

**Minutes
Public Hearing
of the
Louisville Metro Air Pollution Control Board
October 15, 2014**

A public hearing of the Louisville Metro Air Pollution Control Board was called to order on October 15, 2014, 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.

General Statement, Rules and Purpose

The Chairman read the opening announcements, rules and purpose of the public hearing which was to review Agreed Board Orders with Swift Pork Company and the Medical Center Steam Plant.

1. Agreed Board Order with Swift Pork Company

Terri Phelps, Enforcement Supervisor, asked the Board to consider and adopt a proposed Agreed Board Order that alleged that Swift Pork Company had violated its District operating permit and directed the company to pay an administrative penalty.

Swift owns and operates an animal slaughtering and rendering plant pursuant to a federally enforceable District operating permit. The District alleged that the company failed to monitor and keep records of the operation of its odor control equipment and report emissions information required by its operating permit. In 2009, 2010 and 2011, the company reported that the flow meters of several scrubbers that controlled odors, and were required by previous Board orders, did not function. Upon further inspection, the District found that the company had not kept complete records for its odor control equipment as required by the permit. The company also failed to report emissions information to the District in 2009, 2010, 2011 and 2012 as required by the permit. The company demonstrated compliance in July 2013 by beginning to properly monitor and keep records on the odor control equipment and in August 2013, the company submitted the missed reports.

The District assessed an administrative penalty of \$24,550 to resolve the alleged violations and the company agreed to the settlement.

Statements

Mr. Dennis Conniff, legal counsel for Swift Pork Company, stated that Swift had corrected the alleged violations cited in the Agreed Board Order and the company had agreed to pay the settlement amount.

Dr. Powell stated that the District received a written comment about odor that would be included in the public hearing record.

2. Agreed Board Order with Medical Center Steam Plant

Ms. Phelps asked the Board to consider and adopt a proposed Agreed Board Order that alleged that the Medical Center Steam Plant violated its District Title V operating permit and directed the company to pay an administrative penalty.

The Medical Center Steam Plant operates coal-fired steam systems pursuant to a District Title V operating permit. In 2013, the District discovered that the steam plant had failed to conduct the stack test for nitrogen oxides, or NOx, in 2011, which was required to be conducted every two years for each of the steam plant's five boilers. On October 24, 2013, the steam plant conducted a NOx test on Boilers #1 and 4. At that time, Boiler #4 passed, but the results for Boiler #1 were 19% over the permitted standard. On January 24, 2014, the steam plant conducted a second test on Boiler #1 and tested Boilers #2, 5 and 6 which demonstrated compliance with the NOx emission limits for all four boilers.

The District assessed an administrative penalty of \$28,500 to resolve the violations and the company agreed to the settlement.

Statements

Mr. Edward Dusch, General Manager of the Medical Center Steam Plant, said he was available to answer questions.

Adjourn

The public hearing adjourned at 10:08 a.m.

Robert W. Powell, M.D.
Chairman

Rachael Hamilton
Secretary-Treasurer