

**Minutes  
Regular Meeting  
of the  
Louisville Metro Air Pollution Control Board  
March 21, 2012**

The regular meeting of the Louisville Metro Air Pollution Control Board was called to order on March 21, 2012, at 10:00 a.m. in the Board Room of the Louisville Metro Air Pollution Control District, 850 Barret Avenue, Louisville, Kentucky, by the Chairman, Dr. Robert Powell. Other Board members present were Mr. Ronald Thomas, Ms. Bonnie Biemer, Mr. Steve Thomas and Ms. Kathy Matheny. A quorum was present.

The following Louisville Metro Air Pollution Control District staff members were present: Lauren Anderson, Rachael Hamilton, Thomas Nord, Terri Phelps, Cynthia Lee, Paul Aud, Eva Addison, Matt King, Michelle King, Steven Gravatte, D. J. Fountain, Dee Lynch, Craig Butler, Stewart McCollam, Colette McConville, Nick Hart, Starlet Raj, Karen Thorne, Devin Cassell, Stephen Holley, Sonja Mooney, Josh Tennen, Eric Burnette, and Monica Little. Also present were Assistant County Attorney Stacy Fritze Dott and County Attorney staff member Tammy Brown.

The following guests were present: Paul Bowe, Marcus Paint; Eric Brown, General Electric; Tim Corrigan, GLI; Barbara Hall, Ford-KTP; Carl Hilton, West Jefferson County Community Task Force; Greg Long, Ford-LAP; Sarah Scheetz, LG&E and KU Energy, LLC; Paige Mosser Theriac, Theriac Environmental Consultants, Inc.

### **Introductions**

Ms. Anderson introduced three new District employees – Eric Burnette, Environmental Coordinator; Sonja Mooney, Compliance Officer; and Joshua Tennen, Environmental Coordinator.

### **Public Recognitions**

Ms. Anderson announced that Hannah Byland was promoted to an Environmental Specialist; Donald (D.J.) Fountain was promoted to an Engineer III; and Steve Holley was promoted to an Engineer II.

### **Approval of Minutes**

The minutes of the regular Board meeting held on February 15, 2012, were approved as written.

### **Committee Report**

#### **A. Policy Committee**

Mr. Ron Thomas, Chair of the Policy Committee, reported that the committee met March 21, 2012, to consider draft amendments to Regulation 1.15 *Version of Federal Regulations Adopted and Incorporated by Reference* – Version 16, Draft #1. The proposed amendments to Regulation 1.15 will update it so that all federal regulations adopted and incorporated by reference in the District's regulations are the version set out in the Code of Federal Regulations (CFR) Title 40 as of July 1, 2011, unless a different version is specified in another District regulation, and to update the U.S. Government Printing Office address to obtain electronic copies of federal materials.

Mr. Thomas said the committee approved the release of the draft amendments to Regulation 1.15 for a 30 day formal comment period.

Ms. Hamilton gave a brief overview of the Code of Federal Regulations (CFR), which is revised annually and the District regulations that are required to be updated to comply with the CFR, including Regulations 1.15, 5.02, and 7.02. Ms. Hamilton, Regulatory Specialist, explained that, due to the realignment of the Policy and Strategy committees in early 2012, the Board Policy Committee now considers amendments to Regulation 1.15. The Board Strategy Committee will continue to consider amendments to Regulations 5.02 and 7.02.

## **Staff Reports**

### **A. Director**

Ms. Anderson gave an update on several projects District staff will be involved with this year, including Metro Government budget planning for FY 2013; the District's modeling assignment with the Ohio River Bridges Project; and the District's representation on the Metro Tree Board. Other projects include implementing the EPA requirement to locate a nitrogen dioxide monitor near a roadway with maximum NO<sub>x</sub> concentration; increasing promotion of the Idle Free Campaign; and development of new ways to reduce ozone. Ms. Anderson also reported that the District submitted the PM<sub>2.5</sub> redesignation request to EPA on March 6, 2012.

### **B. Air Quality Data alternative**

Ms. Anderson said ozone season began March 1, 2012, and ozone data would be included in the next air quality report. She said there was an exceedance of the sulfur dioxide standard at the Watson Lane monitoring site.

The air quality monitoring report was submitted for filing. A copy is attached to the original minutes.

### **C. Enforcement Status Report**

Ms. Terri Phelps, Enforcement Manager, gave an update on the status of the notices of violation issued to Louisville Gas & Electric (LG&E), at the request of the Chair. Ms. Phelps said the District and LG&E had not yet been able to reach a settlement related to the coal ash violations at the Cane Run Generating Station. If the District and LG&E were unable to settle by the next board meeting, the next step would be to hold an administrative hearing.

The enforcement report was submitted for filing. A copy is attached to the original minutes.

### **D. Excess Emission Report**

The February 2012 Excess Emissions Report was submitted for filing. A copy is attached to the original minutes.

## **Next Meeting**

The next regular Board meeting is scheduled Wednesday, April 18, 2012, at 10:00 a.m.

## Adjourn

The meeting was adjourned at 10:28 a.m.

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Robert W. Powell, M.D.  
Chairman

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Rachael Hamilton  
Secretary-Treasurer