

Metropolitan Washington Air Quality Committee

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MEETING NOTICE

Date: May 23, 2007

Time: 12:00 pm– 2:00 pm

**Metropolitan Washington Council of Governments
777 North Capitol St., NE, 3rd Floor, Board Room
Washington, D.C. 20002**

**Lunch will be available for members at 11:30 a.m. Lunch will be shared with the Climate Change Steering Committee members. They will be meeting in the COG Board Room from 9:30 am – 11:30 am.*

AGENDA

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- 12:00 1. Call to Order; Public Comment Period, Approval of Minutes, Chair's Remarks**
- 12:05 2. Committee Reports**
- A. Report of the Technical Advisory Committee**
 - B. Report of the Air Quality Public Advisory Committee**
 - C. Report of the Clean Air Partners**
 - D. Report of the Interstate Air Quality Council (IAQC)**
 - E. Report of the Climate Change Steering Committee**
- 12:45 3. Overview of Ozone Air Quality Plan (SIP);and Public Comments and Response to Public Comments**
- 1:15 4. Approve Plan (SIP) for Submittal to States (ACTION)**
- 1:20 5. Letter Re: Virginia CAIR Rule's Ban on Emissions Trading in NAA**
- 1:30 6. PM2.5 Plan Requirements and Proposed SIP Schedule**
- 1:40 7. Recent Supreme Court Decisions on EPA Lawsuits**
- 1:50 8. State Air Agency Reports**
- 2:00 9. Date for Next Meeting and Adjourn**
Next Meeting: June 27, 2007



Reasonable accommodations are provided for persons with disabilities. Please allow 7 business days to process requests. Phone: 202.962.3300 or 202-962.3213 (TDD). Email: accommodations@mwkog.org. For details: www.mwkog.org.

Item: 1. Public Comment, Approval of Minutes, Announcements, Chairman's Report

Presenter: Hon. Nancy Floreen, MWAQC Chair

Description:

After the public comment period, Chair will call for approval of Meeting Summary for March 15, 2007, and for amendments to the agenda.

Recommended Action:

Approve minutes

Item: 2. Committee Reports

- **Report of the Technical Advisory Committee**
 - **Cecily Beall, Chair**
- **Report of the Air Quality Public Advisory Committee**
 - **Jill Engel-Cox, Chair**
- **Report of the Clean Air Partners**
 - **Harriet West, Chair**
- **Report of the Interstate Air Quality Council (IAQC)**
 - **Jim Sydnor, Air Director, VDEQ**
- **Report of the Climate Change Steering Committee (CCSC)**
 - **Nancy Floreen, Chair**

Item: 3. Overview: 8-hour Ozone SIP, Comments and Response to Comments

**Presenter: Joan Rohlfs, Chief, Air Quality Planning
Jeff King, DEP Environmental Planner**

Description:

Staff will outline the air quality plan (SIP) and discuss how it meets each of the Clean Air Act and EPA requirements for areas in moderate nonattainment of the 8-hour ozone standard. Staff will review comments received during the public comment period on the SIP and will review responses to comments. Once approved, these comments and responses will be included in the SIP appendices.

Recommended Action:

Discussion

Approve responses to public comments

Materials:

Draft 8-Hour Ozone State Implementation Plan (SIP) Executive Summary

<http://sharepoint.mwcog.org/airquality/default.aspx>

Summary of Comments and Response to Comments

Item 4. Approve Plan (SIP) for Submittal to States (ACTION)

Presenter: Hon. Nancy Floreen, Chair

Description:

Chair will call for a motion to approve the 8-hour ozone air quality plan (SIP). Once approved, the SIP will be sent to the state air agencies for their approval and submittal to EPA.

Recommended Action:

VOTE to approve

Materials:

None

Item 5. Letter Re: Virginia CAIR Rule's Ban on Emissions Trading in NAA

Presenter: Jeff King, Environmental Planner

Description:

Mirant recently petitioned to get the emissions trading provision of the Virginia CAIR rule reopened for public comment. Earlier this year the State Air Pollution Control Board approved the Virginia CAIR rule's provision that bans emissions trading of NO_x and SO₂ within the nonattainment areas, thereby requiring facilities within the nonattainment area to reduce their emissions. Photochemical modeling in the SIP shows that the NO_x emission reductions associated with the prohibition on emissions trading is needed to bring the Washington, DC-MD-VA region into attainment of the ozone standard.

On May 14 Virginia Dept. of Environmental Quality reopened public comment on the no-trading provision of the CAIR Rule. The comment period ends on June 18. Mr. King will discuss a comment letter supporting the no-trading provision.

Recommended Action:

Briefing and discussion
Approve letter

Materials:

Draft Comment Letter to Virginia State Air Pollution Control Board

Item 6 . PM2.5 Plan Requirements and Proposed SIP Schedule

Presenter: Joan Rohlfs, Chief, Air Quality Planning

Description:

The Washington, DC-MD-VA region was designated nonattainment for the annual fine particle standard in 2004. Staff will review the planning requirements for the region and will propose a schedule for preparing an air quality plan to meet the annual PM2.5 standard. The plan is due to EPA in April 2008.

Recommended Action:

Briefing and discussion

Materials:

Presentation

Schedule

Item 7. Recent Supreme Court Decisions on EPA Lawsuits

Presenter: Lee Ruck, MWCOG General Counsel

Description:

On April 2 the Supreme Court ruled that EPA has the authority to regulate greenhouse gases in automobile emissions (Massachusetts vs. EPA). In another decision on the same date, the Supreme Court vacated the Fourth Circuit decision in Duke Energy New Source Review Case. Mr. Ruck will summarize the court decisions and their implications for the Metropolitan Washington region.

Recommended Action:

Briefing

Materials:

None