

Agenda Date: December 16, 2004
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 October and November 2004 CAC Meeting

RECOMMENDATION:

Receive and file the attached minutes from the October 13, 2004 meeting, and the draft minutes of the November 10, 2004 meeting of the Community Advisory Council.

DISCUSSION:

The attached minutes summarize the October and November Community Advisory Council meetings.

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

October 13, 2004

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

II. Roll Call

There was a quorum in attendance. Fifteen members were present and one member joined the meeting after the approval of the minutes.

III. Approval of Minutes

Motion to approve the September 15, 2004 minutes.

Gilliland/Deacon

Motion Passed: 15:0:0

IV. Public Comment

There were no public comments.

CAC member John Gilliland asked if there was any change to the schedule regarding proposed rule revisions and Terry Dressler responded that there was no change. He said notices would be sent out announcing the ATCM workshop planned for early November. George Croll commented that he believes there are a significant amount of unresolved issues to deal with regarding the ATCM implementation process and thinks more time is needed for rulemaking and to address the permit process. Mr. Dressler responded that the District will do what it takes to resolve any issues.

CAC member Bill Peitzke voiced his concern on the marine shipping emissions impacting Santa Barbara County and inquired as to the methodology used to calculate these emissions. Mr. Dressler said that the staff would prepare a report outlining the process used to calculate these emissions and present it at the next CAC meeting.

CAC member Gary Winters requested that each CAC member give a brief biography explaining their background and individual interests as they relate to CAC membership. Mr. Dressler said that the January meeting would be an appropriate time since there may be some new appointments to the CAC at that time.

V. Organization of Agenda and Statement of Interests

There were no changes to the order of the agenda. Statements of Interests were not given since a vote was not required.

VI. APCO Report

Terry Dressler reported on the District Attorney's case against Greka, an oil and gas production company. He said it related to a number of permit violations and circumvention of regulations including operating an un-permitted engine. He said that the District Attorney's office conducted its own investigation and also found multiple violations of fire department regulations. Mr. Dressler said that the APCD is continuing to work with Greka to resolve these issues, and has also been involved in investigating other problems at Greka, including a leak of gas with a high hydrogen sulfide content and several oil spills.

Mr. Dressler said that the report on the air quality impacts of Highway 101, requested by CAC member Tom Banigan, would be given at the December CAC meeting.

VII. New Business

A. Receive and discuss the 2004 Clean Air Plan Chapter 8 – Public Participation.

Tom Murphy introduced the staff who worked on the 2004 Clean Air Plan. He said that the next steps included bringing a strikeout/underline version of the Plan to the November meeting, CAC taking action to approve the Plan, and APCD Board adoption of the Plan at its December meeting. Mr. Murphy also presented an updated Air Quality Exceedance graph showing 2004 as the cleanest year on record with only 2 exceedances of the state 1-hour standard, and 2 exceedances of the federal 8-hour standard for ozone.

Mr. Murphy discussed the public participation process, summarized the written comments received included 6 letters, and stated responses to those comments were included in Chapter 8. There was considerable discussion regarding ARB's guidance to move Rules 363 (turbines), 342 (boilers), and 333 (internal combustion engines) from further study measures to proposed control measures. It was suggested that *Chapter 4 – Emission Control Measures* be brought back to the CAC for further analysis. APCD staff agreed that specific analyses for both boilers and IC engines would be discussed at the next meeting. It was also suggested that CAPCOA's list of *all feasible measures* be available to the public.

There was an extensive discussion regarding transportation control measures (TCM) and it was suggested that some new measures be included in Chapter 5, and that the importance of TCM's be emphasized. CAC member Marc Chytilo stated that legislation requires vehicle miles traveled (VMT) growth be reduced as population increases. Jim Damkowitz of SBCAG said that all TCM issues are discussed at the *101 in Motion* meetings and suggested that CAC members join in and make their suggestions heard. In regard to the *101 in Motion* study, Mr. Dressler responded that emission reductions from all scenarios would need to be analyzed to determine what is best for air quality.

In addition, members made a few suggestions regarding clarity and references in the Plan.

VIII. Adjourn

The meeting was adjourned at 8:55 p.m.

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

November 10, 2004

I. The meeting was called to order at 6:40 p.m.

II. Roll Call

There was a quorum in attendance. Eleven members were present and four members joined the meeting after the approval of the minutes.

VI. Approval of Minutes

Motion to approve the October 13, 2004 minutes.

Moldaver/Banigan

Motion Passed: 11:0:0

VII. Public Comment

There were no public comments.

VIII. Organization of Agenda and Statement of Interests

There were no changes to the order of the agenda. Council members gave their statements of interests which are listed on the attached Voting Statistics sheet.

VI. APCO Report

Terry Dressler informed the CAC that there will be a number of changes on the APCD Board of Directors in January. He advised CAC members that if their appointing Board member is replaced and they want to remain on the CAC, they need to contact the new Board member.

VII. New Business

B. Receive an informational report on APCD Board direction regarding Chapter 7 of the 2004 Clean Air Plan.

Tom Murphy reported that the 2004 Draft Clean Air Plan was presented to the Board on October 21, and as directed by the Board, Chapter 7 has been significantly revised. Mr. Murphy said that the Board did not believe the APCD should be involved in land use planning including the

Indirect Source Rule (ISR), and preferred that the Plan take a more general direction by replacing specific policy with a more conceptual approach to land use issues. He stated that the resolution adopting the Plan would refer to these issues as “evaluating tools”. Mr. Murphy said that the Board may exercise the option to remove Chapter 7 from the final 2004 Clean Air Plan. Several CAC members expressed their disappointment that Chapter 7 may not be part of the Plan and suggested that each CAC member contact their appointing Board member to communicate their concerns.

C. Recommend APCD Board adoption of the 2004 Clean Air Plan.

Tom Murphy reviewed the changes and updates to the Plan including the indicators from the Air Resources Board (ARB). As a result of the Board’s direction at the October 21 meeting, he said that the reference to ISR would be struck from Figure EX-2.

Ron Tan gave an overview of the various APCD rules governing steam generators, boilers, and water heaters. A discussion ensued regarding ARB’s recommendation to move Rules 342 and 333 from further study to proposed. CAC member, Kevin Wright stated his opposition to stationary sources being the major focus of control measures and suggested that mobile sources, ISR, and marine shipping emissions also be considered. CAC member, Marc Chytilo said that he felt the Plan would have deficiencies if TCM’s were not included. Also, CAC member John Gilliland suggested that the inventory of boilers on pages 8-9 and 8-15 be verified. It was suggested that a footnote be added to the tables for Rule 342 and Rule 333 stating that the data is the best available at the time of adoption.

Public comments were made by Glenn Oliver on the rules effects in regard to emission offsets, the cost to implement these rules, and if they met the cost feasibility test.

A motion was made to move Rules 333 and 342 from “Proposed Emission Control Measures” to “Emission Control Measures for Further Study” and to forward the 2004 Clean Air Plan to the Board for approval with the addition of a “Statement of Concern” written by CAC members Marc Chytilo and Kevin Wright addressing the significance of Transportation Control Measures (TCMs) and Chapter 7.

Wright/Croll

Motion Passed: 13:2:0

No: Marsh, Moldaver

D. Discuss and consider proposed Amendments to Rule 102 (Definitions) to revise the definition of Reactive Organic Compounds (ROC).

Rebecca Gaffney of the APCD gave an overview of the proposed amendments to Rule 102 stating that the revisions were primarily administrative.

After a brief discussion, a motion was made to recommend Board approval of the amendments to Rule 102.

Surmeier/Moldaver

Motion Passed: 15:0:0

- D. Discuss and consider proposed Amendments to Rule 202 (Exemptions to Rule 201) to require permits for stationary diesel engines and to provide clarification on exemption applicability.

Terry Dressler made a statement on the health impacts of diesel particulates and the need to revise Rule 202 since the final ATCM has been adopted by ARB. He said the Santa Barbara County APCD is the last district in the state with exemptions for backup generators. Mr. Dressler said the economic burden to implement this rule was not excessive, estimating the average 250 horsepower engine would cost approximately \$1,000 every three years to permit.

Following a lengthy discussion, public comments were received from Colby Morrow of the Southern California Gas Company, Tim Mahoney representing the Santa Barbara Industrial Association, Glenn Oliver of Plains Exploration and Production Company, and a letter from the Goleta Valley Chamber of Commerce was distributed to the members.

A motion was made to recommend Board approval of amendments to Rule 202 with the exception of Section D.15; Underline Section F.1.f and correct it to consistently describe the internal combustion engines referenced as "spark ignition-type;" to hold additional workshops to further inform and assist in the permitting process for implementation of the ATCM, and to discuss and recommend revisions to Section D.15 which will be brought back to the CAC for approval.

Marsh/Moldaver

Motion Passed: 11:4:0

No: Croll, Gilliland, Kephart,
Wright

VIII. Adjourn

The meeting was adjourned at 10:05 p.m.