

TO: Western North Carolina Regional Air Quality Agency Board of Directors  
FROM: Juanita Shanley, Administrative Secretary  
SUBJECT: May 10, 2010  
DATE: May 27, 2010

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Please find attached a copy of the **APPROVED MINUTES** from the May 10, 2010 Board Meeting. The next meeting of the WNCRAQA Board is scheduled for **Monday, July 12, 2010** in the Agency Board Room at 49 Mt. Carmel Road, Asheville, NC.

CC: Mr. Jim Siemens, Board Attorney

The Western North Carolina Regional Air Quality Agency Board of Directors met on Monday, May 10, 2010, at the boardroom of the Western North Carolina Regional Air Quality Agency, located at 49 Mt. Carmel Road, Asheville, NC.

The attendance of the Board members was as follows:

Members Present:

*Britt Lovin*

*Loyd Kirk*

*Karl Koon*

*Dean Kahl*

*Vonna Cloninger*

Members Absent:

Staff Present: *David Brigman, Director; Juanita Shanley, Administrative Secretary; Ashley Featherstone, Engineering Supervisor; Mike Matthews, Engineer; Arnie Lingle, Inspector; Vic Fahrner, Engineer.*

Media Present:

Others Present: *Katherine Fisher, Attorney*

Mr. Lovin called the meeting of the Western North Carolina Regional Air Quality Agency Board of Directors to order on May 10, 2010, at approximately 4:00 p.m.

The order of business was as follows:

***I. PUBLIC COMMENT PROTOCOL ANNOUNCEMENT:***

Mr. Lovin started the meeting by reading the announcement about the public comment protocol.

***II. APPROVAL OF AGENDA:***

Mr. Lovin informed the Board he would have to leave the meeting early and asked that Items VI.A. and V.C. be moved before the Directors Report. With these changes to the Agenda, Dr. Kahl made a motion to approve the Agenda and Ms. Cloninger seconded the motion. It was approved 5-0.

***III. CONSENT AGENDA:***

- A. **Approval of minutes from the March 15, 2010 Board Meeting:** Ms. Cloninger made a motion to approve the minutes with no changes and Mr. Kirk seconded the motion. The motion passed 5-0.

IV. **UNFINISHED BUSINESS:**

None

VI. **NEW BUSINESS:**

- A. **Election of Chair and Vice-Chair:** Mr. Koon moved to re-elect Mr. Lovin as Chair of the Board and Dr. Kahl as Vice-Chair. Mr. Kirk seconded the motion and it was approved 5-0.

V. **DIRECTOR'S REPORT:**

- A. **FY2010 Budget Approval:** The Board members received a copy of the budget for review at the last meeting. Mr. Brigman informed the Board there were very few changes in the budget this year from last year. He stated that if the EPA budget went through as proposed, we could get an additional \$60,000-\$100,000 next year in our 105 grant with the adjustments made to the regional allotments. However, since the state has a \$1 billion shortfall this year, we are not sure where they will cut expenses or how this will affect the Agency. The county has also given the Agency a credit for one half of the Indirect Charges for this year. The Board members had no questions and Mr. Kirk made a motion to approve the budget as submitted. Dr. Kahl seconded the motion and it was approved 5-0.

B. **Facility Operating Permits (Renewals)**

Facility Name	Type of Facility	Facility Classification	Location	Changes from Existing Permit
APAC – Atlantic, Inc., Enka Facility	Asphalt Manufacturing Facility	Synthetic Minor	Smoky Park Hwy Enka,	Insignificant activity list will be updated.
Nova Enterprises, Inc.	Cultured Marble Manufacturing Facility	Synthetic Minor	305 Airport Road Arden	Insignificant activity list will be updated.
Progress Energy Carolinas, Inc. – Asheville Steam Plant	Electric Generating Utility	Title V	200 CP&L Drive Arden	Clean Air Interstate Rule and NC Clean Air Mercury Rule provisions will be added, frequency of Method 9 testing for Units 3 and 4 will be changed from every 500 hours of operation to 1,000 hours of operation, acid rain provisions and regulatory citations for stack testing rules will be updated, conditions will be added

				to address emergency generators that are now subject to a MACT standard, insignificant activity list will be updated
Shorewood Packaging Corporation	Printing Facility	Small	90 Monticello Road Weaverville	Insignificant activity list will be updated.

There were no questions regarding the operating permits and Mr. Koon made a motion to approve the permits. Ms. Cloninger seconded the motion and it was approved 5-0.

**C. Facility Permit Modifications**

Facility Name	Type of Facility	Facility Classification	Location	Changes from Existing Permit
D.H. Griffin Companies	Portable Concrete and Stone Crusher	Small	Various sites with local zoning authority approval	Replacement of portable crushing equipment
U.S. Department of Veterans Affairs Medical Center	General Medical and Surgical Hospital	Synthetic Minor	Tunnel Road, Asheville	Replacement of two natural gas/No. 2 fuel oil fired boilers

There were no questions regarding the permit modifications and Mr. Kirk made a motion to approve the permits. Mr. Koon seconded the motion and it was approved 5-0.

Mr. Lovin had to leave and Dr. Kahl took over chairing the meeting.

**D. Public Hearing for a Proposed Concrete Batch Plant:** Mr. Brigman informed the Board that we would be having a public hearing for a proposed concrete batch plant on Murphy Hill Road in Weaverville on May 26, 2010 at 6:00 p.m. at the North Buncombe High School auditorium. The Board members were invited to come, but would not have to participate. The hearing will be for comments only; there will be no question and answer period. There was some discussion about the process of the hearing and Ms. Cloninger voiced her concern about the Agency being the final authority in the approval process for this plant.

**E. Annual Facility Recognition for Compliance:** The Agency has issued “*Pat on the Back*” awards to all facilities that have met all permit requirements this year. There were a total of 52 facilities. Mr. Koon asked if we had any concrete facilities with violations. Ms. Featherstone told him there had been none with emissions violations.

With the flooding in Nashville, Mr. Brigman has offered help with asbestos and demolition inspections and sent copies of all the forms our Agency used when we experienced the same type of flooding several years ago.

He also gave a quick update on ozone levels for this year. So far this year, we have had one exceedance of the current standard (0.075 ppm), and three exceedances above 0.070 ppm,

which is the upper end of the 0.060 – 0.070 ppm range EPA is considering for the new ozone standard. If EPA changes the standard to 0.070 ppm, we could go non-attainment.

**VI. NEW BUSINESS:**

**A. Legal Council Report – Mr. Siemens:** Ms. Fisher had nothing to report.

**VII. OTHER BUSINESS:**

**A. Advisory Committee Report – Dean Kahl:** The last meeting of the Advisory Committee was held on April 13<sup>th</sup>. The anti-idling campaign was discussed and the committee is working on handouts to promote the program. The committee will look at the rules for training burns by the fire departments at the next meeting. Mr. Brigman stated that the state is requiring a new form for training burns. They will discuss what materials can be removed and what we can require them to remove. Also, the fire truck bids will run from May 12<sup>th</sup> until June 2<sup>nd</sup> with all of the work having to be completed by September 30<sup>th</sup>. The next meeting will be June 22, 2010.

**B. Calendar:** The next regular meeting for the Board will be July 12, 2010 at 4:00 p.m. The Agency will need to have a special Board meeting in June to vote on the concrete batch plant to comply with the 30-day timeframe after public review.

**C. Announcements:**

None

**VIII. PUBLIC COMMENT:**

None

**X. ADJOURNMENT:**

With no further business, Mr. Kirk moved that the meeting be adjourned at approximately 5:07 p.m. and Ms. Cloninger seconded the motion. The motion passed 4-0.