

TO: Western North Carolina Regional Air Quality Agency Board of Directors
FROM: Juanita Shanley, Administrative Secretary
SUBJECT: March 14, 2011
DATE: April 11, 2011

Please find attached a copy of the **APPROVED MINUTES** from the March 14, 2011 Board Meeting. The next meeting of the WNCRAQA Board is scheduled for **Monday, May 9, 2011** in the Agency Board Room at 49 Mt. Carmel Road, Asheville, NC.

The Western North Carolina Regional Air Quality Agency Board of Directors met on Monday, March 14, 2011, 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
Dean Kahl

Members Absent:

Karl Koon
Vonna Cloninger

Staff Present: *David Brigman, Director; Juanita Shanley, Administrative Secretary; Ashley Featherstone, Engineering Supervisor; Mike Matthews, Engineer; Kevin Lance, Enforcement and Monitoring Supervisor; Arnie Lingle, Inspector; Vic Fahrer, Engineer.*

Media Present:

Others Present: *Jim Siemens, Attorney; Michael Frue, Attorney; Mike Plemmons, CIBO; Cecil Bothwell, Asheville City Council; Greg Davis, APAC; Peter Schaper, Arvato; Olena Hicks, Arvato; Adam Karn, Arvato; Richard Sieg, Arvato; Eddie Oliver, Arvato; Michael Gill, Arvato*

Mr. Lovin called the meeting of the Western North Carolina Regional Air Quality Agency Board of Directors to order on March 14, 2011, 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:

There were no changes to the Agenda and Mr. Kirk made a motion for approval. Dr. Kahl seconded the motion and it was approved 3-0.

III. SPECIAL PRESENTATIONS:

- A. **Standing Ovation Awards:** Ms. Featherstone thanked everyone for attending and gave a brief overview of the awards. This year we had two facilities that we recognized for reducing air emissions and introducing innovative programs that reduce waste. These awards were presented to Arvato Digital Services in Weaverville and APAC – Atlantic, Inc.

Arvato Digital Services manufactures CDs, DVDs, and various media equipment, and has taken great strides in reducing waste and emissions through their green initiative programs. They have reduced their VOC emissions by over 40%, and through an extensive recycling program, have reduced their cafeteria and product waste by 86%. They have also reduced their hazardous and non-hazardous waste by over 30% and given talks to other facilities on ways to reduce waste. Mr. Lovin presented Peter Schaper, vice president of operations, with the award.

APAC – Atlantic, Inc. is a hot mix asphalt facility with three locations in Buncombe County. They have implemented a new process using warm mix asphalt, which has reduced their particulate emissions by 34%. Mr. Lovin presented Greg Davis, Environmental and Safety Manager, with the award.

- B. **Presentation of Plaque to Jim Siemens:** Mr. Lovin presented Mr. Siemens with a plaque in appreciation of his many years of dedicated service and thanked him for all his work for the Agency. Mr. Siemens wished the Agency luck and thanked everyone.

IV. CONSENT AGENDA:

Approval of minutes from the January 18, 2011 Board Meeting: Mr. Kirk pointed out the date on the previous Board meeting was January 18, 2011, not January 11, 2011. With no further changes, Dr. Kahl made a motion to approve the minutes as amended and Mr. Kirk seconded the motion. The motion passed 3-0.

V. UNFINISHED BUSINESS:

- A. **Fee Increase Update:** Mr. Brigman informed the Board members that a notice of the proposed fee increase was published in the paper, and we had received no comments during the thirty day comment period. Letters were sent to all the sources informing them of the increase and we also talked with Progress Energy Carolinas and they expressed no concerns about the increase. Mr. Kirk made a motion to adopt the fee increases and Dr. Kahl seconded the motion. It was approved 3-0.

VI. DIRECTOR'S REPORT:

- A. **Quarterly Report – 4th Qtr 2010:** Mr. Lovin ask Mr. Brigman to comment on the year overall. We had one ozone excedence for the year, which occurred in the spring. We have several outstanding penalties, but we may have found a better way of collecting these. Mr.

Frue explained that governments have a way of attaching tax refunds to collect unpaid penalties and we will start using this resource. Mr. Brigman reviewed our work regarding asbestos and open burning for the year. Mr. Kirk asked about indoor air calls, and Ms. Featherstone explained that most are from renters having problems with mold or other indoor air problems, which we can only refer to other resources.

- B. **FY2012 Budget Discussion:** Mr. Brigman gave a brief breakdown of the budget for FY12, which is basically the same as last year. We will still be pulling from the fund balance for the coming year, but the fee increases will help. The budget will need to go out for public comment, and then brought back to the Board for approval in May.

C. **Facility Operating Permits (Renewals):**

Facility Name	Type of Facility	Facility Classification	Location	Changes from Existing Permit
American Concrete and Precast, Inc.	Ready-Mix Concrete Facility	Small	Sand Hill Road, Enka	Change truck mix control equipment from a bag filter to a water spray system
APAC – Atlantic, Inc., Enka Facility	Asphalt Manufacturing Facility	Synthetic Minor	Smoky Park Hwy Enka,	An option to use recycled asphalt shingles as a raw material will be added.

Mr. Kirk commented on the spray system for American Concrete and ask how APAC would know if the shingles were asbestos free. Mr. Greg Davis, from APAC, informed the Board that the company they will be buying from guarantees the shingles to be asbestos-free. There were no other questions regarding the operating permits, and Mr. Kirk made a motion to approve the permits. Dr. Kahl seconded the motion and it was approved 3-0.

VII. **NEW BUSINESS:**

- A. **Proposal of Regulatory Changes:** Ms. Featherstone discussed the regulatory changes. The first was a change to the new source review standard that applies to large facilities. The rules were amended by the state to address PM2.5 standards. There are also some updates to the rules dealing with VOC and NOx reductions for ozone, and finally, a federal rule dealing with hospital waste incinerators. These rules have already been adopted by the state, and we are just adopting them by reference. Dr. Kahl made a motion to adopt the regulatory changes and Mr. Kirk seconded the motion. It was approved 3-0.
- B. **Legal Council Report – Mr. Frue:** Mr. Lovin welcomed Mr. Frue and asked if he had anything to report. He updated the Board on the Pitrolo lawsuit, stating we were now waiting on the Judge to make his final decision.

VIII. OTHER BUSINESS:

A. Advisory Committee Report: Dr. Kahl reported that the Advisory Committee will be meeting next week with the plans of reorganizing. They will be working with the staff to set some new goals. Dr. Kahl made a motion that they appoint Susan Andrew and Eddie Shook as members of the Advisory Committee. Mr. Kirk seconded the motion and it was approved 3-0.

B. Calendar: The next meeting for the Board will be May 9, 2011 at 4:00 p.m.

C. Announcements: None

IX. PUBLIC COMMENT:

None

X. ADJOURNMENT:

With no further business, Mr. Kirk moved that the meeting be adjourned at approximately 4:50 p.m. and Dr. Kahl seconded the motion. The motion passed 3-0.