

BOARD MEETING DATE: December 7, 2018

AGENDA NO. 24

REPORT: Stationary Source Committee

SYNOPSIS: The Stationary Source Committee held a meeting on Friday, November 16, 2018. The following is a summary of the meeting.

RECOMMENDED ACTION:
Receive and file.

Ben Benoit, Chair
Stationary Source Committee

LT:rs

Committee Members

Present: Mayor Ben Benoit/Chair (videoconference/arrived at 10:36 a.m.)
Dr. Joseph Lyou/Vice Chair
Supervisor V. Manuel Perez (videoconference)
Supervisor Janice Rutherford (videoconference/arrived at 10:37 a.m.)
Supervisor Hilda L. Solis (videoconference)

Absent: Mayor Pro Tem Judith Mitchell

Call to Order

Dr. Lyou called the meeting to order at 10:31 a.m.

INFORMATIONAL ITEMS:

1. Update on Source Testing Efforts for Proposed Rule 1407.1 – Emissions of Toxic Air Contaminants from Chromium Alloy Melting Operations

Michael Morris, Planning and Rules Manager, presented an update on Proposed Rule 1407.1 – Emissions of Toxic Air Contaminants from Chromium Alloy Melting Operations. Supervisor Solis thanked staff for coming to a compromise. Dr. Lyou asked if the testing included other items in addition to hexavalent chromium emissions. Mr. Morris answered that the testing would include chromium, arsenic, cadmium, nickel, and particulate matter in addition to hexavalent chromium.

2. Proposed Amended Rule 1403 – Asbestos Emissions from Demolition/Renovation Activities

Dr. Sarah L. Rees, Assistant Deputy Executive Officer/Planning, Rule Development and Area Sources, presented a summary of PAR 1403. Dr. Rees discussed the health effects from asbestos exposure, and the objectives of the proposed amendments to clarify existing rule requirements, align with federal requirements where appropriate, and enhance rule enforceability.

Curt Coleman, representing the Southern California Air Quality Alliance (SCAQA), expressed concern about whether the rule is ready to move forward. He stated that there are a number of clarifications that they are waiting to be completed through the frequently asked questions (FAQs) document, and they continue to have concerns with how the rule will be interpreted, which is largely dependent on the FAQs. Natural gas utility companies are essential public services which should be allowed to make an emergency notification under PAR 1403.

Dr. Rees commented that there are certainly circumstances where any disruption of utility service would be considered to constitute an emergency, however it would be a fact specific analysis. A disruption of natural gas service where it is used to power pumps in water emergencies would likely be considered an emergency warranting waiver of the notification period if restoration of the natural gas supply required asbestos work. She clarified that there is no blanket waiver for the notification period for either disruption of power, water, or natural gas. Regarding the FAQs, Dr. Rees clarified that the FAQs aren't specific rule requirements, and that they serve instead to educate stakeholders as to basic rule requirements.

Kris Flaig from the City of the Los Angeles Bureau of Sanitation (LA Sanitation) stated that SCAQMD staff has done a wonderful job; however, there are a few things that need to be addressed before going forward. One of them is clarifying the meaning of secure, stabilize, and survey. Mr. Flaig believes that there needs to be a definition for stabilize, particularly in the case of an emergency. The other item he addressed was an exemption in paragraph (j)(3) and the 100 square feet of surface area. He believes that there is industry-wide confusion and a discussion on this exemption will be helpful. He also believes that the FAQs should be incorporated into the proposed rule or staff report.

Dr. Rees stated that while the FAQs are lengthy, they are mostly in response to questions during the rule development process on current rule language. Staff will continue to add to the FAQs beyond the rule development process to continue to educate stakeholders as questions are received. Dr. Rees clarified that if there were a situation where an asbestos-containing sewer pipe is broken and the utility needed to patch and stabilize the pipe, that situation would likely be considered within the framework of an emergency for purposes of notification. She also noted that the 100-square foot exemption is a minimum threshold for asbestos work that has been

in the rule since initial adoption, and that she was also aware of concerns as to how that exemption applies to pipes.

Daniel McGivney, Environmental Affairs Program Manager from Southern California Gas Company (SoCalGas), is concerned that the FAQs will be used as an enforcement tool, and the FAQs should be reviewable prior to rule adoption. SoCalGas is also concerned that gas utilities would not be given the same status as other utility service companies (e.g. electricity or water) for emergency situations. There is a lot of language within PAR 1403 where reporting or notification are still required when there is an emergency event. SoCalGas requests clarification as to when to stabilize an emergency, when they may complete a fix or patch, and when they must stop and perform a complete survey. They request the Public Hearing be set in February 2019, since it would be difficult to complete these tasks in December with the upcoming holidays.

Jonathan Sanks, Environmental Services Manager from Anaheim Public Utilities, concurred with the previous comments. He said that he submitted a comment letter related to the October 31, 2018 Working Group meeting and requested that the Public Hearing be deferred until they receive a written response from SCAQMD staff. As for the FAQs, he noted that they could contain legislative intent and the contents should be made available for review.

Cindy Parsons, Environmental Affairs from the Los Angeles Department of Water and Power (LADWP), commented that they have been an active participant in the rule development process and their unresolved concern is their availability to deal with an emergency, which includes clean-up of an asbestos containing material spill. LADWP believes a delay before taking the rule to the Board for approval in an effort to resolve this issue is prudent. They also have the same question about stabilization, and agrees that the FAQs should be released prior to the Public Hearing.

Several Committee members commented that they preferred to stay on schedule with the January 4, 2019 hearing, but requested that staff continue to work with stakeholders on any unresolved issues and agree that the FAQs should be provided to the stakeholders.

Mayor Benoit stated that FAQs are critical for the general public to understand a rule. He inquired whether any rule requirements that would affect city operations for building officials are changing, and if the rule changes would also affect the person remodeling their home.

Dr. Rees stated that there is an exemption for homeowners who are doing the work themselves, but applies to everyone else doing asbestos work. She also stated that if a homeowner is hiring a contractor to demolish or renovate a kitchen, that contractor needs to get a survey to evaluate whether there is asbestos and be subject to the

requirements of the regulation. These are all basic requirements of the rule that have been in existence since rule adoption.

Wayne Nastri, Executive Officer, stated that staff will complete and release the FAQs in December and continue an open dialog with stakeholders. He also commented that a response to the letter from SoCalGas is being prepared. The Set Hearing is scheduled for December 7, 2018.

3. AB 617 BARCT Implementation Schedule

Susan Nakamura, Assistant Deputy Executive Officer/Planning, Rule Development and Area Sources, provided a summary of implementation of AB 617 requirements regarding an implementation schedule for Best Available Retrofit Control Technology (BARCT) rules, along with air quality benefits, cost effectiveness analysis, and implementation of measures for attainment of air quality standards. Dr. Lyou wanted confirmation that those sources affected by the BARCT requirement will be able to implement by 2023. Dr. Philip Fine, Deputy Executive Officer/Planning, Rule Development and Area Sources, responded that the goal of the individual rules is to have implementation dates by the end of 2023; however, that deadline might not be feasible for all facilities.

4. Proposed Amended Rule 1325 – Federal PM2.5 New Source Review Program

Michael Krause, Planning and Rules Manager, presented a summary of the proposed amendments to Rule 1325 – Federal PM2.5 New Source Review Program, correcting a minor administrative deficiency identified by U.S. EPA to include specific PM2.5 precursors in a definition.

5. RECLAIM Quarterly Report – 3rd Update

Ms. Nakamura provided the quarterly update regarding transitioning the NOx RECLAIM program to a command-and-control regulatory structure, and highlighted recent activities including an update on key New Source Review (NSR) issues. Barbara Baird, Chief Deputy Counsel, also provided clarifications regarding equipment replacements constituting BARCT.

Mike Carroll (Latham & Watkins, representing the Western States Petroleum Association and the Regulatory Flexibility Group) commented that he submitted written comments prior to the November Board meeting expressing more global points regarding the RECLAIM transition. Mr. Carroll also stated that there needs to be a bifurcation of Proposed Rule 1100 - Implementation Schedule for NOx facilities, from the Proposed Amended Rule 1146 series rules in order to have time to address monitoring, reporting, and recordkeeping (MRR) requirements and implementation schedules for facilities that have multiple equipment types.

Ms. Nakamura responded that the purpose of Proposed Rule 1100 is to specify the implementation schedule for all RECLAIM facilities and their equipment subject to BARCT requirements. Proposed Rule 113 - Monitoring, Reporting, and

Recordkeeping (MRR) Requirements for NO_x and SO_x Sources, would address MRRs for RECLAIM facilities. She added that the staff report for Proposed Amended Rule 1146 - Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters, contains an analysis regarding the coordination of the implementation schedule for facilities with other types of equipment. Dr. Philip Fine, Deputy Executive Officer/Planning, Rule Development and Area Sources, added that one of the objectives of Proposed Rule 1100 is to provide the implementation schedules specifically for RECLAIM facilities with multiple types of equipment.

Dr. Lyou asked about staff's upcoming meeting with U.S. EPA regarding NSR. Dr. Fine stated that through multiple conference calls and an in-person meeting, he is hopeful that remaining issues will be resolved as soon as possible. Staff is working with U.S. EPA to schedule an in-person meeting either at the end of November or beginning of December.

WRITTEN REPORTS

6. Notice of Violation Summary

The report was acknowledged by the Committee.

7. Home Rule Advisory Group – Bi-Monthly Report and the 2019 Meeting Schedule

The report was acknowledged by the Committee.

OTHER MATTERS:

8. Other Business

There was no other business.

9. Public Comment Period

There were no public comments.

10. Next Meeting Date

The next Stationary Source Committee meeting is scheduled for Wednesday, December 19, 2018.

Adjournment

The meeting was adjourned at 11:39 a.m.

Attachments

1. Attendance Record
2. Notice of Violation Penalty Summary
3. Home Rule Advisory Group – Bi-Monthly Report and the 2019 Meeting Schedule

ATTACHMENT 1

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT STATIONARY SOURCE COMMITTEE

Attendance – November 16, 2018

Mayor Ben Benoit (videoconference)	SCAQMD Governing Board
Dr. Joseph Lyou.....	SCAQMD Governing Board
Supervisor V. Manuel Perez (videoconference).....	SCAQMD Governing Board
Supervisor Janice Rutherford (videoconference)	SCAQMD Governing Board
Supervisor Hilda Solis (videoconference).....	SCAQMD Governing Board
Michael Carroll.....	Latham & Watkins
Cynthia Carter	Los Angeles County Sanitation Districts
Curtis Coleman	Southern California Air Quality Alliance
Kris Flaig	City of Los Angeles Bureau of Sanitation
Bill LaMarr	California Small Business Alliance
Rita Loof.....	RadTech
Bridget McCann	Western States Petroleum Association
Daniel McGivney	SoCalGas
Cindy Parsons	Los Angeles Department of Water & Power
Bill Pearce	Boeing
John Sank.....	Anaheim Public Utilities
Susan Stark	Andeavor
Barbara Baird.....	SCAQMD staff
Amir Dejbakhsh.....	SCAQMD staff
Philip Fine	SCAQMD staff
Bayron Gilchrist	SCAQMD staff
Michael Krause.....	SCAQMD staff
Terrence Mann.....	SCAQMD staff
Matt Miyasato.....	SCAQMD staff
Michael Morris	SCAQMD staff
Susan Nakamura	SCAQMD staff
Wayne Nastri	SCAQMD staff
Sara Rees	SCAQMD staff
Laki Tisopulos	SCAQMD staff
Jill Whynot	SCAQMD staff

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
General Counsel's Office**

DRAFT

October 2018 Settlement Penalty Report

<u>Total Penalties</u>	
Civil Settlements:	\$174,550.00
Settlements including SEP	\$250,000.00
Self-Reported Settlements:	\$15,000.00
MSPAP Settlements:	\$33,708.00
Total Cash Settlements:	\$223,258.00
Total SEP Value:	\$250,000.00
Fiscal Year through 10 / 2018 Cash Total:	\$1,282,650.00
Fiscal Year through 10 / 2018 SEP Value Only Total:	\$260,000.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil Settlements						
5998	ALL AMERICAN ASPHALT	2004 2012 2012 Appen A	10/23/2018	NSF	P66157 P67358	\$8,500.00
800181	CALIFORNIA PORTLAND CEMENT CO	403 1158(d)(8) 2004	10/23/2018	NSF	P64372 P64763 P65378	\$10,000.00
143160	GARDENA OIL	203 203(b)	10/4/2018	SMP	P64988 P64990	\$4,000.00
800066	HITCO CARBON COMPOSITES INC	2004	10/18/2018	BST	P66853	\$2,400.00
21887	KIMBERLY-CLARK WORLDWIDE INC.-FULT. MILL	2004	10/10/2018	SMP	P66105	\$4,500.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
1744	KIRKHILL - TA COMPANY	2004	10/3/2018	DH	P65376	\$4,000.00
800170	LA CITY, DWP HARBOR GENERATING STATION	2004 2012	10/4/2018	NAS	P62063 P62072 P62074 P66102	\$25,000.00
185621	LA LIMITLESS AUTOWORKS	203	10/25/2018	SMP	P65155	\$750.00
185122	NITE LITE SIGNS, INC.	203	10/23/2018	TRB	P60693	\$1,000.00
171109	PHILLIPS 66 COMPANY/LOS ANGELES REFINERY	1173 1176 401 3002 221 2004	10/10/2018	NAS	P34679 P34699 P60456 P60458 P62055	\$19,000.00
105903	PRIME WHEEL	2004 2005 3002	10/25/2018	NSF	P57886	\$5,000.00
25513	SIX FLAGS THEMES PKS INC,SIX FLAGS MAGIC	3002 3003	10/30/2018	NSF	P62166	\$13,000.00
181667	TORRANCE REFINING COMPANY LLC	1176	10/11/2018	DH	P63412 P63413 P63414	\$43,000.00
181667	TORRANCE REFINING COMPANY LLC	401 1178 2004 3002	10/11/2018	DH	P45984 P63407	\$26,900.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
17956	WESTERN METAL DECORATING CO	2004	10/31/2018	NSF	P57097	\$7,500.00
		2012			P57862	
		3002(c)(1)			P57864	
		3003			P57872	

Total Civil Settlements: \$174,550.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Self-Reported Settlements						
180394	PAC OPERATING LTD PART C/O PROLOGIS		10/25/2018	SH	SRV	\$15,000.00

Total Self-Reported Settlements: \$15,000.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
MSPAP Settlements						
154194	ARCO #00117- SRR, LLC	461 41960	10/12/2018	GC	P64913	\$1,593.00
176650	ARCO #83615	461	10/12/2018	GC	P64974	\$1,200.00
166484	ARCO CENTRAL I	461	10/11/2018	GC	P64970	\$680.00
166484	ARCO CENTRAL I	461	10/11/2018	GC	P64986	\$100.00
185878	D R HORTON	403	10/11/2018	GC	P65568	\$1,800.00
175881	DALLAS BROOKS	461(e)(3)	10/12/2018	GC	P60097	\$560.00
179809	DOUG'S MOBIL SERVICE CENTER	461 41960	10/11/2018	GC	P64921	\$420.00
172375	EL CARISO GOLF COURSE, AGC HOLDINGS-EL C	461(c)(3)(Q)	10/17/2018	GC	P71087	\$600.00
176550	EL MONTE GREEN PETROLEUM EL MONTE ARCO	203(a)	10/11/2018	GC	P60098	\$250.00
185123	ELOY'S TREE SERVICE	13 CCR 2453	10/12/2018	GC	P66401	\$300.00
184887	FULLMER CONSTRUCTION	403	10/11/2018	GC	P63136	\$1,800.00
135462	G&M OIL CO #124	461 41960.2	10/12/2018	GC	P65739	\$750.00
143914	G&M OIL CO #140	461	10/12/2018	GC	P65740	\$600.00
182651	GREG HAMMORK ENTERPRISE, INC	201 203(a)	10/26/2018	GC	P65728	\$500.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
123774	HERAEUS PRECIOUS METALS NO. AMERICA, LLC	2004	10/12/2018	GC	P63718	\$450.00
185845	IRVINE COMPANY LOS OLIVOS 2	403(d)(1)	10/12/2018	GC	P64084	\$1,400.00
175025	KEOLIS TRANSIT SERVICES	203(b) 461(e)(2)	10/12/2018	GC	P63919	\$5,880.00
184471	KRISHNA PETROLEUM CO, INC.	203(a) 461	10/26/2018	GC	P65727	\$450.00
184471	KRISHNA PETROLEUM CO, INC.	203(a)	10/26/2018	GC	P65733	\$200.00
148135	L & J REPAIR AUTO BODY	109 203(b)	10/25/2018	TF	P65566	\$500.00
183855	MOLLER RETAIL #6120	461	10/12/2018	TF	P65742	\$800.00
133793	PALM SPRINGS FBO TWO LLC	461	10/12/2018	TF	P63141	\$1,600.00
156686	RERUBBER LLC	203(a)	10/12/2018	TF	P66557	\$700.00
134112	ROBERTSON'S READY MIX	1155 203(b)	10/12/2018	TF	P65057	\$1,600.00
172801	SUPERIOR ENVIRONMENTAL	1403	10/12/2018	TF	P64857	\$3,200.00
186199	SUPERIOR QUALITY SOILS	203(a)	10/12/2018	TF	P66556	\$1,000.00
167888	TRAXX CORPORATION	201 203(a)	10/25/2018	TF	P65385	\$1,200.00
147380	TRINITY BAT CO	203	10/25/2018	TF	P65782	\$800.00
187027	TURNER_PCL, A JOINT VENTURE	403	10/25/2018	TF	P65059	\$375.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
184370	VALLEY CONCRETE PUMPING	203(a)	10/25/2018	GV	P63963	\$800.00
141912	WESTERN OIL SPREADING SERVICES INC	203	10/25/2018	TF	P65157	\$1,600.00

Total MSPAP Settlements: \$33,708.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
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Settlements including SEP

104306	Rainbow Transfer/Recycling, Inc. <i>Contribution of \$250,000 to the District's Fund 75 in settlement of the Writ of Mandate.</i>		10/2/2018	NAS	BS171620	\$250,000.00
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Total Settlements including SEP: \$250,000.00

DISTRICT'S RULES AND REGULATIONS INDEX FOR OCTOBER 2018 PENALTY REPORT

REGULATION I - GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

REGULATION II - PERMITS

Rule 201 Permit to Construct

Rule 203 Permit to Operate

Rule 221 Plans

REGULATION IV - PROHIBITIONS

Rule 401 Visible Emissions

Rule 403 Fugitive Dust - Pertains to solid particulate matter emitted from man-made activities

Rule 461 Gasoline Transfer and Dispensing

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1155 Particulate Matter Control Devices

Rule 1158 Storage, Handling and Transport of Petroleum Coke

Rule 1173 Fugitive Emissions of Volatile Organic Compounds

Rule 1176 Sumps and Wastewater Separators

Rule 1178 Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities

REGULATION XIV - TOXICS

Rule 1403 Asbestos Emissions from Demolition/Renovation Activities

REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements

Rule 2005 New Source Review for RECLAIM

Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NO_x) Emissions

Appendix A Protocol for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NO_x) Emissions

REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements

Rule 3003 Applications

CALIFORNIA CODE OF REGULATIONS

13 CCR 2453 Portable Equipment Application Process

CALIFORNIA HEALTH AND SAFETY CODE

41960 Certification of Gasoline Vapor Recovery System

41960.2 Gasoline Vapor Recovery



South Coast
Air Quality Management District
21865 Copley Drive, Diamond Bar, CA 91765-4182
(909) 396-2000 • www.aqmd.gov

HOME RULE ADVISORY GROUP
Wednesday, September 12, 2018
MEETING MINUTES

CHAIR: Dr. Joseph Lyou, SCAQMD Governing Board Member

MEMBERS PRESENT:

Mike Carroll (Regulatory Flexibility Group); Curt Coleman (Southern California Air Quality Alliance); Jaclyn Ferlita (Air Quality Consultants); Nan Harrold (Orange County Waste & Recycling); Bill LaMarr (California Small Business Alliance); Bridget McCann (Western States Petroleum Association); Art Montez (AMA International); David Rothbart (Los Angeles County Sanitation District); and TyRon Turner (Dakota Communications).

The following members participated by conference call: Rongsheng Luo (SCAG); and Bill Quinn (California Council for Environmental & Economic Balance);

MEMBERS ABSENT:

Ben Benoit (SCAQMD Governing Board Member); Michael Downs (Downs Energy); Dan McGivney (Southern California Gas); Dr. Clark Parker (SCAQMD Governing Board Member); Larry Rubio (Riverside Transit Agency); Larry Smith (Cal Portland Cement); Kristen Torres Pawling (County of Los Angeles, Chief Sustainability Office); and Amy Zimpfer (EPA).

OTHER ATTENDEES:

Mark Abramowitz (Board Consultant to Dr. Lyou); Brian Clerico (CARB); Priscilla Hamilton (Southern California Gas); Rita Loof (RadTech); Susan Stark (Andeavor); and John Ungvarsky (EPA).

SCAQMD STAFF:

Jill Whynot	Chief Operating Officer
Barbara Baird	Chief Deputy Council
William Wong	Principal Deputy District Counsel
Sarah Rees	Assistant Deputy Executive Officer
Philip Crabbe	Community Relations Manager
Ian MacMillian	Planning & Rules Manager
Pedro Piqueras	Air Quality Specialist
Cristina Lopez	Senior Administrative Secretary

OPENING COMMENTS AND SELF-INTRODUCTIONS

The meeting was called to order at 10:03 a.m. by Dr. Joseph Lyou (Chairman).

APPROVAL OF JULY 2018 MEETING MINUTES

Dr. Lyou asked for comments on the July 11, 2018 meeting minutes. Bridget McCann requested the addition of language on page six to reflect her comment that it is difficult to locate the

subscription pages on the AQMD website and staff committed to provide a follow-up. With the language added, the minutes were approved.

Action Item: Dr. Lyou requested for the membership to be provided with the link to the subscription page from the SCAQMD website. The following link was provided: <http://www.aqmd.gov/sign-up>

EPA AND FEDERAL ACTIVITIES

John Ungvarsky provided an update on recent U.S. Environmental Protection Agency (EPA) and federal activities.

SCAQMD Related Actions

- Proposed Safer Affordable Fuel Efficient (SAFE) vehicles rule.
- EPA continues to work closely with CARB and SCAQMD on the 2016 AQMP.
- Working with SCAQMD on MOU's for the ports.
- The 2018 Targeted Airshed Grant RFP will be announced soon and it is anticipated that \$40M will be awarded in grant funding nationally.
- The Tribal DERA grant RFP opened on June 5, 2018 and will now close in April 2019.

National Update

- EPA's Lean Management System (ELAM) effort continues to be implemented.
- Proposed implementation rule related to the 2015 Ozone Standard.

Discussion

Dr. Lyou inquired about a possible SAFE hearing in Los Angeles area. Mr. Ungvarsky indicated that at this time the only California hearing will be in Fresno. Barbara Baird indicated that a hearing in Los Angeles has been requested.

Bill Quinn inquired about an update on EPA's proposal to rollback Obama-Era methane regulations. Mr. Ungvarsky indicated that he did not have any updates, but he would look into this and follow-up with a link to this information. The following link was provided:

<https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/proposed-improvements-2016-new-source>

Dr. Lyou inquired with staff on EPA's SAFE proposed rule, and if it is adopted as proposed, would it affect SCAQMD attainment plans. Barbara Baird indicated that staff was going to look to see if these rules were included in our SIP demonstration.

CARB REGULATORY ACTIVITIES

Brian Clerico provided updates on items scheduled to go to CARB's Board in September 2018 and recent regulatory activities.

- Global Climate Action Summit, September 12 – 14, 2018 in San Francisco.
- Governor Brown recently signed SB 100 - California Renewables Portfolio Standard Program: emissions of greenhouse gases, which commits California to 100% renewable zero emission electricity and carbon sources by 2045.
- There are currently no updates for CARB's tentative calendar for control measures and selected items.
- On September 21, 2018, at SCAQMD, there is a public workshop for a proposed amendment to the diesel particulate matter control measure for solid waste collection vehicles.

- CARB has selected two Los Angeles County communities for the Study of Neighborhood Air near Petroleum Sources (SNAPS), Baldwin Hills - Inglewood Oil Field and South Los Angeles - La Cienega Oil Field.
- In September 2018, the Clean Vehicle Assistance Program was launched to assist lower-income consumers with the purchase of the cleanest new and used cars available on the market.

Discussion

Dr. Lyou inquired if the SNAPS study would also include an inventory assessment. Mr. Clerico indicated that the study is focused on monitoring.

Bill LaMarr inquired if CARB plans to determine the recent California forest fires emissions impact on attainment goals. Mr. Clerico indicated that he would need to follow-up with their monitoring group. Dr. Lyou commented on the statewide Purple Air sensor network and the spike of PM2.5 levels near the fires. He added that we could potentially have fire season ten months out of the year, every year, and it would then no longer be considered an extraordinary event.

Dr. Lyou commented on a letter sent by the Governor to CARB requesting regulations for public and private fleets in California, and the subsequent September workshop and rule making process. Art Montez inquired whether the fleets locations could be monitored, especially those located near communities of color. Barbara Baird added that in SCAG's Regional Transportation Plan they look at environmental justice impacts for the transportation network. Rongsheng Luo confirmed that SCAG does track this data. Dr. Lyou mentioned CARB's AB 617 implementation meeting scheduled for September 27, 2018, and the proposed monitoring for communities.

Rongsheng Luo inquired if SNAPS is part of the AB 617 program. Mr. Clerico indicated that SNAPS is not formally part of AB 617, but it will complement the goals of AB 617. Jill Whynot pointed out that CARB recently adopted an oil and gas regulation, while SCAQMD was also working on a similar regulation, and ultimately SCAQMD put theirs aside because of the similarity between the regulations. Ms. Whynot further explained that the SNAPS program is a regulation follow-up to see if there are leaks and a good understanding of the emissions identified.

LEGISLATIVE UPDATE

Philip Crabbe reported on key legislative updates.

There will be an end-of-year summary report on the State legislature & Governor's Actions for 2018, which will include:

- The State Legislature adjourned on August 31st for the 2018 legislative year. The State Assembly and Senate combined, introduced over 2,600 bills in 2018 and sent over 1,500 bills to the Governor for his consideration. The bills to the Governor include some leftover two-year bills from 2017. Bills that did not make it to the Governor's desk are now dead.
- The Governor has until September 30 to sign into law or veto all bills passed in 2018. Any bills not acted on by the Governor will also become law.
- Specifically for the South Coast region, this was a successful legislative year in several ways, including but not limited to:
 - The securing of \$50 million in statewide funding for local air districts to support implementation of AB 617 (C. Garcia) requirements. This is an increase from last year's funding level of \$27 million.
 - The securing of \$245 million in statewide funding to local air districts for incentives to help accelerate turnover to clean vehicles, in support of the AQMP.

- SCAQMD's sponsored bill, SB 1502, was signed into law by the Governor. This bill allows local air districts to provide more modern forms of public notice, such as through electronic email; and
- Securing key amendments to SB 1260 (Jackson) - Fire prevention and protection is pending before the Governor. This bill would allow SCAQMD to permit mechanized burner equipment in Los Angeles County and provides for cleaner controlled open burns.

There will be discussions on a new public survey being developed, which relates to a potential sales tax increase ballot measure for air quality funding. The Governing Board approved this as a legislative concept to pursue this on September 7, 2018.

Discussion

Bill LaMarr requested clarification on SCAQMD's intentions with the public survey. Philip Crabbe replied that the Governing Board has approved this as a legislative concept to pursue.

Dr. Lyou commented that since SCAQMD's position on bills has to be approved by the Governing Board or the Legislative Committee, the agency is often not in a good position at the end of legislative session. This is because we are unable to react as quickly as needed. He further indicated that SB 750 (Delgado) sailed through legislature and is now before the Governor, and AQMD has not even had an opportunity to take a position on it. Dr. Lyou recommended that this bill be placed on the Legislative Agenda to potentially take a position on it. He further suggested the possibility of a special Legislative Committee meeting to be held the last week of the legislative session, before the end of the 72-hour deadline.

David Rothbart inquired if SCAQMD has a position on SB 1440. Philip Crabbe replied no. Dr. Lyou indicated that there are thousands of bills to consider and the Legislative Committee is unable to address all of the bills being discussed, and only the highest priority bills are addressed.

UPDATE REGARDING LITIGATION ITEMS AND RELATED EPA ACTIONS

William Wong had no updates to report.

Discussion

Barbara Baird reported that both sides in the RECLAIM lawsuit are considering the option to stay the litigation, and to see how the RECLAIM amendments shakeout over the next sixteen months.

FACILITY-BASED MOBILE SOURCE MEASURES

Dr. Sarah Rees gave an update on the status of the Facility-Based Mobile Source Measures work. She described the activity to date for airports, ports, new and redevelopment, warehouses, and railyards and plans for future working group meetings. Barbara Baird gave a summary of the state and federal regulatory framework regarding mobile sources and the SCAQMD's legal authority to develop indirect source rules.

Discussion

Mike Carroll inquired which airports are covered by this measure. Dr. Rees replied Los Angeles, Burbank, John Wayne, Ontario and Long Beach airports.

Mike Carroll inquired about the major development community. Dr. Rees indicated there is an overlap from the Warehouse Working Group, as well as major real estate entities.

Art Montez expressed appreciation of the agency's desire to work with industry and not just to impose a regulatory burden. He also inquired if SCAQMD monitors their regulations to determine

if the desired targets are actually achieved. Dr. Lyou indicated that policies are developed for today's technologies and that the agency does consider changes that occur.

David Rothbart inquired about the status of the goals set for the 2016 AQMP. Dr. Rees outlined the progress achieved, as well as the current regulatory actions on stationary sources. Mr. Rothbart further expressed concern about not reaching attainment. Dr. Lyou commented on the attainment levels that need to be met and the possibility of Section 185.

Bill LaMarr expressed concern about CARB's fleet certifications and the potential liability for small businesses. Dr. Rees expressed that many details are still being worked out. Dr. Lyou indicated that there is a 30 percent non-compliance with existing truck and bus fleet retrofit certifications, and this is why CARB is looking at enforcement.

Mike Carroll inquired about additional information on the SCAQMD's indirect source rules. Dr. Rees indicated that information can be found on our website.

Due to comments expressed at the September Governing Board meeting, and at Dr. Lyou's request, Ms. Baird provided clarity and background on SCAQMD's legal authority to regulate indirect sources.

David Rothbart inquired if the San Joaquin litigation had any discussion on existing versus future sources. Ms. Baird responded no, because discussions applied only to new development.

Nan Harrold inquired about future indirect sources that will be regulated. Dr. Rees responded that the focus is on what we are working on now. Dr. Lyou added that there are still many potentially significant indirect sources that we are leaving off the table at this point.

Dr. Lyou commented that he found SCAQMD's characterization of backstopping the ports to be interesting and the need to not interfere with their incentive money, which would only occur if we adopted regulations. Dr. Rees indicated that SCAQMD does not want to impede their ability to get funding.

Dr. Lyou inquired about the development and re-development ISR economic impacts and what is going to be required of the ports. Dr. Rees indicated that the rulemaking process has not started, but it would probably be modeled according to scenarios. Dr. Lyou reiterated the importance of having a menu on what is being considered, this approach would help determine if the criteria are being met.

Dr. Lyou inquired why SCAQMD's CEQA guidance document has not been updated since 1993. Ms. Whynot indicated that it is due to resources. Ian MacMillian indicated that parts of the guidance have been updated.

SUBCOMMITTEE STATUS REPORTS

A. Freight Sustainability (Dan McGivney)

Dr. Lyou indicated that CARB has published a list of proposed freight projects.

B. Small Business Considerations (Bill La Marr)

An update was provided on the following items.

- CARB's criteria pollutants & toxic air contaminants proposed regulation;
- CARB's Clean Air Protection Blueprint;
- RECLAIM Working Group; and

- PAR 1469 discussions with the Metal Finishers Association

C. Environmental Justice and AB 617 Implementation (Curt Coleman)

An update was provided on the following item.

- CARB staff has prepared its staff report on the recommendations on which communities will be subject to the initial round of the community air protection plan.

D. Climate Change (David Rothbart)

An update was provided on the following items.

- Global Climate Action Summit starts today in the Bay area;
- Governor signed SB 100; and
- Governor signed Executive Order B5518

REPORT FROM AND TO THE STATIONARY SOURCE COMMITTEE

Jill Whynot provided a summary of items on the August and September 2018 meeting agendas.

- PAR 1135;
- Status report on Regulation XIII;
- Status update on underfired charboilers;
- PR 1407.1;
- PAR 2001 and 2002; and
- Draft Test Method Guidance Document for Rule 1168.

OTHER BUSINESS

There were no comments.

PUBLIC COMMENT

There were no comments.

ADJOURNMENT

The meeting was adjourned at 11:56 a.m. The next meeting of the Home Rule Advisory Group is scheduled for 10:00 a.m. on November 14, 2018, and will be held at SCAQMD in Conference Room CC-8.

**South Coast Air Quality Management District
HOME RULE ADVISORY GROUP – Attendance Record – 2018**

	NAME (Term: 1/1/17 - 1/1/2019)	1/10	FEB	3/14	APR	5/9	JUN	7/11	AUG	9/12	OCT	11/14	DEC
	Board/Member, Business & Community Reps, SCAQMD Staff												
1	Dr. Joseph Lyou, Chair	X	dark	X	dark	X	dark	X	dark	X	dark		dark
2	Mayor Ben Benoit, Vice Chair							A		A			
3	Dr. Clark E. Parker, Sr., Governing Board Member			A		A		A		A			
4	Dr. Philip Fine (Agency Member) - SCAQMD	X		X		X		X*		X*			
5	Zimpfer, Amy (Agency Member) - EPA <i>Representing Elizabeth Adams</i>	T		T*		T		T		T*			
6	Raymond, Johnnie (Agency Member) - CARB <i>Representing Richard Corey</i>	T*		T*		T		T		T*			
7	Chang, Ping (Agency Member) - SCAG <i>Alternate – Rongsheng Luo</i>	T*		T*		T*		T*		T*			
8	Carroll, Mike (Business Representative) <i>Alternate – Robert Wyman</i>	A		A		A		X		X			
9	Coleman, Curtis (Business Representative) <i>Alternate – Susan Stark</i>	X*		X		X		A*		X			
10	McCann, Bridget (Business Representative) <i>Alternate – Patty Senecal</i>	X*		X		X		X		X			
11	La Marr, Bill (Business Representative)	X		X		X		X		X			
12	McGivney, Dan (Business Representative) <i>Alternate – Lauren Nevitt</i>	X		X*		X		A*		A*			
13	Roberts, Terry (Environmental Representative)	X		X		A*							
14	Quinn, Bill (Business Representative) <i>Alternate – Janet Whittick</i>	T		T*		T*		T		T			
15	Downs, Michael (Community Representative - McCallon)	A		A		A*		A*		A*			
16	Ferlita, Jaclyn (Community Representative - Lyou)	A		A		X		A		X			
17	Harrold, Nan (Community Representative - Nelson)	X		A*		X		A*		X			
18	Montez, Art (Community Representative - Lyou)	A		A		X		X		X			
19	Rothbart, David (Community Representative - Mitchell)	X		A*		A*		X		X			
20	Rubio, Larry (Community Representative - Ashley)	A*		T		T		A*		A*			
21	Smith, Larry (Community Representative - Benoit)	X		X		A		X		A			
22	Pawling Torres, Kristen (Community Representative - Kuehl)	A		X		A		X		A*			
23	Turner, TyRon (Community Representative - Burke)	A		X		X		X		X			

Attendance Codes					
X	Present	T	Teleconference	A	Absence
X*	Alternate in Attendance	T*	Alternate Teleconference Participation	A*	Absence Excused



South Coast

Air Quality Management District

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**HOME RULE ADVISORY GROUP
PROPOSED 2019 MEETING SCHEDULE**

(MEETINGS ARE THE SECOND WEDNESDAY OF EVERY OTHER MONTH)

All meetings are at 10:00 a.m. and are held in Conference Room CC-8

January 9

March 13

May 8

July 10

September 11

November 13