

TENTATIVE AGENDA AND MINIBOOK
STATE AIR POLLUTION CONTROL BOARD MEETING

THURSDAY, JUNE 22, 2017
DEPARTMENT OF ENVIRONMENTAL QUALITY
PIEDMONT REGIONAL OFFICE
4949-A COX ROAD
GLEN ALLEN, VIRGINIA 23060

Convene – 9:30 a.m.

I.	Review and Approve Agenda		TAB
II.	Minutes (March 16, 2017)		A
III.	High Priority Violations Report	Nicholas	B
IV.	Division Director’s Report - Governor’s Executive Directive 11	Dowd	
V.	Public Forum		
VI.	Other Business		
	Future Meetings (September 21 and December 7)		

ADJOURN

NOTE: The Board reserves the right to revise this agenda without notice unless prohibited by law. Revisions to the agenda include, but are not limited to, scheduling changes, additions or deletions. Questions on the latest status of the agenda should be directed to Cindy M. Berndt at (804) 698-4378.

PUBLIC COMMENTS AT STATE AIR POLLUTION CONTROL BOARD MEETINGS: The Board encourages public participation in the performance of its duties and responsibilities. To this end, the Board has adopted public participation procedures for regulatory action and for case decisions. These procedures establish the times for the public to provide appropriate comment to the Board for its consideration.

For REGULATORY ACTIONS (adoption, amendment or repeal of regulations), public participation is governed by the Administrative Process Act and the Board's Public Participation Guidelines. Public comment is accepted during the Notice of Intended Regulatory Action phase (minimum 30-day comment period) and during the Notice of Public Comment Period on Proposed Regulatory Action (minimum 60-day comment period). Notice of these comment periods is announced in the Virginia Register, by posting to the Department of Environmental Quality and Virginia Regulatory Town Hall web sites and by mail to those on the Regulatory Development Mailing List. The comments received during the announced public comment periods are summarized for the Board and considered by the Board when making a decision on the regulatory action.

For CASE DECISIONS (issuance and amendment of permits), the Board adopts public participation procedures in the individual regulations which establish the permit programs. As a general rule, public comment is accepted on a draft permit for a period of 30 days. In some cases a public hearing is held at the conclusion of the public comment period on a draft permit. In other cases there may an additional comment period during which a public hearing is held. In light of these established procedures, the Board accepts public comment on regulatory actions and case decisions, as well as general comments, at Board meetings in accordance with the following:

REGULATORY ACTIONS: Comments on regulatory actions are allowed only when the staff initially presents a regulatory action to the Board for final adoption. At that time, those persons who commented during the public comment period on the proposal are allowed up to 3 minutes to respond to the summary of the comments presented to the Board. Adoption of an emergency regulation is a final adoption for the purposes of this policy. Persons are allowed up to 3 minutes to address the Board on the emergency regulation under consideration.

CASE DECISIONS: Comments on pending case decisions at Board meetings are accepted only when the staff initially presents the pending case decision to the Board for final action. At that time the Board will allow up to 5 minutes for the applicant/owner to make his complete presentation on the pending decision, unless the applicant/owner objects to specific conditions of the decision. In that case, the applicant/owner will be allowed up to 15 minutes to make his complete presentation. The Board will then allow others who commented at the public hearing or during the public comment period up to 3 minutes to exercise their rights to respond to the summary of the prior public comment period presented to the Board. No public comment is allowed on case decisions when a FORMAL HEARING is being held.

POOLING MINUTES: Those persons who commented during the public hearing or public comment period and attend the Board meeting may pool their minutes to allow for a single presentation to the Board that does not exceed the time limitation of 3 minutes times the number of persons pooling minutes, or 15 minutes, whichever is less.

NEW INFORMATION will not be accepted at the meeting. The Board expects comments and information on a regulatory action or pending case decision to be submitted during the established public comment periods. However, the Board recognizes that in rare instances new information may become available after the close of the public comment period. To provide for consideration of and ensure the appropriate review of this new information, persons who commented during the prior public comment period shall submit the new information to the Department of Environmental Quality (Department) staff contact listed below at least 10 days prior to the Board meeting. The Board's decision will be based on the Department-developed official file and discussions at the Board meeting. In the case of a regulatory action, should the Board or Department decide that the new information was not reasonably available during the prior public comment period, is significant to the Board's decision and should be included in the official file, the Department may announce an additional public comment period in order for all interested persons to have an opportunity to participate.

PUBLIC FORUM: The Board schedules a public forum at each regular meeting to provide an opportunity for citizens to address the Board on matters other than those on the agenda, pending regulatory actions or pending case decisions. Those persons wishing to address the Board during this time should indicate their desire on the sign-in cards/sheet and limit their presentations to 3 minutes or less.

The Board reserves the right to alter the time limitations set forth in this policy without notice and to ensure comments presented at the meeting conform to this policy.

Department of Environmental Quality Staff Contact: Cindy M. Berndt, Director, Regulatory Affairs, Department of Environmental Quality, 629 East Main Street, P.O. Box 1105, Richmond, Virginia 23218, phone (804) 698-4378; fax (804) 698-4346; e-mail: cindy.berndt@deq.virginia.gov.

High Priority Violations (HPVs) for the Second Quarter, 2017 – Report

NOV's Issued from January through March

BRRO	Radford Army Ammunitions Plant Radford, Virginia Registration No. 20656	Discovery Date: 2/1/2017 Alleged Violation: Exceeded opacity limits.	NOV: Issued 2/8/2017
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BRRO	Radford Army Ammunitions Plant Radford, Virginia Registration No. 20656	Discovery Date: 2/15/2017 Alleged Violation: Facility missed deadline for installation and operation of natural gas boilers for MACT DDDDD.	NOV: Issued 2/15/2017
NRO	Dominion – Leesburg Compressor Station Leesburg, Virginia Registration No. 71978	Discovery Date: 12/9/2016 Alleged Violation: Failed stack test for Formaldehyde.	NOV: Issued 2/2/2017
VRO	HP Hood Winchester, Virginia Registration No. 81359	Discovery Date: 2/23/2017 Alleged Violation: Construct and operate without a permit	NOV: Issued 3/29/2017
VRO	O-N- Minerals (Chemstone) Co. – Clear Brook Clear Brook, Virginia Registration No. 80504	Discovery Date: 9/15/2016 Alleged Violation: Failed stack test for PM10 and PM2.5.	NOV: Issued 2/17/2017

Consent Orders issued from January through March

TRO	U.S. Navy Naval Air Station Oceana Portsmouth, Virginia Registration No. 60294	Discovery Date: 3/2/2016 Alleged Violation: Failed to document use of ultra-low sulfur diesel fuel and missing maintenance records.	NOV: Issued 8/10/2016 Consent Order issued 1/17/2017, with compliance plan requiring submittal of additional notifications and fuel certification for 1 year.
SWRO	American Electric Power – Clinch River Plant Cleveland, Virginia Registration No. 10236	Discovery Date: 6/16/2016 Alleged Violation: Exceeded particulate matter emissions limits during stack tests.	NOV: Issued 10/12/2016 Consent Order issued 1/17/2017, including civil charge of \$17,500 and additional stack testing for PM10.

Consent Orders in Development – Previously Reported NOV's

BRRO	Goodyear Tire and Rubber Company Danville, Virginia	Discovery Date: 9/12/2016 Alleged Violations: Failed to monitor differential pressure	NOV: Issued 9/15/2016
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	Registration No. 30106	readings on dust collectors and scrubbers for 31 days during reporting period.	
BRRO	Ingevity Virginia Corporation Covington, Virginia Registration No. 20329	Discovery Date: 7/8/2016 Alleged Violations: Failed to meet required control efficiency for valveless regenerative thermal oxidizers during stack test.	NOV: Issued 10/25/2016
BRRO	Radford Army Ammunitions Plant Radford, Virginia Registration No. 20656	Discovery Date: 11/24/2015 Alleged Violation: Exceeded opacity limits.	NOV: Issued 12/12/2016
BRRO	Wolverine Advanced Materials - Blacksburg Blacksburg, Virginia Registration No. 20763	Discovery Date: 10/6/2016 Alleged Violations: Failure to provide temperature records for thermal oxidizers on Lines 2 and 4 for 174 days out of 182 day reporting period.	NOV: Issued 10/26/2016
BRRO	Wolverine Advanced Materials – Cedar Run Blacksburg, Virginia Registration No. 21240	Discovery Date: 10/6/2016 Alleged Violations: Failure to provide temperature records for 106 days for Line 5 catalytic oxidizer and for 151 days of the Line 6 catalytic oxidizer out of 182 day reporting period.	NOV: Issued 10/26/2016
NRO	Trae-Fuels LTD Bumpass, Virginia Registration No. 41057	Discovery Date: 6/9/2015 Alleged Violations: Particulate matter emissions from 2 transfer points on conveyor system; ongoing violations of facility's fugitive dust plan; exceedance of visible emissions limit from Earth Care Dryer exhaust stack; record-keeping; accumulation of dust	NOV: Issued 6/19/2015, 1/28/2016
PRO	Chaparral Virginia Incorporated Petersburg, Virginia Registration No. 51264	Discovery Date: 4/25/2016 Alleged Violation: Failed to provide operational, compliance (including emissions) and maintenance records, substantially interfering with DEQ's ability to determine compliance with TV permit.	NOV: Issued 6/29/2016