, she plans to request adoption of the proposed amendments at the January meeting. She added she would be happy to answer any questions on the briefing.

Mr. Lambert called on Karen Hays, Chief of the Air protection Branch of the Environmental Protection Division, for her briefing on the proposed amendments to the Rules for Enhanced Inspection and Maintenance, Chapter 391-3-20.

Ms. Hays stated the Enhanced Inspection and Maintenance Program (I/M Program) is the name for the vehicle emissions testing program we have in the Atlanta metro area, and that the program is a requirement of the Clean Air Act. She further stated the I/M rule updates include: updating language in rule "Testing of Exhaust Emissions by Remote Sensing Technology or Other Means" to be consistent with Federal requirements, updating language in "Inspector Qualification and Certification" rule for clarity for inspectors, the "Waivers" rule is being revised to be consistent with the Federal requirements, and we are adding a couple of definitions and updating terminology. She added today is the briefing, the public hearing is tentatively scheduled for November 29th, the public comment period will close about one week after that, and if no revisions are necessary, we plan to adopt the amendments at the January meeting.

There being no further business, the meeting was adjourned.