

Minutes
Environmental Protection Committee
2 Martin Luther King, Jr. Drive, S. E.
Suite 1252 East Tower
Atlanta, GA 30334

January 27, 2009

Attending:

Committee Members

Walter Hudson, Chairman
Earl Barrs
Warren Budd
Bill Carruth
Ray Lambert
Bob Rutland
Jim Tysinger
Jim Walters
Tom Wheeler
Phyllis Johnson, Board Chairman, ex-officio

Board Members

Bill Archer
Jenny Lynn Bradley
Joe Hatfield
Mabel Jenkins
Loyce Turner
Philip Watt

Visitors

Tony Kiene, Stateside Capital, LLC
Rick Beacham, Stateside Capital, LLC
Ronny Just, Georgia Power
Carol Hassell, Georgia Piedmont Land Trust
Thomas Farmer, The Nature Conservancy
Bettie Sleeth, Home Builders Association of Georgia
Phil Zinsmeister, Sierra Club
Katie Kirkpatrick, Metro Atlanta Chamber of Commerce
Scott Hitch, Balch & Bingham

Staff Members

Noel Holcomb
Chris Clark
Paul Burkhalter
Carol Couch
Susan Shipman
Steve Friedman
Dan Forster
Marlin Gottschalk
Becky Kelley
Ray Luce
Jim Ussery
Doralyn Kirkland
Linda MacGregor
David Crass
Todd Holbrook
Jac Capp
Mark Whitney
Wally Woods
Kristina Sorensen
Sarah Dearman
Emily Hitchcock
Kyle Pearson
Mary Ann Evans
Hellen Harris

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Kelly Clark, Office of Planning and Budget

Doug Fulle, Oglethorpe Power

Shirl Parsons, Georgia Wildlife Federation

Shana Udvardy, Georgia Conservancy

Steve Chapman, Georgia Forestry Commission

Frank Green, Georgia Forestry Commission

Abit Massey, Georgia Poultry Federation

Jim Stokes, Sustainable Solutions Georgia

The January 27, 2009 meeting of the Environmental Protection Committee was called to order by Board Chairman Phyllis Johnson. Chairman Johnson called on Walter Hudson, Chairman of the Environmental Protection Committee.

Mr. Hudson called on Linda MacGregor, Chief, Watershed Protection Branch, Environmental Protection Division (EPD), to present an action item on Proposed Rules for Water Conservation Best Management Practices and Certification, Chapter 391-3-31.

Ms. MacGregor stated that the proposed rules are in compliance with Senate Bill 466 from the 2008 Legislative session. She further stated that the rules list best management practices for carwashes and provide for certification of carwashes that have these best management practices in place. She added that once a carwash is certified, it would no longer be considered an outdoor water use for the purposes of outdoor water restrictions.

She stated that the Committee had been briefed earlier on the proposed rules, that one best management practice had been added, based on public comments, and that the proposed rules had been posted for public comments a second time. She further stated that no comments were received from the second public notice, and that the proposed rules were being presented to the Committee for action.

A motion was made by Mr. Barrs, seconded by Mr. Carruth, and carried unanimously that the Committee recommends that the Board adopt the Resolution regarding the Proposed Rules for Water Conservation Best Management Practices and Certification, Chapter 391-3-31. (Resolution attached hereto and made a part hereof)

Mr. Hudson called on Jac Capp, Chief, Air Protection Branch, EPD, to present an action item on Proposed Amendments to Rules for Air Quality Control, Chapter 391-3-1, pertaining to Miscellaneous Provisions.

Mr. Capp stated that the Proposed Amendments to Rules for Air Quality Control relate to Fine Particulate Matter and Ozone attainment. He further stated that regarding Fine Particulate Matter, the proposed amendments would add definitions of “Fine Particulate Matter” and “PM2.5 Emissions” to the Air Quality Rules, propose changes to Georgia Multipollutant Rule for Electric Steam Generating Units, and move up attainment dates for Plant McDonough. He added that these proposed changes would also include a new rule to establish sulfur dioxide removal efficiencies for coal-fired power plants and would revise the Air Pollution Episodes Rule to meet updated federal requirements.

Mr. Capp stated that regarding Ozone attainment, the proposed amendments would change compliance dates for six rules that were expanded to new counties, revise the Fuel-Burning Equipment Rule to change exemption for wood-fired units, and

propose minor revisions to recordkeeping and definitions of the Aerospace Rule. He further stated that the Committee was first briefed in August 2008, the proposed amendments were published for public notice in September and December 2008, that a public hearing was held October 9, 2008, and that one public comment was received and addressed with no changes required. He added that he was requesting the Committee's approval of the proposed amendments. (PowerPoint attached hereto and made a part hereof)

Discussion ensued.

A motion was made by Mr. Barrs, seconded by Mr. Walters, and carried unanimously that the Committee recommends that the Board adopt the Resolution regarding the Proposed Amendments to Rules for Air Quality Control, Chapter 391-3-1, pertaining to Miscellaneous Provisions. (Resolution attached hereto and made a part hereof)

There being no further business, the meeting was adjourned.