

REGULAR MEETING/HEARING AGENDA
AIR QUALITY ADVISORY COUNCIL
October 20, 2021, 9:00 a.m.
Department of Environmental Quality
707 North Robinson Avenue
Oklahoma City, OK

Please turn off cell phones

1. **Call to Order** – Laura Lodes, Chair
2. **Roll Call** – Quiana Fields
3. **Approval of Minutes** – June 16, 2021 Regular Meeting
[MINUTES APPROVED]
4. **Meeting Schedule for Calendar Year 2022** – Discussion and action by Council
[SCHEDULE APPROVED]
5. **Public Rulemaking Hearing**
 - A. **Chapter 100. Air Pollution Control**
Subchapter 2. Incorporation by Reference [AMENDED]
Appendix Q. Incorporation by Reference [REVOKED]
Appendix Q. Incorporation by Reference [NEW]

The Department is proposing to update OAC 252:100, Appendix Q, Incorporation by Reference. In addition, the Department is proposing to update language in Subchapter 2, Incorporation by Reference, to reflect the latest date of incorporation of EPA regulations in Appendix Q.

1. Presentation – Christina Hagens, EPS, Rules & Planning Section, AQD
2. Questions and discussion by the Council
3. Questions, comments and discussion by the public
4. Discussion and possible action by the Council

[SC 2 AND APPENDIX Q RECOMMENDED TO ENVIRONMENTAL QUALITY BOARD]

- B. **Chapter 100. Air Pollution Control**
Subchapter 1. General Provisions
Subchapter 7. Permits for Minor Facilities
Subchapter 8. Permits for Part 70 Sources and Major New Source Review (NSR) Sources

The Department is proposing to amend OAC 252:100, Subchapters 1, 7, and 8, to allow for certain construction activities to be conducted at the owner/operator's risk after submission of an administratively complete minor New Source Review (NSR) permit application but prior to issuance of the construction permit. The Department is also proposing to give regulatory clarity to when a construction permit is required by inserting the federal terms for pieces of equipment and processes subject to NESHAP and NSPS.

1. Presentation – Madison Miller, Supervising Attorney, Legal Division

2. Questions and discussion by the Council
3. Questions, comments and discussion by the public
4. Discussion and possible action by the Council

[SC 1, 7, AND 8 HELD OVER TO SUBSEQUENT COUNCIL MEETING]

**C. Chapter 100. Air Pollution Control
Subchapter 13. Open Burning**

The Department is proposing to amend OAC 252:100-13, Open Burning, to conform the Department's rules with Senate Bill 246 (2021) and 27A Okla. Stat. (O.S.) § 2-5-130.

1. Presentation – Leon Ashford, EPS, Rules & Planning Section, AQD
2. Questions and discussion by the Council
3. Questions, comments and discussion by the public
4. Discussion and possible action by the Council

[SC 13 RECOMMENDED TO ENVIRONMENTAL QUALITY BOARD]

**D. Chapter 100. Air Pollution Control
Subchapter 47. Control of Emissions from Existing Municipal Solid Waste Landfills**

The Department is proposing to amend OAC 252:100, Subchapter 47, Control of Emissions from Existing Municipal Solid Waste Landfills to incorporate the federal guidelines in 40 C.F.R. Part 60, Subpart Cf into the state rules. Upon promulgation, the revised Subchapter 47 will be incorporated into Oklahoma's revised State 111(d) Plan.

1. Presentation – Malcolm Zachariah, EPS, Rules & Planning Section, AQD
2. Questions and discussion by the Council
3. Questions, comments and discussion by the public
4. Discussion and possible action by the Council

[SC 47 HELD OVER TO SUBSEQUENT COUNCIL MEETING]

6. Division Director's Report - Kendal Stegmann, Division Director, AQD

7. New Business - Any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.

8. Adjournment - The next regular meeting is tentatively scheduled for Wednesday, January 19, 2022, in Oklahoma City, Oklahoma.

Should you have a disability and need an accommodation, please notify the DEQ Air Quality Division three days in advance at 405-702-4177. Hearing impaired persons may call the text telephone (TDD) Relay Number at 1-800-722-0353 for TDD machine use only.