

**Minutes  
Public Hearing  
of the  
Louisville Metro Air Pollution Control Board  
September 16, 2015**

A public hearing of the Louisville Metro Air Pollution Control Board was called to order on September 16, 2015, 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 the Agreed Board Order with Anderson Wood Products Company.

**1. Agreed Board Order with Anderson Wood Products Company**

Matt King, Compliance and Enforcement Manager, asked the Board to consider and adopt a proposed Agreed Board Order that alleged that Anderson Wood Products Company violated federal and District regulations, and directing the company to take corrective measures and to pay an administrative penalty. The company agreed to the terms of the order.

Anderson Wood Products manufactures hardwood products pursuant to District operating permits. In March of this year, a District inspector made a visit to the plant to verify its status under the Area Source Boiler MACT, part of the federal toxics program. The plant engineer confirmed that Anderson Wood had not submitted the Initial Notice of Compliance Status, which was due in January 2014, and had not conducted the performance tune-up or the energy assessment, which were due in March 2014.

Anderson Wood has now submitted a Notice of Compliance Status and has made arrangements to have the performance tune-up and the energy assessment conducted by the end of this month. The District has assessed, and the company has agreed to, an administrative penalty of \$10,000 to resolve the alleged violations, with an additional penalty of \$1,000 for each month or partial month that noncompliance continues, if not corrected by September 30, 2015.

**Statements**

No statements were made.

**Comments**

Ms. Bonnie Biemer asked how the company's noncompliance impacted air quality. Mr. King explained that the company failed to comply with a federal area source rule for hazardous pollutants, which requires companies that burn a fuel other than natural gas to do a tune-up of that system every couple of years and then do an energy assessment of the facility periodically. Its primary purpose is to be sure that fuel is burned as efficiently as possible. Although this will also reduce emissions, the rule does not set a specific numeric standard like some of the District's other rules. EPA essentially requires companies to take a look at the efficiency of their fuel usage. Anderson simply hasn't done it yet despite the District's efforts to notify the company of its need to comply with the rule.

Mr. Ron Thomas asked what the next step would be if Anderson did not meet the September 30, 2015, deadline. Mr. King explained that Anderson has until October 15, 2015, to confirm its compliance in writing with the District. The Agreed Board Order includes stipulated penalties in the event the company does not comply by the deadline or the matter could be brought back to the Board for further review.

**Adjourn**

The public hearing adjourned at 10:05 a.m.

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Robert W. Powell, M.D.  
Chairman

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Rachael Hamilton  
Secretary-Treasurer