

## NEW JERSEY CLEAN AIR COUNCIL

<b><u>Clean Air Council Members</u></b> Joseph Constance, Chairman Richard Opiekun, Ph.D., Vice Chair Mohammad "Ferdows" Ali Leonard Bielory, M.D. Sara Bluhm Michael Egenton Howard Geduldig, Esq. Toby Hanna, P.E.	<b><u>Clean Air Council Members</u></b> Robert Laumbach, M.D. Pam Mount James Requa, Ed.D. Nicky Sheats, Esq., Ph.D. Joseph Spatola, Ph.D. Eric Svenson Jr. John Valeri Jr., Esq. 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

**NJ DEP  
401 East State Street, 5<sup>th</sup> Floor  
Trenton, NJ 08625**

**Wednesday, June 10, 2015**

CALL TO ORDER Joseph Constance opened the meeting.

COUNCIL MEMBERS PRESENT All of the Council members were present with the changed noted below.

EXCUSED Pam Mount  
Joseph Spatola  
Robert Weber

REPRESENTED Michael Egenton by Kimberly Scarborough, PSE&G

PUBLIC Ashley Lynn Chrzaszcz, NJDEP  
Chris Salmi, NJDEP  
Christine Schell, NJDEP  
Michael Santilli, NJDEP

### Meeting Record

- Leonard Bielory made the motion to approve the March minutes as submitted; Toby Hanna seconded the motion. The March minutes were approved by a unanimous vote.
- Ferdows Ali made the motion to approve the May minutes as submitted; Richard Opiekun seconded the motion. The May minutes were approved. Howard Geduldig abstains; he was not in attendance at the May meeting.
- Discussion of 2015 Hearing Report. Edits will be accepted for an additional two weeks.
- Discussion of alternative sites for future meetings suggested by Sara Bluhm; NJ Natural Gas, Port Authority, BL England Terminals.
- Leonard Bielory made a motion to adjourn; Richard Opiekun seconded the motion. Meeting was adjourned at 11:30am.

### Administrative Report

*Presented by Bill O'Sullivan, Division of Air Quality*

1. Ozone Exceedances – As of 6/25, there were 4 exceedance days in NJ. The number of monitor day exceedances was 10 in NJ, 9 in Connecticut, 4 in NY portion, 6 in Penn portion, 2 in Del Portion, and 1 in Maryland portion of the NJ air quality control regions.
2. HEDD Rule Implementation - The 5/1/15 compliance deadline for tighter NOx limits on gas and oil fired power plants was successfully achieved, with about 3700 MW of old high NOx electric generation shut down, about 1000 MW of existing units controlled, about 2000 MW of new very low emitting new units constructed since 2008, and another approximately 2000 MW of new units either permitted or being permitted.
3. Fine particle health effects – A June 2015 Harvard University study links fine particles to higher death rates in persons over 65, with no evidence of a safe threshold.
4. Diesel cancer risk – A Health Effects Institute (HEI) study concluded there is sufficient information for the federal EPA to develop a cancer risk factor for diesel exhaust. NJDEP already uses California's cancer risk factor for diesel particles.
5. Demand Side Management (DSM) Diesels - A federal court vacated EPA's 100 hour exemption for DSM diesels from its emission limits in its reciprocating internal combustion engine (RICE) rule. The State of Delaware, utilities, and environmental groups had appealed this exemption.
6. Shore Power Summit – On 6/16/15, EPA Region 2 hosted a meeting of interested parties on plugging in ships that are at berth, rather than using the ship's engines to make electricity to power the ship. Peg Hanna represented NJDEP.
7. Inspection and Maintenance Fraud – NJDEP assisted in another fraud investigation of a private inspection facility, which was using data simulators to generate false results for tests of cars onboard air pollution control systems. A previous investigation resulted in criminal charges and one year jail terms.
8. EPA notice on NJ exemption - On 5/22/15, the USEPA issued a requirement for NJ and 35 other states to remove exemptions from emission limits in their rules. NJ only has one remaining exemption for a provision which is no longer used. It will be removed in a future rule revision package. The EPA notice

also requires states to revise or eliminate affirmative defense provisions. That part of the notice is under review to determine if any change is needed in NJ.

9. Good Neighbor Plans – On 5/7/15, the US District Court ordered USEPA to issue “failure to submit” findings by 6/30/15, to 26 states that did not address the “Good Neighbor” provisions of the Clean Air Act. NJDEP was not on the list because it included in its infrastructure SIP a demonstration that it’s rules are good neighbor compliant. USEPA has yet to complete review of the NJ submittal.
  
10. Odor Training for Ironbound Community – As part of a community science project funded by USEPA, NJDEP staff provided odor investigation training to about 30 persons from the Ironbound Community in Newark. This is a follow up to a previous study that detected relatively high levels of solvent emissions, along with odor, in an area of Newark.
  
11. Air Intern – Ashley Chrzaszcz is an intern for the summer and will evaluate the economic cost of air pollution.
  
12. Jane Herndon – Left the NJDEP as of June 12, to move to Alabama and work in Florida. Jane was Assistant Commissioner of Environmental Management, which includes the Division of Air Quality. This past year Jane chaired the Ozone Transport Commission and also chaired a committee of the States Collaborative on Ozone Transport. Paul Baldauf has the Assistant Commissioner duties until there is a replacement.

**ARTICLES OF INTEREST**

Newspaper Articles

**PRESENTATION**

EPA Ozone Transport Workshop from April 8, 2015  
 NJ DEP Experience and Recommendations for EGUs  
 Given by: Bill O’Sullivan

Presentation on file and will be posted on the website.

**NEXT MEETING**

**\*\*\* Parking in Crescent Temple Lot. Have ID ready. \*\*\***  
**From train station traveling north:**  
**Go through next light (East State Street)**  
**Parking is on North Clinton Avenue –parking lot on right hand side (see guard)**

January 14	ERM, 200 Princeton South Corporate Centre, Suite 160, Ewing, <i>Toby Hanna</i>
February 11	NJ DEP, 401 East State Street, 5 <sup>th</sup> Floor, Trenton
March 11	NJ DEP, 401 East State Street, 5 <sup>th</sup> Floor, Trenton
April 14 (Tues)	Public Hearing – NJ DEP, NJ DEP, 401 East State Street, Trenton
May 13	Thomas Edison State College, Trenton, <i>Nicky Sheats</i>

June 10	NJ DEP, 401 East State Street, 5 <sup>th</sup> Floor, Trenton
July 7 (Tues)	Present to Commissioner – NJDEP, 7 <sup>th</sup> floor, Commissioner's Conference Room
August	No meeting
September 9	Chamber of Commerce, 216 W. State St., Trenton, <i>Michael Egenton</i>
October 14	New Jersey Business & Industry Association, 10 West Lafayette Street Trenton, NJ 08608, Sara
November 10	NJ DEP, 401 East State Street, 5 <sup>th</sup> Floor, Trenton
December 9	IBEW, Local 94, 219 Franklin St., Hightstown, <i>Bob Weber</i>