

**Minutes
Regular Meeting
of the
Louisville Metro Air Pollution Control Board
April 16, 2008**

The regular meeting of the Louisville Metro Air Pollution Control Board (Board) was called to order on April 16, 2008, at 10:09 a.m. in the Board Room of the Louisville Metro Air Pollution Control District, 850 Barret Avenue, Louisville, Kentucky, by the Chair, Dr. Karen Cassidy. Other Board members present were Ms. Barbara Sexton Smith, Dr. Nadir Al-Shami, Ms. Vanessa Ruffin, Mr. Ronald Thomas, and Dr. Robert Powell. A quorum was present.

The following Louisville Metro Air Pollution Control District (District) staff members were present: Art Williams, Jon Trout, Matt Stull, Cynthia Lee, Terri Phelps, Larry Garrison, Eva Addison, Martha Hettinger, Diane Hazellief, Bryan Frazar, Michelle Stites, Shane Corbin, Martha Gammons, Mike Brown, Dee Lynch, Chris Bobay, Steve Taylor, Jenny Rhodes, Narathip Chitradon, Steven Gravatte, Sanjay Dulabh, Shannon Clemons, Tua McDermott, Anne Marie Gauntlett, Craig Butler, and Monica Little. Also present were Assistant County Attorneys Lauren Anderson, Stacy Fritze, and Kathryn Hargraves, and County Attorney staff member Tammy Brown.

The following guests were present: Tim Corrigan, GLI; Brad Dillon, GD&M; Barbara Hall, Ford Kentucky Truck Plant; Carl Hilton, West Jefferson County Community Task Force; Frank Kennedy, KEC; Lynn Rippy and Mike Mudd, Youth Build; Michael Jackson, William McPheeters, Brandon Bell, and Kenneth Edwards, students in E-Corp; Kevin Spangler, Oxy Vinyls, LP; Paige Mosser Theriac, TECI; and Dan Weiss, Duke Energy.

Public Recognition

Shane Corbin, Environmental Coordinator, announced that several environmental initiatives occur in April: Kentucky Arbor Day on April 4, Earth Day on April 22, and National Arbor Day on April 25. Mr. Corbin explained that the District is actively involved with the Community of Trees, which is an organization that is growing and protecting the urban tree stock throughout the City of Louisville. He said that he learned that several young adults involved in Youth Build's E-Corp were planting trees in the community. E-Corp is the environmental component of Youth Build Louisville, which is a private, non-profit organization that has been helping young people reach their potential since 2001. Students enrolled in E-Corp receive work experience and learn about ecological restoration, horticulture, conservation, and public land management and are provided with education expenses to obtain a GED and prepare to enter college.

Mr. Corbin said that the District is recognizing members of E-Corp for actively planting trees throughout Louisville. Members of E-Corp were each presented with a certificate and each expressed his appreciation for the opportunities provided by the program. Dr. Cassidy presented a proclamation from the Office of the Mayor recognizing the E-Corp program. Lynn Rippy, Executive Director of Youth Build, and Mike Mudd, E-Corp Coordinator, thanked the Board and District staff for recognizing the program.

Approval of Minutes

Dr. Powell asked that an amendment be made to the March 19, 2008, public hearing minutes to strike the name “Medical Center” and replace it with “Louisville Medical Center Steam Plant.”

Motion: Mr. Thomas moved that the public hearing minutes of March 19, 2008, be amended as recommended by Dr. Powell.

The motion passed unanimously.

The minutes of the regular Board meeting on March 19, 2008, were approved as distributed and the minutes of the public hearing were approved as amended.

Staff Reports

A. Director

Mr. Williams, Director, announced that the KAIRE (Kentuckiana Air Education) program has received continued funding from the federal Congestion Mitigation and Air Quality Improvement (CMAQ) program. He said that the KAIRE program is involved in several outreach activities - Earth Day at the Louisville Zoo on April 13, Falls of the Ohio for an Earth Day event on April 19, Kentucky Lung Association’s Asthma Luncheon on April 23, the Pedestrian Summit on walking on May 10, and the Asthma Walk on June 7.

Mr. Williams said that the Indiana Department of Environmental Management started its public comment period on April 4, 2008, for the Indiana portion of the attainment demonstration for the Louisville PM_{2.5} nonattainment area. The Indiana public hearing will be held May 7, 2008, at the Clarksville branch library and the written comment period ends May 9, 2008. He said that Kentucky has not started its public comment period for the Kentucky portion of the attainment demonstration.

Mr. Williams announced that the first meeting of the new Idling Reduction Working Group (IRWG) is scheduled for April 18, 2008. The IRWG will discuss issues relating to components of an idling restriction regulation. He said that the goal is to have a regulation restricting idling adopted by the end of the year. He explained that the District has identified six key issues for discussion by the IRWG, including which vehicles and vehicle fuels to include in the restriction and the appropriate length of time to allow vehicles to idle. He said that an idling regulation will help improve air quality by reducing the precursors of ozone and fine particles, reducing direct emissions of toxics and fine particles, and reducing greenhouse gases.

Mr. Williams stated that climate change is an important topic both nationally and locally. He said that he spoke recently at the Air and Waste Management Association’s national conference on climate change. Also, he said that he is participating in some work nationally focusing on Senate Bill 2191, the Lieberman-Warner Bill, to help ensure there is an appropriate

role for state and local government in the national regulation of climate change.

Mr. Williams said that the Environmental Protection Agency (EPA), through publication in the *Federal Register* of an Advance Notice of Proposed Rulemaking (ANPR), solicited public input on the best available science, including specific and quantifiable effects of greenhouse gases, relevant to making an endangerment finding and the implications of this finding with regard to the regulation of greenhouse gas emissions from both mobile and stationary sources. This action was the result of the U.S. Supreme Court case a year ago that held that the EPA has the authority and duty to regulate carbon dioxide as a pollutant.

Mr. Williams said that several presentations have been made during the past month by District staff, including a presentation on climate change to the Rubbertown Community Advisory Council, an appearance on the *State of Affairs* public radio program to address the community's air quality issues on April 8, and a presentation on climate change to the Louisville Sierra Club on April 15. He announced that the next meeting of the Climate Change Committee is scheduled April 24, 2008, at 2:00 p.m. He said that this committee continues to make progress toward the goal of having a Louisville Climate Action Plan in place by Earth Day 2009.

Mr. Williams reported that the engineering staff is doing an excellent job at reducing the permit backlog, which currently has 287 outstanding applications. He said that the Engineering Manager and computer specialist positions have been posted, and that he hopes to begin the interview process for the remaining positions soon.

Mr. Williams said that the General Assembly session closed on April 15, 2008. He said that he had tracked 31 bills which were related to environmental issues; four of the bills passed but they were not directly related to air quality. He said that this was the first time in recent years that such a large number of bills were introduced on environmental issues.

With respect to the Board's action at the March meeting on the Board Order for the Louisville Medical Center Steam Plant, which was contingent upon not receiving any substantive comments during the remainder of the comment period, Mr. Williams said that the EPA submitted a comment indicating that it had completed its review and did not have any comment. No other written comment was received. He explained that, pursuant to the Board action in March 2008, the Board Order became effective on March 24, 2008.

Mr. Williams announced that after 12 years of service at the District, he will retire on May 21, 2008.

B. Air Quality Data

Mr. Williams said that, to date, no ozone exceedance has occurred, but noted that we are still early in the ozone season.

The air quality monitoring reports were submitted for filing. A copy of each report is attached to the original minutes.

C. Enforcement Reports

The enforcement reports were submitted for filing. A copy of each report is attached to the original minutes.

D. Excess Emission Reports

The March 2008 *Excess Emissions Report* was submitted for filing. A copy is attached to the original minutes.

E. STAR Program Projects

The *STAR Program Projects* report dated 4/16/08 was submitted for filing. A copy is attached to the original minutes.

G. Permit Application Reports

Mr. Williams reported that during March 2008, the Engineering Section received 35 permit applications and issued 43 permits, for a net reduction of 8.

The permit application reports were submitted for filing. A copy is attached to the original minutes.

H. Lawn Care for Cleaner Air Awards

The list of this month's *Lawn Care for Cleaner Air Award* recipients was submitted for filing. A copy is attached to the original minutes.

Next Meeting

The next regular Board meeting is scheduled for Wednesday, May 21, 2008, at 10:00 a.m.

Adjournment

The meeting adjourned at 10:33 a.m.

Dr. Karen Cassidy
Chair

Jonathan L. Trout
Secretary-Treasurer