

Agenda Date: March 17, 2005  
Agenda Placement: Admin  
Estimated Time: N/A  
Continued Item: No

## Board Agenda Item

TO: Air Pollution Control District Board  
FROM: Terry Dressler, Air Pollution Control Officer  
CONTACT: Linda Beard, 961-8853  
SUBJECT: Minutes of the December 2004 CAC Meeting

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### RECOMMENDATION:

Receive and file the attached draft minutes from the December 8, 2004 meeting of the Community Advisory Committee.

### DISCUSSION:

The attached minutes summarize the December Community Advisory Council meeting.

**Minutes  
of  
The Santa Barbara County  
Air Pollution Control District  
Community Advisory Council**

**December 8, 2004**

**I.** The meeting was called to order at 6:35 p.m.

**II.** Roll Call

There was a quorum in attendance. Ten members were present and two members joined the meeting after agenda item V.

**III.** Approval of Minutes

Motion to approve the November 10, 2004 minutes.

Robinson/Chaabane

Motion Passed: 8:0:2

Abstain: Pierce, Cox

**IV.** Public Comment

There were no public comments.

**V.** Organization of Agenda and Statement of Interests

APCO, Terry Dressler suggested that agenda item VII-C be discussed first followed by VII-A and VII-B, and there were no objections to this change. Council members gave their statements of interests which are listed on the attached Voting Statistics sheet.

**VI.** APCO Report

Terry Dressler reported that Kevin Wright and Marc Chytilo had prepared a "Statement of Concern" regarding Chapter 7 of the Clean Air Plan as directed by the CAC at the last meeting. A copy was distributed to the CAC members and Tom Murphy stated that it would be included in the December 16, 2004 APCD Board agenda packet.

**VII.** New Business

C. Discuss and consider proposed Revisions to Rule 210 (Fee Rule) Schedule B-2 to Express Air Toxic Program Fee Assessment in Terms of Toxic Air Contaminants Rather than Criteria Pollutants.

Dr. Ron Tan, of the APCD, summarized the methodology used in the current air toxics fee rule which is based on criteria pollutants and has been in place since 1991. He explained that the proposed rule revision would replace the existing table of graduated air toxic program fees and the associated criteria pollutant emission ranges with a single air toxic unit fee expressed in dollars per pound of air toxic contaminants. He said that the proposed fee rule would assess fees only on sources which emit greater than 2,000 pounds of toxic pollutants during the fee year; sources with less than 2,000 lbs. would pay nothing, and OCS sources continue to remain exempt from air toxic fees. Dr. Tan stated that the APCO had committed to the Board to make this change to the fee rule.

Dr. Tan said a publicly noticed workshop was held on November 15 and the participants were presented two options for revising the fee rule. He said that Option 1 continues to require air toxic fees to be paid only by select sources that emit greater than 10 tons per year of criteria pollutant emissions (“gatekeeper”), however, the source’s air toxic fee is based on the source’s air toxic emissions. He explained that Option 2 alters the “gatekeeper” to an air toxic emission basis by subjecting all sources that emit greater than 2,000 pounds of air toxics per year to the fee rule. He said that Option 2 was universally endorsed. Mr. Dressler addressed a question regarding the distribution of the fees stating that most of the funds go to ARB with approximately 5% remaining with the APCD which is not sufficient to cover the cost of the program. It was further stated that the fee revision is revenue neutral.

A motion was made to accept Option 2.

Robinson/Pierce

Motion Failed: 4:8:0

No: Chaabane, Cox, Croll, Deacon,  
Kephart, Kranzler, Winters, Wright

A motion was made to recommend Option 2 to the Board with the condition that CAC recommends an additional flat fee for smaller sources, for the purpose of providing additional funding for the program, and if approved by the Board, the APCO will be directed to determine the amount of the fee which would be effective by Fiscal Year 2005/2006 for the March 2006 billing cycle.

Kephart/Croll

Motion Passed: 7:5:0

No: Chaabane, Cox, Nelson, Robinson,  
Wright

- A. Receive an informational report on the Health Risks from Highway 101 Congestion.

A motion was made to postpone this item to the next meeting.

Deacon/Kephart

Motion Passed: 12:0:0

- B. Receive a briefing on Senate Bill 656.

Dr. Ron Tan reported that SB 656 was enacted by the legislature in 2003 to reduce public exposure to inhalable particulate matter (PM<sub>10</sub>) and the subset of fine particulates (PM<sub>2.5</sub>). He said that air districts

are required to develop and adopt a list of feasible and cost-effective control measures to reduce these pollutants. Dr. Tan stated that an implementation schedule must be in place by July 31, 2005. He said that the final step requires ARB to prepare a report summarizing the actions taken to fulfill the requirements of SB 656 no later than January 1, 2009 as well as recommending further actions needed to achieve the state PM standards. Dr. Tan said that the APCD staff would be presenting a report at a future CAC meeting outlining the schedule of actions necessary to comply with these requirements.

**VIII. Adjourn**

The meeting was adjourned at 8:48 p.m.

**COMMUNITY ADVISORY COUNCIL****Voting Statistics****December 8, 2004**

	Item A Interests	VIIA Postponed to next meeting	Item B Interests	VIIB No Vote Needed	Item C Interests	VIIC First Vote	VIIC Second Vote
Ramzi Chaabane					Yes	No	No
Marc Chytilo					Absent	Absent	Absent
Dr. Inge Cox					None	No	No
George Croll					None	No	Yes
John Deacon					None	No	Yes
Mike Johnson					Absent	Absent	Absent
Bea Kephart					None	No	Yes
Bob Kober					Absent	Absent	Absent
Laura Kranzler					Yes	No	Yes
Lee Moldaver					Absent	Absent	Absent
Norvell Nelson					Yes	Yes	No
Bill Peitzke					None	Yes	Yes
Dave Pierce					Yes	Yes	Yes
Larry Rennacker					Absent	Absent	Absent
John Robinson					None	Yes	No
Patrice Surmeier					Absent	Absent	Absent
Gary Winters					None	No	Yes
Kevin Wright					Yes	No	No