

**Minutes
Public Hearing
of the
Louisville Metro Air Pollution Control Board
May 16, 2012**

A public hearing of the Louisville Metro Air Pollution Control Board was called to order on May 16, 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.

General Statement, Rules and Purpose

The Chairman read the opening announcements, rules and purpose of the public hearing, which was to review draft amendments to four District regulations.

- 1. Draft amendments to Regulation 1.15 *Version of Federal Regulations Adopted and Incorporated by Reference - Version 16, Draft #1***
- 2. Draft amendments to Regulation 5.02 *Adoption and Incorporation by Reference of National Emission Standards for Hazardous Air Pollutants – Version 19, Draft #1***
- 3. Draft amendments to Regulation 5.14 *Hazardous Air Pollutants and Source Categories – Version 8, Draft #1***
- 4. Draft amendments to Regulation 7.02 *Adoption and Incorporation by Reference of Federal New Source Performance Standards – Version 16, Draft #1***

Ms. Rachael Hamilton, Regulatory Specialist, said the District was required to periodically update the regulations to incorporate the most recent federal regulations by reference that formed the basis of the District's programs. She said the reason for the proposed draft amendments to Regulations 1.15, 5.02 and 7.02 was to incorporate the most recent federal regulations adopted and incorporated by reference.

Ms. Hamilton said in Regulation 1.15, the update changed the date that is used to review the federal regulations unless a specific regulation is listed. In Regulation 5.02, it would be updated to adopt and incorporate by reference the federal regulations in 40 CFR 61 and CFR 63. Also, she said the Maximum Achievable Control Technology Standards (MACTS) are listed in Regulation 5.02. In Regulation 7.02, the amendment incorporated by reference the federal regulations in 40 CFR Part 60 where the new source performance standards are listed for new, modified or reconstructed sources or facilities. Ms. Hamilton said another change in Regulations 1.15, 5.02 and 7.02, was to update the U.S. Government Printing Office electronic address to receive copies of federal regulations. She said there would be no additional changes intended in the adoption that was different from federal law.

Ms. Hamilton said in Regulation 5.14, the District's proposed amendment was to conform to the Clean Air Act. In the past, she said the District had listed phosphorus compounds, and in the Clean Air Act Section 112 (B), the chemical was listed as "phosphorus." Ms. Hamilton said the District made a recent change to Regulation 5.23 *Toxic Air Contaminants* to address the disparity between the District's regulation and the Federal Clean Air Act. In summary, Ms. Hamilton said the District proposed to conform to both the Federal Clean Air Act and Regulation 5.23 to change the chemical name from "phosphorus compound" to "phosphorus." Ms. Hamilton said there would be no other amendments different from the federal regulations.

Discussion

Dr. Al-Shami asked what chemical compound of phosphorous was listed in Regulation 5.14. Ms. Hamilton said the District would list the elemental compound of “phosphorous” to match what is listed in the Clean Air Act Section 112(B).

Adjournment

The public hearing adjourned at 10:06 a.m.

Robert W. Powell
Chairman

Rachael Hamilton
Secretary-Treasurer