

MINUTES
ENVIRONMENTAL QUALITY BOARD MEETING
September 20, 2011

VOTING MEMBERS OR ALTERNATES PRESENT

Michael Krancer, Chairman, Secretary, Department of Environmental Protection
Ryan Mackenzie, alternate for Julia Hearthway, Secretary, Department of Labor and Industry
Natasha Schock, alternate for Barry Schoch, Secretary, Department of Transportation
Jamie Serra, alternate for Representative Camille George
Joseph Deklinski, alternate for Representative Scott Hutchinson
Richard Fox, alternate for Senator John Yudichak
Adam Pankake, alternate for Senator Mary Jo White
Richard Manfredi, Citizens Advisory Council
Rebekah Myers, alternate for Jennifer Branstetter, Governor's Office of Policy and Planning
Jolene Chinchilli, Citizens Advisory Council
Terry Dayton, Citizens Advisory Council
Cynthia Carrow, alternate for Walter Heine, Citizens Advisory Council
David Strong, Citizens Advisory Council
Paul Opiyo, alternate for C. Alan Walker, Secretary, Department of Community and Economic Development
Heidi Crager, alternate for George Greig, Secretary, Department of Agriculture
Dr. James Logue, alternate for Eli Avila, Secretary, Department of Health

DEPARTMENT OF ENVIRONMENTAL PROTECTION STAFF PRESENT

Doug Brennan, Director, Bureau of Regulatory Counsel
Patricia Allan, Director, Policy Office

CALL TO ORDER AND APPROVAL OF MINUTES

Chairman Krancer called the meeting to order at 9:00 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Before asking for a motion to approve the May 18, 2011, EQB meeting minutes, Chairman Krancer noted to the Board adjustments to the meeting agenda. He stated that the Board received a request from Frank Perano to remove from the Board's meeting agenda two rulemaking petitions that Mr. Perano previously submitted to the Board. Chairman Krancer advised that Mr. Perano's correspondence to the Board, in which he asked that the rulemaking petitions be withdrawn from the EQB, was provided at each Board member's seat. With that noted, Chairman Krancer asked for a motion to approve the May 18, 2011, EQB meeting minutes.

David Strong moved to approve the May 18, 2011, EQB meeting minutes.
Paul Opiyo seconded the motion, which was unanimously approved by the Board.

CONSIDERATION OF PROPOSED RULEMAKING: CONTROL OF VOC EMISSIONS FROM FLEXIBLE PACKAGING PRINTING PRESSES, OFFSET LITHOGRAPHIC PRINTING PRESSES, AND LETTERPRESS PRINTING PRESSES; AND ADHESIVES, SEALANTS, PRIMERS AND SOLVENTS (25 Pa Code Chapters 121, 129 and 130):

Vincent Brisini, Acting Deputy Secretary for Waste, Air, Radiation and Remediation, provided an overview of the proposed rulemaking. Joyce Epps, Director, Bureau of Air Quality, and Kristen Furlan, Assistant Counsel, Bureau of Regulatory Counsel, assisted with the presentation.

Following the Department's presentation, Richard Manfredi inquired if the Department intends to clarify during the public comment period the exact impacts of the proposed rulemaking. For example, he noted that the Department during its presentation provided that the proposed rulemaking may affect 52 flexible packaging plants and will cost \$649,000 per year for the industry to implement. Given the current economic climate, Mr. Manfredi said it would be beneficial to the flexible packaging industry to know more definitively the exact effects of the proposed rulemaking. To that end, he asked if the projected costs identified by the Department are annual costs to the industry or costs per facility. Acting Deputy Secretary Brisini responded that the cost identified by the Department is an annual industry-wide cost, but noted that the estimate is high and represents what it would cost if facilities installed add-on controls to reduce VOC emissions. He noted that there are other alternatives the industry can implement to be in compliance with the proposed rulemaking, including the use of low VOC formula inks. In response, Mr. Manfredi noted it would be helpful if the Department randomly selected a few facilities to identify the actual costs necessary to implement the requirements of the rulemaking.

Richard Fox asked if the Department has flexibility in terms of the reporting requirements included in the proposed rulemaking, especially those associated with daily recordkeeping requirements. Acting Deputy Secretary Brisini responded that it is not the Department's intention to place additional recordkeeping burdens on businesses and noted the Department would work with industry on options for reporting and recordkeeping, including the use of existing operational information already compiled by industry.

In recognition of the close proximity of many printing facilities (or clusters) in certain parts of the state, Jolene Chinchilli inquired if the Department is analyzing the cumulative impacts of the industry. Acting Deputy Secretary Brisini responded that the cumulative impacts of the industry are being addressed on an individual source or per-facility basis. He noted that industrial clusters can impact the level of nonattainment an area is for ozone and that areas with a higher level of nonattainment have more stringent requirements on industry. As a follow up to the discussion, Chairman Krancer noted the consequences of failing to reduce ozone and the costly impact that inaction could have, both from an economic and environmental perspective.

Richard Manfredi moved to approve the proposed rulemaking, with a 60-day public comment period and three public hearings. David Strong seconded the motion, which was approved by a majority of the Board members. Joseph Deklinski voted in opposition to the motion.

OTHER BUSINESS:

Chairman Krancer announced that the next meeting of the Board is scheduled for Tuesday, October 18, 2011. The meeting will convene at 9:00 a.m. in Room 105 of the Rachel Carson State Office Building, Harrisburg.

ADJOURN:

With no further business before the Board, Richard Manfredi moved to adjourn the meeting. Joseph Deklinski seconded the motion, which was unanimously approved by the Board. The September 20, 2011, meeting of the Board was adjourned at 9:29 a.m.