

INDUSTRIAL STAKEHOLDER GROUP SEPTEMBER 1, 2017 MEETING HIGHLIGHTS

Preliminary Matters

Introduction of Attendees

Agenda Items

I. Organizational Update: The Division of Air Quality has made recent organizational changes that stakeholders should know: (1) the Division has established a Regulatory Advisory Team headed by Danny Wong. The team will focus on coordinating rule development as well as technical guidance for the SOTA and technical Manuals; (2) Sharon Davis has been appointed the Bureau Chief of the Bureau of Evaluation and Planning; (3) Luis Lim has been appointed the Bureau Chief of the Bureau of Air Monitoring; (4) Melissa Evanego has been appointed the Bureau Chief of the Bureau of Mobile Sources; and (5) Mike Adhanom has been appointed the Section Chief of the Minor Source Section in the Bureau of Stationary Sources. In response to these announcements, several stakeholders asked if an updated organization chart would be posted on the DAQ website. The Division of Air Quality will post a final updated chart on the ISG website when it is available.

II. Rules / SOTA Manuals Update

Rules

- The CTG/NO_x RACT rules appeared in the January 3, 2017 New Jersey Register, with comments due by March 4, 2017. The Department received comments from seven individuals/entities. The Department anticipates that the adoption will be published in one of the September 2017 New Jersey Registers.
- PM_{2.5}/SSM (Startup/Shutdown/Malfunction) rules appeared in the March 20, 2017 New Jersey Register, with comments due by May 19, 2017. The Department received comments from one individual/entity. The Department anticipates that the adoption will be published in one of the October 2017 New Jersey Registers.
- The rule proposal to remove Stage II and repeal N.J.A.C. 7:27-34 “TBAC Emissions Reporting” was published in the July 3, 2017 New Jersey Register. A public hearing was held on August 24, 2017. The comment period ends today, September 1, 2017. As of the morning, the Department had received comments from approximately 6 individuals. The Department anticipates that the adoption may be published in November 2017.
- The Resiliency and Air Toxics Rule was published in the August 7, 2017 New Jersey Register. A Public Hearing is scheduled for September 6, 2017 and the comment period will run through October 6, 2017. The Department anticipates that the adoption may be published as early as December 2017.
- The adoption of the Legacy Landfill Rule, which the Department participated in crafting, has been signed and is expected to be published in the September 5, 2017 New Jersey Register.

SOTA

The Department outlined its current initiative to update its State-of-the-Art (SOTA) Manuals. Phase I is complete. Three (3) Manuals were withdrawn and five (5) Manuals were updated. Notice was published in the July 3, 2017 New Jersey Register. Only one (1) comment was

submitted. The SOTA webpage has been updated to reflect the completion of those changes. Phase II is in progress as the Department works on substantive revisions to the eight (8) remaining Manuals. The Department is still seeking Stakeholder volunteers to participate in the workgroups that are expected to begin in the 4th Quarter of 2017. A public comment period will follow the Workgroup review. The list of these manuals, including a list of those Workgroups that require more volunteers, was in the presentation given at the ISG meeting and is available online on the ISG website. The Department encourages Stakeholder participation in the Workgroups, each of which should include a minimum of three volunteers.

III. Technical Manuals 1002 and 1003

These Technical Manuals have not been updated since 2009. Modifications have become necessary due to changes in Federal and State Rules as well as advances in science and technology. The Department has identified a few areas in each Manual that require revisions. Manual 1002 should include updates to how the NO to NO₂ conversion should be determined and meteorological station details. Manual 1003 will delete the section on Comprehensive Risk Assessments as they covered multiple pathways of exposure to toxic, and not just inhalation, and include an outline of the procedure for facility-wide risk assessments. All of the highlights from anticipated modifications to the Manual were included in the presentation given at the ISG meeting and is available online on the ISG website. Please note that a Stakeholder meeting will be held on October 12, 2017, by invitation only. Presentations will be made with an open discussion to follow. All comments from Stakeholders will be due by October 23, 2017 with a formal public comment period to follow.

IV. Update on General Permits and General Operating Permits

An update on general permits and general operating permits was given. Specific GPs and dates can be found on the presentation available online. Of particular note: (1) the new GP-018 and GOP-008 (Boilers and Heaters greater than 5MMBtu per hour and less than 10 MMBtu per hour) were approved on August 7, 2017 and are now available online; (2) GP-016A is being developed online and is anticipated to be available December 4, 2017. This permit will be known as Manufacturing and Materials Handling Equipment and will replace the GP-016 (formerly SEGAP), GP-002 (Confined Abrasive Blasting Equipment), and GP-003 (Woodworking Equipment). Likewise, GOP-002A is being developed to replace GOP-002, formerly known as SEGAP.

V. Emission Credit Update:

An update was provided on the Department's current efforts to address a possible shortfall of emission credits in Northern New Jersey. First, the Department has updated the FAQs webpage based on many good questions about the emission credit process that have been asked over the last few months. The Department encourages stakeholders to review the FAQs and continue to ask questions. Second, the Department of Treasury held an auction on August 17, 2017 for the sale of state-owned NO_x credits. Please note that the auction process was held pursuant to Treasury's procedures and policies and the Department of Environmental Protection's contribution was to provide a list of potential participants. The auction was more successful this time around and Treasury anticipates holding more auctions in the future. Third, the Department continues to work on identifying and verifying reverted credits. Reverted credits are emissions

credits that were banked by New Jersey facilities but went unused. Thus, ownership reverted to the Department per Rule. An update will be provided at the next ISG meeting. Finally, a reminder that the NY/NJ reciprocity agreement for NO_x credits runs through December 19, 2017. There are approximately 177 tons of NO_x credits available at this time. This reciprocity agreement is not expected to be renewed.

VI. Change in Operating Permit Renewal Practice

The Department is providing notice that there will be a change in practice when facilities renew their Operating Permits. Specifically, the Department will require facilities to submit the netting analyses completed during the last permit term (5 years) when they tender their renewal permit application. The netting analyses are required to be completed for each operating permit modification application and if a facility applies for a General Operating Permit. These analyses are generally kept on file at the facility and were only required to be submitted to the Department if specifically requested. To facilitate the new practice, the Department is working on a form so that submissions of the netting analyses will be handled in a uniform fashion. The new form will be made available to Stakeholders soon. A few stakeholders inquired whether the new form would be available for comment. The Department always welcomes suggestions and comments from stakeholders.

All written presentations were posted on the ISG Meeting webpage.

<http://www.state.nj.us/dep/aqpp/isg.html>