

**MINUTES**  
**AIR QUALITY ADVISORY COUNCIL**  
**January 16, 2019**  
**Department of Environmental Quality**  
**Oklahoma City, Oklahoma**

**Official AQAC Approved**  
**at June 19, 2019 meeting**

**Notice of Public Meeting** – The Air Quality Advisory Council (AQAC) convened for its Regular Meeting at 9:00 a.m. on January 12, 2019, at the Department of Environmental Quality, 707 North Robinson, Oklahoma City, Oklahoma. Notice of the meeting was forwarded to the Office of Secretary of State on October 11, 2018. The agenda was posted at the DEQ twenty-four hours prior to the meeting. Also, Ms. Beverly Botchlet-Smith acted as Protocol Officer and convened the hearings by the AQAC in compliance with the Oklahoma Administrative Procedures Act and Title 40 CFR Part 51 and Title 27A, Oklahoma Statutes, Sections 2-2-201 and 2-5-101 through 2-5-117. She entered the agenda and the Oklahoma Register Notice into the record and announced that forms were available at the registration table for anyone wishing to comment on any of the rules. Ms. Laura Lodes, Chair, called the meeting to order. Ms. Quiana Fields called roll and confirmed that a quorum was present.

**MEMBERS PRESENT**

Gerald Butcher  
 Robert Delano  
 Gregory Elliott  
 Jim Haught  
 Steve Landers  
 Jeffrey Taylor  
 Laura Lodes

**MEMBERS ABSENT**

Montelle Clark  
 Gary Collins

**DEQ STAFF PRESENT**

Eddie Terrill  
 Beverly Botchlet-Smith  
 Tad Alford  
 Michelle Wynn  
 Madison Miller  
 Brooks Kirlin  
 Kent Stafford  
 Nancy O'Brien  
 Quiana Fields  
 Lee Warden  
 Phillip Fielder  
 Tom Richardson  
 Malcolm Zachariah  
 Sarah Penn  
 Jonathan Truong

Cooper Garbe  
 Melanie Foster  
 Rick Groshong

**OTHERS PRESENT**

Brenda Plumbtree, Court Reporter

**Approval of Minutes** – Ms. Lodes called for a motion to approve the Minutes of the October 10, 2018 Regular Meeting. Mr. Taylor moved to approve and Mr. Haught intervened and restated the motion to approve the Minutes with the correction to remove the court reporter and Mr. Taylor made the second. Due to uncertainty by the Council, Ms. Madison Miller, Environmental Attorney of the DEQ, advised the Council to vote down the first motion to approve the Minutes.

*See transcript pages 3 - 6*

Gerald Butcher	Yes	Steve Landers	No
Robert Delano	Yes	Jeffrey Taylor	No
Gregory Elliott	No	Laura Lodes	No
Jim Haught	No		

Ms. Lodes called for a motion to approve the October 10, 2018 Minutes. Mr. Haught made a motion to approve the Minutes with the correction to delete the court reporter being present and Mr. Taylor made the second.

*See transcript 6 - 7*

Gerald Butcher	Yes	Steve Landers	Yes
Robert Delano	Yes	Jeffrey Taylor	Yes
Gregory Elliott	Yes	Laura Lodes	Yes
Jim Haught	Yes		

**Election of Officers** – Mr. Butcher nominated Ms. Lodes to remain as Chair and Mr. Collins as Vice-Chair. Mr. Taylor made the second. Ms. Lodes proceeded with the next agenda item.

*See transcript pages 7 - 8*

Gerald Butcher	Yes	Steve Landers	Yes
Robert Delano	Yes	Jeffrey Taylor	Yes
Gregory Elliott	Yes	Laura Lodes	Yes
Jim Haught	Yes		

**Chapter 100. Air Pollution Control**

**OAC 252:100-37. Control of Emission of Volatile Organic Compounds (VOCs)**

**252:100-37-27. Control of emission of VOCs from aerospace industries coatings operations [NEW]**

**OAC 252:100-39. Emission of Volatile Organic Compounds (VOCs) in Nonattainment Areas and Former Nonattainment Areas**

**252:100-39-47. Control of VOC emissions from aerospace industries coatings operations [AMENDED]**

**Appendix N. Specialty Coatings VOC Content Limits [REVOKED]**

**Appendix N. Specialty Coatings VOC Content Limits [NEW]**

Mr. Cooper Garbe, EPS of the Air Quality Division (AQD), stated the Department is proposing to add a new section 252:100-37-27, Control of emission of VOCs from aerospace industries coatings operations, for existing or new aerospace vehicle and component coating operations at aerospace manufacturing, rework, or repair facilities. Additionally, the Department is proposing to amend 252:100-39-47 to correct minor typographical errors, incorporate the latest changes to the aerospace NESHAP, and ensure regulatory consistency with proposed section 252:100-37-27. Lastly, the Department is proposing to revoke Appendix N and replace it with a new Appendix N. Hearing no discussion by the Council or the public, Ms. Lodes called for a motion. Mr. Landers moved to approve and Mr. Butcher made the second.

*See transcript pages 9 - 16*

Gerald Butcher	Yes	Steve Landers	Yes
Robert Delano	Yes	Jeffrey Taylor	Yes
Gregory Elliott	Yes	Laura Lodes	Yes
Jim Haught	Yes		

**Chapter 100. Air Pollution Control**

**OAC 252:100-39. Emission of Volatile Organic Compounds (VOCs) in Nonattainment Areas and Former Nonattainment Areas**

**252:100-39-4 Exemptions [AMENDED]**

Mr. Garbe stated the Department is proposing to amend 252:100-39-4, Exemptions, to remove an incorrect citation to a revoked rule. Hearing no discussion by the Council or the public, Ms. Lodes called for a motion. Mr. Landers moved to approve and Mr. Taylor made the second.

	<i>See transcript pages 16 – 18</i>		
Gerald Butcher	Yes	Steve Landers	Yes
Robert Delano	Yes	Jeffrey Taylor	Yes
Gregory Elliott	Yes	Laura Lodes	Yes
Jim Haught	Yes		

**Chapter 100. Air Pollution Control**

**OAC 252:100-39. Emission of Volatile Organic Compounds (VOCs) in Nonattainment Areas and Former Nonattainment Areas**

**252:100-39-16. Petroleum refinery process unit turnaround [AMENDED]**

Mr. Garbe stated the Department is proposing to amend 252:100-39-16, Petroleum refinery process unit turnaround, to update the timeframe listed as the non-oxidant season. Following discussion by the Council and none by the public, Ms. Lodes called for a motion. Mr. Elliott moved to approve and Mr. Butcher made the second.

	<i>See transcript pages 18 - 20</i>		
Gerald Butcher	Yes	Steve Landers	Yes
Robert Delano	Yes	Jeffrey Taylor	Yes
Gregory Elliott	Yes	Laura Lodes	Yes
Jim Haught	Yes		

**Ms. Botchlet-Smith announced the conclusion of the hearing portion of the meeting.**

*See transcript page 20*

**Presentation** – Ms. Sarah Penn, General Counsel of the DEQ and Ms. Miller, gave a presentation on Robert’s Rules of Order.

**Presentation** – Ms. Melanie Foster, Rules & Planning Manager of the AQD, gave a presentation on SIP and Delegation Update.

**Division Director's Report** – Mr. Eddie Terrill, Division Director of the AQD, provided an update on other Division activities.

**New Business** – None

**Adjournment** – The next scheduled Regular Meeting is on Wednesday, June 19, 2019 in Owasso, Oklahoma. Meeting adjourned at 10:12 a.m.

**Transcript and attendance sheet are attached as an official part of these Minutes.**

DEPARTMENT OF ENVIRONMENTAL QUALITY  
REGULAR MEETING/HEARING AGENDA  
AIR QUALITY ADVISORY COUNCIL

JANUARY 16th, 2019 at 9:00 A.M.

DEQ BUILDING  
707 NORTH ROBINSON, 1ST FLOOR  
MULTI-PURPOSE ROOM  
OKLAHOMA CITY, OKLAHOMA 73012

REPORTED BY: BRENDA PLUMBTREE, CSR

Page 2

1 COUNCIL MEMBERS PRESENT  
2 Ms. Laura Lodes - Chair  
Mr. Gerald Butcher  
3 Dr. Robert Delano  
Mr. Gregory Elliott  
4 Mr. Jim Haught  
Mr. Steve Landers  
5 Mr. Jeffrey Taylor  
6 OTHERS PRESENT  
7 Ms. Beverly Botchlet-Smith  
Ms. Quiana Fields  
8 Mr. Eddie Terrill  
Ms. Madison Miller  
9 Mr. Cooper Garbe  
10 ABSENT COUNCIL MEMBERS  
11 Mr. Montelle Clark  
Mr. Gary Collins - Vice Chair  
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Page 4

1 from last meeting? Do we have a motion to approve  
2 the minutes?  
3 MR. TAYLOR: So moved.  
4 MS. LODES: Well, I guess -- that's okay.  
5 MR. HAUGHT: I'll make a motion to approve  
6 the minutes with the correction to remove the court  
7 reporter.  
8 MS. LODES: But we have a motion and a  
9 second first, right? So we need to go ahead and  
10 approve the first one.  
11 MR. TAYLOR: I'll second it.  
12 MS. LODES: Oh, hang on. Quit giving me  
13 seconds so fast.  
14 MS. BOTCHLET-SMITH: You can vote down the  
15 first one.  
16 MS. LODES: Yes. That's what -- we've got  
17 to wait and make sure our first meaning is that,  
18 because once we get the second --  
19 MS. MILLER: On the first motion, there  
20 wasn't actually a second yet, was there? You  
21 called --  
22 MS. LODES: Jeff was --  
23 MS. MILLER: -- for a motion --  
24 MS. LODES: Jeff seconded it pretty quick.  
25 MS. MILLER: Okay. So vote down on the

Page 3

1 MS. LODES: I'd like to bring today's  
2 meeting of the Air Quality Council to order.  
3 Quiana, would you please call roll?  
4 MS. FIELDS: Mr. Butcher.  
5 MR. BUTCHER: Here.  
6 MS. FIELDS: Mr. Clark is absent.  
7 Mr. Collins is absent. Dr. Delano.  
8 DR. DELANO: Here.  
9 MS. FIELDS: Mr. Elliot.  
10 MR. ELLIOTT: Here.  
11 MS. FIELDS: Mr. Haught.  
12 MR. HAUGHT: Here.  
13 MS. FIELDS: Mr. Landers.  
14 MR. LANDERS: Here.  
15 MS. FIELDS: Mr. Taylor.  
16 MR. TAYLOR: Here.  
17 MS. FIELDS: Ms. Lodes.  
18 MS. LODES: Here.  
19 MS. FIELDS: We have a quorum.  
20 MS. LODES: Thank you. The next item on  
21 today's agenda is approval of the October 10th, 2018  
22 regular meeting minutes. One thing that was caught  
23 in the minutes is that it lists the court reporter  
24 as present, who was not present. I did notice that.  
25 Is there any other comments on the meeting minutes

Page 5

1 first motion --  
2 MS. LODES: Okay.  
3 MS. MILLER: -- and then --  
4 MS. LODES: Okay. On the first motion.  
5 Quiana, please call roll.  
6 MS. BOTCHLET-SMITH: Can you restate that  
7 motion?  
8 MS. LODES: Yes. The motion was to approve  
9 the minutes. Quiana, call roll.  
10 MS. FIELDS: Mr. Butcher.  
11 MR. BUTCHER: Yes.  
12 MS. FIELDS: Dr. Delano.  
13 DR. DELANO: Yes.  
14 MS. LODES: No. Vote no.  
15 DR. DELANO: Are you trying to vote that  
16 one down?  
17 MS. LODES: Yes. Keep going.  
18 MS. FIELDS: So you want to go back?  
19 MR. TERRILL: No, keep going.  
20 MS. FIELDS: Mr. Elliot.  
21 MR. ELLIOTT: No.  
22 MS. FIELDS: Mr. Haught.  
23 MR. HAUGHT: No.  
24 MS. FIELDS: Mr. Landers.  
25 MR. LANDERS: No.

Page 6

1 MS. FIELDS: Mr. Taylor.  
2 MR. TAYLOR: No.  
3 MS. FIELDS: Ms. Lodes.  
4 MS. LODES: No.  
5 MS. FIELDS: Motion failed.  
6 MS. LODES: Okay. We need a motion on the  
7 minutes. Do I have a motion?  
8 MR. HAUGHT: I'll make a motion to approve  
9 the minutes with the correction to delete the court  
10 reporter being present.  
11 MR. TAYLOR: Second.  
12 MS. LODES: Thank you. I have a motion and  
13 a second. Will you please call roll?  
14 MS. FIELDS: Mr. Butcher.  
15 MR. BUTCHER: Yes, again.  
16 MS. FIELDS: Dr. Delano.  
17 DR. DELANO: Yes.  
18 MS. FIELDS: Mr. Elliot.  
19 MR. ELLIOTT: Yes.  
20 MS. FIELDS: Mr. Haught.  
21 MR. HAUGHT: Yes.  
22 MS. FIELDS: Mr. Landers.  
23 MR. LANDERS: Yes.  
24 MS. FIELDS: Mr. Taylor.  
25 MR. TAYLOR: Yes.

Page 7

1 MS. FIELDS: Ms. Lodes.  
2 MS. LODES: Yes.  
3 MS. FIELDS: Motion passed.  
4 MS. LODES: The next item on today's agenda  
5 is the election of the officers for this year. Do  
6 we have any discussion?  
7 MR. BUTCHER: I'd like to make a motion  
8 that Gary Collins be the Vice Chair and Laura Lodes  
9 be -- be confirmed to be the chairman again.  
10 MR. TAYLOR: I'll second that.  
11 MS. LODES: Okay. Thank you. I have a  
12 motion and a second.  
13 MS. FIELDS: Mr. Butcher.  
14 MR. BUTCHER: Yes.  
15 MS. FIELDS: Dr. Delano.  
16 DR. DELANO: Yes.  
17 MS. FIELDS: Mr. Elliot.  
18 MR. ELLIOTT: Yes.  
19 MS. FIELDS: Mr. Haught.  
20 MR. HAUGHT: Yes.  
21 MS. FIELDS: Mr. Landers.  
22 MR. LANDERS: Yes.  
23 MS. FIELDS: Mr. Taylor.  
24 MR. TAYLOR: Yes.  
25 MS. FIELDS: Ms. Lodes.

Page 8

1 MS. LODES: Yes.  
2 MS. FIELDS: Motion passed.  
3 MS. LODES: Thank you. The next item on  
4 today's agenda is the public rulemaking hearing.  
5 Beverly.  
6 MS. BOTCHLET-SMITH: Good morning. I'm  
7 Beverly Botchlet-Smith. I'm the assistant director  
8 of the Air Quality Division. And as such I'll be --  
9 serve as the protocol officer for today's hearings.  
10 The hearings will be convened by the Air Quality  
11 Council in compliance with the Oklahoma  
12 Administrative Procedures Act and Title 40 of the  
13 Code of Federal Regulations, Part 51, as well as the  
14 authority of Title 27A of the Oklahoma Statutes,  
15 Section 2-2-201 and Sections 2-5-101 through  
16 2-5-117.  
17 Notice of the January 16th, 2019 hearings were  
18 advertised in the Oklahoma Register for the purpose  
19 of receiving comments pertaining to the proposed OAC  
20 Title 252 Chapter 100 rules as listed on the agenda.  
21 And will be entered into each record along with the  
22 Oklahoma Register filing.  
23 Notice of the meeting was filed with the  
24 Secretary of State on October 11th, 2018. The  
25 agenda was duly posted 24 hours prior to the meeting

Page 9

1 at the DEQ.  
2 If you wish to make a statement it's very  
3 important you complete the form at the registration  
4 table and you'll be called upon at the appropriate  
5 time. Audience members, please come to the podium  
6 for your comments and please state your name.  
7 At this time we'll proceed with what's marked as  
8 Agenda Item No. 5A on the hearing agenda. That is  
9 Chapter 100 Air Pollution Control, OAC 252:100-37.  
10 Control of emission of volatile organic compounds or  
11 VOCs. And 252:100-37-27. Control of emissions of  
12 VOCs from aerospace industries' coatings operations.  
13 OAC 252:100-39. Emission of volatile organic  
14 compounds, VOCs, in nonattainment areas and former  
15 nonattainment areas. And 252:100-39-47. Control of  
16 VOC emissions from aerospace industries' coatings  
17 operations. And this is the amended version.  
18 Appendix N. Speciality coating VOC content limits.  
19 And the presentation for these will be made by  
20 Mr. Cooper Garbe of our staff in the Rules and  
21 Planning Section.  
22 MR. GARBE: Madame Chair, Members of  
23 Council, ladies and gentleman. Good morning, I'm  
24 Cooper Garbe with the Rules and Planning Section of  
25 Air Quality.

Page 10

1 Once again the Department is proposing to update  
2 our rules for aerospace coating operations. If you  
3 recall the last two council meetings, in June and  
4 October of last year, we brought changes to our  
5 aerospace coating rules before you and requested  
6 they be carried over to a subsequent meeting.  
7 The goal of this proposal is to eliminate the  
8 dual regulation from facilities in Tulsa County,  
9 while also giving facilities outside Tulsa County  
10 the flexibility of adhering to industry specific  
11 standards.  
12 If you'll look through your packet with me, I'll  
13 go through this a little bit at a time. The first  
14 proposal before you is a new section in  
15 Subchapter 37 titled Control of Emission of VOCs  
16 from Aerospace Industries' Coating Operations 37-27.  
17 This new section was put in to mirror a section  
18 that's already in Subchapter 39 that is applicable  
19 to Tulsa County only for former nonattainment areas  
20 on aerospace coating operations. This section would  
21 apply statewide. And would reference 40 CFR,  
22 Part 63, Subpart GG, the federal NESHAP for  
23 aerospace coating operations.  
24 The second piece of this proposal is to amend  
25 Subchapter 39, Section 47. The rule already in

Page 11

1 place for Tulsa County for aerospace coating  
2 operations. Again, we are updating this rule to  
3 come in line with the current version of the  
4 NESHAP GG, as well as add in some clarifying  
5 language.  
6 A couple things I'd like to go through real  
7 quick and clarify based on some comments that we  
8 received and just to make sure that we're all clear  
9 on the intent of our rule. One of the things that  
10 we did in Subchapter 39, Section 47 on Page 1 you'll  
11 see under A, No. 4, Excuse me, at the end of No. 1  
12 on Page 1 under A. "Coating operations subject to  
13 this section are exempt from the requirements of  
14 OAC 252:100-37-25 and 252:100-37-27." This would  
15 allow facilities in Tulsa County to only be  
16 regulated per this particular section in 39-47 and  
17 would no longer be regulated also in Subchapter 37.  
18 This is one of the requests we received, and we  
19 thought that would be sufficient.  
20 A couple other things that we've changed in  
21 Subchapter 39 since the October council meeting. If  
22 you'll turn to Page 2 on Subchapter 39, Section 47  
23 with me. And see under Paragraph D, Standards and  
24 Requirements. We clarified some language there  
25 where it says, "Coating operations subject to this

Page 12

1 section shall comply with the requirements specified  
2 in Paragraph 1 of this subsection for operations  
3 uncontrolled for VOC, and in Paragraph 3 of this  
4 subsection, for operations that are controlled for  
5 VOC. All coating operations subject to this section  
6 shall comply with Paragraphs 2, 4 and 5 of this  
7 subsection."  
8 You also have a copy of our comments and  
9 responses documents. If you're going through that,  
10 that particular addition should help to clarify,  
11 based on Comment No. 11. And you can see that we've  
12 changed and updated our response there on  
13 December 4th. It now says, "The Department has  
14 updated the rule proposals to further clarify VOC  
15 content limits are for uncontrolled operations and  
16 use of control equipment is an alternative to  
17 complying with the content limits."  
18 Another addition we made to 39-47 since the  
19 October meeting is on Page 3. At the very bottom of  
20 the page, No. 4 we added Subparagraph C, which  
21 reads, "Housekeeping measures and solvent cleaning  
22 operations subject to this section are exempt from  
23 the requirements of OAC 252:100-39-42."  
24 And, again, back to the comments and responses  
25 document. This falls in line with Comment No. 17,

Page 13

1 if you'll find that, where we have again updated  
2 that response on December 4th. These were comments  
3 from American Airlines that we have received prior  
4 to the original June meeting where we took this to  
5 you for the first time.  
6 A couple other places I'll go ahead and clarify  
7 the intent. In both subchapters, I'll look at  
8 Subchapter 37 on Page 1 of 37-27. If you'll go back  
9 to the beginning. No. 4 says, "This section does  
10 not apply to facilities that emit from coating  
11 operations less than 100 pounds of VOC per 24-hour  
12 day on a monthly average." I'd like to clarify that  
13 that is intended for all coatings operations at the  
14 facility. This is not a per unit or per coating  
15 line calculation.  
16 That -- again, back to the comments and  
17 responses document, you can read on Comment No. 8  
18 that it was our response and our intent on that  
19 particular part.  
20 Lastly on the comments and responses document,  
21 on the first page, Comment No. 2. The response we  
22 gave clarifies that complying with Subpart GG as a  
23 means of compliance with either of these rules as is  
24 stated. For example, on No. 5 in 37-27, compliance  
25 with Subpart GG implies that you are actually

<p style="text-align: right;">Page 14</p> <p>1 complying with standards and work practices in 2 Subpart GG. We did not intend that compliance with 3 Subpart GG means that you are not applicable to 4 Subpart GG, and therefore you are complying with 5 Subpart GG. That is not how we were reading that. 6 If you choose to comply with the standards and 7 requirement of Subpart GG, then that would be deemed 8 compliance for these particular subparts -- 9 subsections in these subchapters that I'm referring 10 to. So, again, you cannot claim that I'm in 11 compliance with Subpart GG just by saying, 12 Subpart GG does not apply. 13 Those are some of the updates that we've made 14 since the October meeting. And finally I'll go 15 through that, as part of this proposal Appendix N 16 was revoked, the list of specialty coatings. And a 17 new one was proposed, such that Appendix N could be 18 used by the proposed new section, 100-37-27. As 19 well as we changed -- we updated some typographical 20 errors in the appendix. 21 The Department received input from the aerospace 22 industry professionals that participated in a 23 workgroup through email and conference calls prior 24 to this initial proposal. In addition, comments 25 received from American Airlines have been taken into</p>	<p style="text-align: right;">Page 16</p> <p>1 DR. DELANO: Yes. 2 MS. FIELDS: Mr. Elliot. 3 MR. ELLIOTT: Yes. 4 MS. FIELDS: Mr. Haught. 5 MR. HAUGHT: Yes. 6 MS. FIELDS: Mr. Landers. 7 MR. LANDERS: Yes. 8 MS. FIELDS: Mr. Taylor. 9 MR. TAYLOR: Yes. 10 MS. FIELDS: Ms. Lodes. 11 MS. LODES: Yes. 12 MS. FIELDS: Motion passed. 13 MS. BOTCHLET-SMITH: The next item on 14 today's agenda is 5 B, that's Chapter 100, 15 Air Pollution Control, OAC 252:100-39. Emission of 16 volatile organic compounds (VOCs) in nonattainment 17 areas and former nonattainment areas. 252:100-39-4. 18 Exemptions (amended). And Mr. Cooper Garbe will 19 again give the presentation for the staff. 20 MR. GARBE: Good morning again. As part of 21 our effort to clean up Subchapter 39, the Department 22 is proposing to update Section 4, Exemptions, to 23 remove an outdated reference to a revoked section 24 that was incorrectly listed. 25 We've not receive comments on this rule</p>
<p style="text-align: right;">Page 15</p> <p>1 account for this proposal. 2 The Department is requesting today that council 3 recommend this proposal to the Environmental Quality 4 Board for permanent adoption as a rule change. 5 MS. BOTCHLET-SMITH: Do we have any 6 questions today from the council? 7 MS. LODES: Any questions from the council? 8 MS. BOTCHLET-SMITH: Okay. I haven't 9 received any notice from the public. Is there 10 anyone in the public that wants to comment or ask a 11 question about this rule? Hearing none, this would 12 be another opportunity for the council for any 13 discussion. (Inaudible) 14 MS. LODES: Hearing no comments. The 15 agency has recommended that we approve the rules as 16 presented here today. Do I have a motion to approve 17 these? 18 MR. LANDERS: I'll make a motion to 19 approve. 20 MR. BUTCHER: I'll second that. 21 MS. LODES: I have a motion and a second. 22 Please call roll. 23 MS. FIELDS: Mr. Butcher. 24 MR. BUTCHER: Yes. 25 MS. FIELDS: Dr. Delano.</p>	<p style="text-align: right;">Page 17</p> <p>1 proposal. The Department is requesting that council 2 recommend this proposal to the Environmental Quality 3 Board for adoption as a permanent rule change. 4 MS. BOTCHLET-SMITH: Any questions or 5 comments from the council today? Any questions or 6 comments from the public? Hearing none from the 7 public, this would be back to the council for a 8 motion. 9 MS. LODES: Any further discussion? 10 Hearing none, the agency has recommended we approve 11 the rules as presented here today. Do I have a 12 motion? 13 MR. LANDERS: I'll make a motion to 14 approve. 15 MR. TAYLOR: Second. 16 MS. LODES: I have a motion and a second. 17 Please call roll. 18 MS. FIELDS: Mr. Butcher. 19 MR. BUTCHER: Yes. 20 MS. FIELDS: Dr. Delano. 21 DR. DELANO: Yes. 22 MS. FIELDS: Mr. Elliot. 23 MR. ELLIOTT: Yes. 24 MS. FIELDS: Mr. Haught. 25 MR. HAUGHT: Yes.</p>



Page 18

1 MS. FIELDS: Mr. Landers.  
 2 MR. LANDERS: Yes.  
 3 MS. FIELDS: Mr. Taylor.  
 4 MR. TAYLOR: Yes.  
 5 MS. FIELDS: Ms. Lodes.  
 6 MS. LODES: Yes.  
 7 MS. FIELDS: Motion passed.  
 8 MS. BOTCHLET-SMITH: The next item on  
 9 today's agenda is 5 C. This is Chapter 100. Air  
 10 pollution control. OAC 252:100-39. Emission of  
 11 volatile organic compounds (VOCs) in nonattainment  
 12 areas and former nonattainment areas.  
 13 252:100-39-16. Petroleum refinery process unit  
 14 turnaround. And, again, Mr. Cooper Garbe will give  
 15 the staff presentation.  
 16 MR. GARBE: Thank you. Continuing our  
 17 clean up of Subchapter 39, the Department is  
 18 proposing to update Section 16, petroleum refinery  
 19 process unit turnaround, to update the calendar  
 20 reference to Oklahoma's non-ozone season, which now  
 21 is December 1 through the last day of February.  
 22 This rule proposal is similar to one we brought  
 23 before you at the last council meeting in October  
 24 for cutback asphalt, if you recall.  
 25 We have not received comments on this rule


Page 19

1 proposal. The Department is requesting that council  
 2 recommend this proposal to the Environmental Quality  
 3 Board for adoption as a permanent rule change.  
 4 MS. BOTCHLET-SMITH: Do we have any  
 5 questions from the council for this item?  
 6 MS. LODES: So, Greg, you don't see this as  
 7 any kind of an issue?  
 8 MR. ELLIOTT: No.  
 9 MS. LODES: It's just update of the SMP?  
 10 MR. ELLIOTT: Yeah, that's it. And the  
 11 controls that you have in place today. I mean, just  
 12 because you're in a turnaround, you don't turn off  
 13 controls, so.  
 14 MS. LODES: Right.  
 15 MR. ELLIOTT: So there's no issues that I  
 16 saw.  
 17 MS. BOTCHLET-SMITH: Any comments or  
 18 questions from the public? Hearing none, this will  
 19 be back to the council for discussion and potential  
 20 motion.  
 21 MR. ELLIOTT: I'll make a motion to approve  
 22 as presented.  
 23 MS. LODES: Thank you.  
 24 MR. BUTCHER: I'll second it.  
 25 MS. LODES: I have a motion and a second.

Page 20

1 Please call roll.  
 2 MS. FIELDS: Mr. Butcher.  
 3 MR. BUTCHER: Yes.  
 4 MS. FIELDS: Dr. Delano.  
 5 DR. DELANO: Yes.  
 6 MS. FIELDS: Mr. Elliot.  
 7 MR. ELLIOTT: Yes.  
 8 MS. FIELDS: Mr. Haught.  
 9 MR. HAUGHT: Yes.  
 10 MS. FIELDS: Mr. Landers.  
 11 MR. LANDERS: Yes.  
 12 MS. FIELDS: Mr. Taylor.  
 13 MR. TAYLOR: Yes.  
 14 MS. FIELDS: Ms. Lodes.  
 15 MS. LODES: Yes.  
 16 MS. FIELDS: Motion passed.  
 17 MS. BOTCHLET-SMITH: That concludes the  
 18 hearing portion of today's meeting.  
 19 (Hearing concluded at 9:25 A.M.)  
 20  
 21  
 22  
 23  
 24  
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Page 21

1 CERTIFICATE  
 2 STATE OF OKLAHOMA )  
 ) SS:  
 3 OKLAHOMA COUNTY )  
 4 I, Brenda Plumbtree, Certified Shorthand  
 5 Reporter within and for the State of Oklahoma, do  
 6 hereby certify that the above-named AIR QUALITY  
 7 ADVISORY COUNCIL meeting was by me taken in  
 8 shorthand and thereafter transcribed; that the same  
 9 is true and correct; and that it was taken on the  
 10 16th day of January, 2019 at the time of 9:00 A.M.  
 11 in the City of Oklahoma City, County of Oklahoma,  
 12 State of Oklahoma under the stipulations  
 13 hereinbefore set out, and that I am not attorney for  
 14 or relative of any of said parties or otherwise  
 15 interested in the event of said action.  
 16 IN WITNESS WHEREOF, I have hereunto set my hand  
 17 and official seal this 23rd day of January, 2019.  
 18  
 19   
 20  
 21 BRENDA PLUMBTREE, CSR  
 22 Oklahoma Certified Shorthand Reporter  
 23 Certificate No. 01434  
 24 Expires: December 31, 2019  
 25



**AIR QUALITY COUNCIL**  
Attendance Record  
January 16, 2019  
Oklahoma City, Oklahoma

NAME and/or AFFILIATION

Address and/or Phone and/or E-Mail

<u>NAME</u> and/or <u>AFFILIATION</u>	<u>Address</u> and/or <u>Phone</u> and/or <u>E-Mail</u>
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Brooks Kerlin DEQ	



**AIR QUALITY COUNCIL**  
**Attendance Record**  
**January 16, 2019**  
**Oklahoma City, Oklahoma**

NAME and/or AFFILIATION

Address and/or Phone and/or E-Mail

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