

**Minutes  
Public Hearing  
of the  
Louisville Metro Air Pollution Control Board  
July 19, 2006**

The Kentucky Environmental and Public Protection Cabinet, Division for Air Quality (DAQ), and the Louisville Metro Air Pollution Control Board (Board) held a joint hearing regarding the request for redesignation to attainment of the 8-hour ozone National Ambient Air Quality Standard for the Kentucky portion of the Louisville area. The public hearing was called to order on July 19, 2006, at 10:05 a.m. in the Board Room of the Louisville Metro Air Pollution Control District, 850 Barret Avenue, Louisville, Kentucky, and paused at 10:17 a.m. Jenny McDonald, representing the Kentucky Resources Council, and Wallace McMullen, representing the Greater Louisville Sierra Club, made public comments. Following the Board's public hearing for four regulations, the joint hearing was reopened, but with no additional public comments made, was then closed. Mr. John Gowins of the DAQ chaired the joint public hearing. The official record of the joint public hearing will be prepared by the DAQ.

A public hearing of the Board was called to order at 10:18 a.m. by the Vice- Chairman, Mr. Lee Howard.

**General Statement, Rules and Purpose**

The Vice-Chairman read the opening announcement, rules, and purpose of the Public Hearing, which was to amend four regulations.

**1. Amendment to Regulation 5.14 *Hazardous Air Pollutants and Source Categories*, Version #7, Draft #1 - Proposed, January 8, 2006**

Jon Trout, Assistant Director, explained that the amendments to Regulation 5.14 (1) remove the chemical 2-butanone (methyl ethyl ketone) from the list of Hazardous Air Pollutants (HAPs), (2) exclude ethylene glycol monobutyl ether from the group of glycol ethers, a listed HAP, and (3) amend the lists of categories and subcategories of HAP sources in Sections 3, 4, and 5 to be consistent with the changes made to the federal lists by the U.S. Environmental Protection Agency (EPA). He said that the District received no written comment regarding this regulation and that the District intends to recommend at today's Board meeting that the Board adopt amended Regulation 5.14, as proposed, pending evaluation of any comments made at today's Public Hearing.

**Statements**

No statement was made.

**2. Amendment to Regulation 5.23 *Categories of Toxic Air Contaminants*, Version #2, Draft #1 - Proposed, January 8, 2006**

Mr. Trout explained that the amendment to Regulation 5.23 removes methyl ethyl ketone from the list of Category 4 toxic air contaminants (TACs) for the purpose of the District's Strategic Toxic Air Reduction (STAR) Program because the EPA removed this chemical from its

list of HAPs and the intent of the Category 4 TAC list was to contain all of the HAPs that were not on the Category 1, 2, and 3 lists. From a toxics standpoint, the chemical is not very toxic and the STAR Program de minimis level had been 2,700 pounds per hour and 1,200 tons per year. He noted that the exclusion of ethylene glycol monobutyl ether from the group of glycol ethers, as was proposed for Regulation 5.14, had already been included when Regulation 5.23 was originally adopted. He said that the District received no written comment regarding this regulation and that the District intends to recommend at today's Board meeting that the Board adopt amended Regulation 5.23, as proposed, pending evaluation of any comments made at today's Public Hearing.

### **Statements**

No statement was made.

### **3. Amendment to Regulation 5.20 Methodology for Determining Benchmark Ambient Concentration of a Toxic Air Contaminant, Version #2, Draft #1 - Proposed, January 8, 2006**

Mr. Trout explained that the purpose of the amendment to Regulation 5.20 is to remove the phrase "or derived by using one of the methodologies listed in section 3.3.4" from the end of section 2.1.1 to clarify that the derivation of a URE for a TAC does not, by itself, cause that TAC to be determined a carcinogen for purposes of the STAR Program. He said that the District received no written comment regarding this regulation and that the District intends to recommend at today's Board meeting that the Board adopt amended Regulation 5.20, as proposed, pending evaluation of any comments made at today's Public Hearing.

### **Statements**

No statement was made.

### **4. Amendment to Regulation 5.30 Report and Plan of Action for Identified Source Sectors, Version #2, Draft #1 - Proposed, May 19, 2006**

Mr. Trout explained that the amendment to Regulation 5.30 involves changing the date by which the District is required to submit to the Board the proposed Report and Plan of Action from June 30, 2006, to June 1, 2007, the date approved by the Board at the May Board meeting. He said that the District received no written comment regarding this regulation and that the District intends to recommend at today's Board meeting that the Board adopt amended Regulation 5.30, as proposed, pending evaluation of any comments made at today's Public Hearing.

### **Statements**

No statement was made.

### **Adjournment**

The public hearing was adjourned at 10:25 a.m.

---

Lee Howard  
Vice-Chairman

---

Jonathan L. Trout  
Secretary-Treasurer