

OLYMPIC REGION CLEAN AIR AGENCY
2940 Limited Lane NW
Olympia, Washington 98502

BOARD OF DIRECTORS MEETING

September 13, 2017

Members present: Jim Cooper, City of Olympia (Chair)
Cynthia Pratt, City of Lacey (Vice Chair)
Wes Cormier, Grays Harbor County
Mary Ellen Winborn, Clallam County
Kate Dean, Jefferson County (via phone)
Terri Jeffreys, Mason County
John Hutchings, Thurston County

Members absent: Lisa Ayers, Pacific County,
Joan Cathey, City of Tumwater

Legal Counsel: Julie Carignan of Law, Lyman, Daniel, Kamerrer and Bogdanovich

Staff Present: Fran McNair, Executive Director; Robert Moody, Compliance Supervisor; Mark Goodin, Professional Engineer; Odelle Hadley, Senior Monitoring Technician; Dan Nelson, Public Information Officer; Lynn Harding, Administrative Services; and Debbie Moody, Office Manager/Recorder

Cooper called the meeting to order at 10:00 a.m.

Cooper asked if the Board was okay with the agenda. The Board all agreed with the agenda.

CHAIR REPORT

Cooper noted, after talking to a couple members and staff, perhaps the Board should spend some time doing some long-term visioning for the agency. Cooper suggested starting the process prior to the budgeting timeframe. Cooper asked if the Board had tolerance to allow Cooper to work with staff, beginning in November. The Board was in agreement.

PUBLIC COMMENT

There were no members of the public in attendance.

CONSENT AGENDA

Cooper asked for approval of the Consent Agenda. Pratt moved approval of the Consent Agenda. The motion was seconded and carried unanimously.

PUBLIC HEARING

Rule 1.11 – Federal Regulation Reference Date

Goodin explained the hearing is regarding updating the Federal Regulation reference date from July 1, 2016 to July 1, 2017. The reference date is stated once in ORCAA's Rule, but applies to all references

of Federal Regulations throughout ORCAA's Regulations. Staff recommends the Board approve the update.

Cooper opened the hearing at 10:04am and asked if there were any questions or comments. Hearing none, Cooper closed the hearing at 10:04am. Cooper asked for a motion. Jeffreys moved approval to amend Rule 1.11 changing the reference date to July 1, 2017. The motion was seconded. Cooper asked if there were any further questions. Jeffreys asked if this will have to occur annually. McNair stated it will. Jeffreys asked if there could be language such we wouldn't have to do this. Goodin explained we were told by attorneys that we do have to proceed this way on an annual basis. You can't have an adoption, by reference, apply to future rule.

Cooper noted there is a motion on the floor and called for the question. The motion carried unanimously.

DIRECTOR'S REPORT

Compliance Program Update

R. Moody reminded the Board the report covers 2 months. Ocean Protein is a regular name showing up in the complaint report, as well as several enforcement actions pending. Ocean Protein is in the process of testing and we are hoping the testing will be final next week. Marijuana odor complaints are becoming more frequent and covering more of our jurisdiction. R. Moody also noted a long-term squatter case where they had taken over a property in Nisqually Valley and were burning. We have been working with the fire district and other enforcement agencies to try to eliminate the problem. We received a draft EPA report card, R. Moody explained, and in several areas, we meet or exceed expectations. We did have a couple of areas where we need attention, but all in all, not a bad report.

Pratt asked if a person is living in the county, in an unincorporated island in Lacey, how do they show up on the reports, as in the county or Olympia? R. Moody explained it would show up under their mailing address, so whichever post office they are listed under.

Hutchings asked how he can tell which names on the complaint report is cannabis. He noted there are some that have cannabis in the name. R. Moody stated it would only be listed under odor complaints, however most of the growers and processors have unique names to their industries. Some are easier to recognize, Canna Organix for instance.

Engineering Program Update

Goodin wanted to touch base a couple of cases. Paneltech makes specialty panels made from paper and resins. Paneltech recently expanded and we approved the application after navigating several federal regulations. We recently finalized a renewal of an Air Operating Permit for Aquatics, a fiberglass facility located in Yelm. Goodin noted they have cleaned up their act over the years, noting in the 90's they had odor issues we were dealing with, like Ocean Protein.

Jeffreys asked about the 'after-the-fact' gasoline dispensing permit. Staff noted these things happen a lot. Goodin explained sources make changes without contacting us. Compliance and engineering work closely together and when compliance is in the field and come across changes at facilities, they check with the engineers to see if those changes were permitted, or need to be permitted. Jeffreys asked if it is a trend of just not knowing, or is it purposeful. Goodin and R. Moody both stated it is all over the board. Pratt thought if they go through the city or county to get permits, they would be told about ORCAA. Goodin agreed, however noted air is bit more complicated and other agencies are unaware of ORCAA's permit needs. We do try to work with them and our staff do visit and discuss these issues. McNair added we get different levels of assistance from the jurisdictions; some are very willing to assist, while others

are not as willing.

Air Quality Program Updates

Hadley noted Aberdeen had one moderate day in July and the other sites were elevated on that same day (July 4). Hadley did add the numbers have been much better since cities have been banning fireworks in the city limits. Hadley showed the ozone slide for July explaining the numbers were good. Cheeka Peak had a 24-hour average of $108 \mu\text{g}^3$, in August, Hadley stated. Hadley stated she was on site during that time and felt the impacts of the poor air quality. Port Angeles also came in high with an average of $97 \mu\text{g}^3$, noting the standard is $35 \mu\text{g}^3$. Every site, across the state, exceeded the standard, Hadley noted.

Cooper asked what the implications from a month like this regarding our funding. Hadley noted it will be listed as an exceptional event and Ecology would likely file it as such. McNair stated Ecology is looking at PM_{2.5} for exceptional events, mostly due to the fact Tacoma and Pierce County are non-attainment for PM_{2.5}. As for Ozone, McNair continued, it appears they aren't concerned now, and there is a potential for PM₁₀ in Eastern Washington.

The events amplified our Ozone and we did go over the standard, for 2 days, at our Lacey site.

Hadley added satellite images of Washington a photo from the day Cheeka Peak hit the $108 \mu\text{g}^3$. Another slide appears to be worse, however, Hadley noted, at the surface the air quality had improved.

Other activities, Hadley stated, include installing the ozone monitor at Lacey; room temperature probes for our Shelton site, and the paper she wrote was accepted and published in Atmospheric Environment. Hadley did note, once she receives her paper in PDF format, she will share with the Board. Hadley explained she continues to work on finalizing the Ultrafine Study report.

Education and Outreach

Nelson explained he spent a good part of early August undoing what Puget Sound did in the media. Calling an air quality burn ban in the middle of fire season was more problematic than helpful.

Nelson stated he has been spending a lot of time at the schools working with kids. McNair and Nelson have also been spending time with politicians and agency staff providing information. Nelson noted he had been out to Yelm, Tenino and Rainier. McNair and Nelson have met with Mason County, Shelton, Thurston County Commissioners and Planning Department staff. We have meetings set up for Clallam and Jefferson Counties and Mike Shults, one of our inspectors is meeting with Pacific County. Nelson stated he has also met with the city of Olympia. Nelson felt most of the meetings went quite well, discussions including not only asbestos and demolition permitting, but burning and business assistance coordination as well. Nelson noted some jurisdictions do have a list with ORCAA included, however there are some less inclusive of adding us to their list, if they have a list at all.

Hutchings thanked staff for educating Thurston County staff. Hutchings asked if there is a nexus between ORCAA and windfarms PSE is installing. Goodin noted they would not be an air pollution source so we wouldn't be involved.

Nelson stated he has been working with compliance to update the language on some documents and assist the stations with self-inspections and work with our staff. We mailed out a packet to each of the registered gas stations in our jurisdiction.

Winborn asked when ORCAA would call air quality burn bans. Nelson explained fire safety burn bans

occur during the summer months, whereas, historically air quality burn bans are called during the winter months. These bans are using caused by woodstove use, Nelson noted. Because of weather conditions during the colder months, anything we put into the air is held closer to the ground causing a jump in monitoring numbers and resulting in a burn ban.

Cooper, noting the 4th of July, asked about staff working with the jurisdictions and if staff is observing any differences and how they are educating their communities, and if there is any opportunity for ORCAA to partner with the communities to do 'once-a-year' air quality events. Nelson explained we have not really addressed fireworks. If one of our jurisdictions came to us and asked if fireworks have an air quality impact, we would certainly support their decision to ban them.

Finance/Administrative Update

Harding stated staff met with the Finance Committee this morning, noting we had a positive year-end report. We had budgeted \$2,068,000 in revenues and received \$2,175,000. We did receive approximately \$107,000 in revenue which resulted in us not having to use our administrative reserves. We did, however, use Title V reserves, Harding explained, which will be replenished when we bill our major sources. With regards to expenditures, we are approximately \$55,000 underspent as a result of not using our reserves, delayed hiring and our benefits weren't as high as we budgeted. Harding explained she has received preliminary benefit numbers and with our net 2% E-Well city, we are looking at a 4-6% and because we budgeted well in our current fiscal year, we shouldn't have any impacts in those line items. We were also slightly underspent on our non-payroll expenditures, by approximately \$1,800. This does include the purchase of a vehicle, Harding added.

Harding noted our fund balance began at \$1.3 million and ended with \$1.5 million.

Executive Director's Report

McNair stated she met with the Air Directors and asked about the budget. The Capital budget still has an issue over the Hirst Decision. It doesn't look like there will be another special session so they won't be back until January for their 60-day session. When the Capital budget is passed, we do anticipate getting woodstove money for the woodstove replacement grant program.

McNair explained there is a webinar coming up that has to do with SB5131. The webinar wants counties and cities to be involved as they are talking about the study to legalize the of growing marijuana at home. McNair stated she will be participating in the webinar because she wants to make sure they are considering odor as being an issue. McNair stated she would share the webinar information with the Board.

McNair, noting the EPA Title V review R. Moody mentioned, felt we did really well. There were a couple of areas that warrant a conversation but we've met or exceeded all the things they were looking at.

With regards to the VW Settlement, McNair continued, September 6 the trust agreement was sent to the judge but has not yet been approved and signed. Once the judge okay's it, they have 2 weeks to sign it. The timeline has been expanded before you request funds you must have your plan in place. McNair noted there will be \$113 million for the state of Washington for mitigation. Ecology is the lead and we feel the money will be used for large vehicles and electrical charging stations. McNair did state she mentioned charging stations along 101. McNair stated the managers are trying to work collaboratively to cover more area.

McNair explained we used to have 15 source registration classifications and we reduced ours to 5. Ecology and Northwest are looking at our model as they have decided they have too many categories

as well. Ecology is looking at reducing their categories and increasing their fees. They will be basing the fees on emissions.

There is a smoke management taskforce at DNR, McNair stated. There have been quite a few staff changes at DNR and those that are on the taskforce are previous DNR employees. McNair did note the taskforce is currently focusing on Eastern Washington.

EXECUTIVE SESSION

There were no items for Executive Session.

FOR THE GOOD OF THE ORDER

There was nothing for the Good of the Order.

ADJOURNMENT


There was nothing further from the Board.

The meeting adjourned at 11:25 a.m.

CERTIFICATION

I hereby certify this is a true and correct copy of the minutes of the meeting of the ORCAA Board of Directors held on September 13, 2017, in Olympia, Washington.

ATTEST:



Francea L. McNair, Executive Director
Olympic Region Clean Air Agency



Jim Cooper, Chair
ORCAA Board of Directors

DATED: 10/11/2017