

**Minutes
Public Hearing
of the
Louisville Metro Air Pollution Control Board
June 18, 2008**

A public hearing of the Louisville Metro Air Pollution Control Board was called to order on June 18, 2008, at 10:03 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.

General Statement, Rules, and Purpose

The Chair read the opening announcement, rules, and purpose of the Public Hearing, which was to review one Agreed Board order.

1. Agreed Board Order with Bulk Petroleum Corporation

Terri Phelps, District Enforcement Supervisor, explained that Bulk Petroleum Corporation owns and operates a large number of gasoline stations in Metro Louisville that are subject to the District's requirements to install and maintain a Stage II vapor recovery and control system. The District alleges that the company failed to conduct annual testing on the Stage II system at 23 of its facilities as required for certification of the system. The company has now completed the annual testing at 22 of these facilities and has committed to conducting testing at the remaining facility by July 31, 2008.

Ms. Phelps said that the company has agreed to pay an administrative penalty of \$11,000 in monthly installments of \$950 beginning July 1, 2008. The Agreed Board Order includes a stipulated penalty of \$500 per month for each month after July 31, 2008, that compliance is not achieved for the remaining facility.

Ms. Phelps said that the District recommends that the Board adopt the Agreed Board Order as proposed with Bulk Petroleum Corporation, subject to consideration of any comment made at the public hearing. No comment was received by the District during the public comment period.

Statements

No statement was made.

Dr. Powell asked about the length of time during which the company did not conduct annual testing and if this noncompliance resulted in excess vapor emissions. Ms. Phelps replied that the company missed one annual testing cycle and that she is not aware of any resulting excess emissions. Mr. Howard asked how many facilities are owned by Bulk Petroleum. Ms. Phelps responded that the company owns approximately 30 facilities.

Adjournment

The public hearing was adjourned at 10:07 a.m.

Dr. Karen Cassidy
Chair

Jonathan L. Trout
Secretary-Treasurer