Appendix 8c - Public Hearing Transcript

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BEFORE THE INDIANA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT

- - -

PUBLIC HEARING REGARDING

THE DRAFT INDIANA REGIONAL HAZE

STATE IMPLEMENTATION PLAN (SIP)

ORIGINAL

- - -

PROCEEDINGS

in the above-captioned matter, before the Hearing Officer Ken Ritter, taken before me, Lindy L. Meyer, Jr., a Notary Public in and for the State of Indiana, County of Shelby, at the Indianapolis-Marion County Public Library, West Indianapolis Branch, 1216 South Kappes Street, Indianapolis, Indiana, on Tuesday, January 11, 2011 at 6:15 o'clock p.m.

- - -

William F. Daniels, RPR/CP CM d/b/a
ACCURATE REPORTING OF INDIANA
12922 Brighton Avenue
Carmel, Indiana 46032
(317) 848-0088

1 APPEARANCES:

2 ON BEHALF OF IDEM:
Ken Ritter, Hearing Officer
3

4 SPEAKERS PRESENT:
None
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1 6:15 o'clock p.m.
January 11, 2011
2 - - -
3 THE HEARING OFFICER: Good evening.
4 I'm Ken Ritter, Chief of the IDEM Office of Air
5 Quality's Technical Support and Modeling Section.
6 The purpose of this hearing is to receive
7 public comment on the Draft Indiana Regional Haze
8 State Implementation Plan, or SIP.
9 For this hearing, there are several
10 documents for public view. First is the Draft
11 Indiana Regional Haze State Implementation Plan,
12 dated November 2010, and its appendices; a copy
13 of the public notice along with the newspaper
14 publisher's claim; a letter from Clyde Thompson
15 of the U.S. Forest Service containing their
16 comments on the Indiana SIP; and the comment
17 letter from John Bunyak, representing the U.S.
18 Department of the Interior, the National Parks
19 Service, and the U.S. Fish and Wildlife Service.
20 On the table is a "Public Hearing -
21 Attendance Record," sign-in sheet, "Request to
22 Speak Slips," and Comment Forms." Please fill
23 these out as appropriate.

1 Regional haze is caused by tiny particles
2 that absorb and scatter sunlight, creating white
3 and brown haze. Major contributors to these
4 particles are electrical generating units, large
5 industrial boilers, cement kilns, and a variety
6 of other air pollutant sources.
7 The Regional Haze SIP requires -- I'm
8 sorry. The Regional Haze Rule requires states to
9 submit SIP's to address regional haze visibility
10 impairment in the 156 federally protected parks
11 and wilderness areas. These 156 scenic areas are
12 called "mandatory Class 1 Federal areas" in the
13 Clean Air Act, but generally referred to as
14 "Class 1 areas."
15 The federal Regional Haze Rule requires
16 Indiana to submit a SIP to the United States
17 Environmental Protection Agency, the U.S. EPA.
18 U.S. EPA's Regional Haze Rule was adopted July
19 the 1st, 1999, and went into effect on August
20 the 30th, 1999, 64 Federal Register 35714.
21 The Regional Haze Rule is aimed as
22 achieving nationality visibility goals by 2064.
23 This rulemaking addressed the combined visibility

1 effects of various pollution sources over a wide
2 geographic region. This wide-reaching pollution
3 net means that many states, even those without
4 Class 1 areas, are required to participate in
5 haze reduction efforts.
6 Indiana does not have any Class 1 areas;
7 however, Indiana sources have been determined to
8 impact visibility in Class 1 areas in other
9 states. The Clean Air Act requires Indiana to
10 develop a strategy to mitigate visibility
11 impairment in those areas.
12 The strategy has been developed in
13 consultation with the Midwest Regional Planning
14 Organization and affected states using data and
15 tools, including emissions inventories and
16 modeling analyses, taking into consideration
17 factors such as existing pollution control
18 programs, emission reduction needs, compliance
19 schedules, and smoke management techniques. The
20 SIP describes Indiana's consultation process,
21 technical analyses, and actions taken to reduce
22 visibility impairment in other Class 1 areas.
23 As required by the Clean Air Act, U.S. EPA

1 included in the final Regional Haze Rule a
2 requirement for best available retrofit
3 technology, or BART, for certain large stationary
4 sources. The Regional Haze Rule uses the term
5 "BART-eligible source" to describe these sources.
6 Under the Clean Air Act, BART is required
7 for any BART-eligible source that a state
8 determines emits any air pollutant which may
9 reasonably be anticipated to cause or contribute
10 to any impairment of visibility in any Class 1
11 area.
12 Accordingly, for stationary sources
13 meeting these criteria, states must address the
14 BART requirement when they develop their Regional
15 Haze SIP's. On November the 3rd, 2010, the
16 Indiana Air Pollution Control Board adopted as
17 final the Indiana BART Rule, 326 IAC 26-2.
18 The BART analysis is a key component of
19 the Regional Haze SIP. IDEM conducted further
20 modeling in coordination with the Midwest
21 Regional Planning Organization and determined
22 that there were four BART-eligible sources that
23 were determined to be subject to BART.

1 Of these sources, three performed modeling
2 that showed they were below significant impact
3 thresholds. That left certain units at Alcoa
4 which were subject to BART. Alcoa provided a
5 BART analysis which was reviewed by the state,
6 and appropriate limits were included in the final
7 BART Rule.
8 This concludes my brief summary of the
9 Regional Haze Rule. I'm now ready to accept any
10 comments. IDEM will also accept written comments
11 through January 13th, 2011. Mailed comments
12 should be sent to the address listed on the
13 public notice: The Indiana Regional Haze State
14 Implementation Plan, Scott Deloney, Chief, the
15 Programs Branch, Office of Air Quality, MC 61-50,
16 Indiana Department of Environmental Management,
17 100 North Senate Avenue, Indianapolis, Indiana,
18 46206-2251.
19 A transcript of this hearing and all
20 written submissions provided at the public
21 hearing shall be open to the public for
22 inspection at IDEM, and copies may be made
23 available to any person upon payment of

1 reproduction costs. Any person heard or
2 requested [sic] at the hearing -- or requesting
3 notice shall be given written notice of actions
4 resulting from the hearing.
5 And that's it. Thank you. The hearing's
6 concluded.
7 - - -
8 Thereupon, the proceedings of
January 11, 2011 were concluded
at 6:22 o'clock p.m.
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CERTIFICATE

I, Lindy L. Meyer, Jr., the undersigned Court Reporter and Notary Public residing in the City of Shelbyville, Shelby County, Indiana, do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me on Tuesday, January 11, 2011 in this matter and transcribed by me.

Lindy L. Meyer Jr.

Lindy L. Meyer, Jr.,
Notary Public in and
for the State of Indiana.

My Commission expires October 27, 2016.

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