

Bay Area Air Quality Management District  
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San Francisco, California 94105  
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## APPROVED MINUTES

Summary of Board of Directors  
Stationary Source and Climate Impacts Committee Meeting  
Monday, September 27, 2021

**This meeting was conducted under procedures authorized by executive order N-29-20 issued by Governor Gavin Newsom. Members of the Committee participated by teleconference.**

### 1. CALL TO ORDER – ROLL CALL

Stationary Source and Climate Impacts Committee (Committee) Co-Chairperson Karen Mitchoff called the meeting to order at 9:01 a.m.

Present: Committee Co-Chairperson Karen Mitchoff; Vice Chairperson Teresa Barrett; and Directors Rich Constantine, John Gioia, Carole Groom, Erin Hannigan, David Haubert, Davina Hurt, Tyrone Jue, and Mark Ross.

Absent: Committee Co-Chairperson John Bauters.

Also Present: None.

### 2. APPROVAL OF THE MINUTES OF JULY 19, 2021

#### Public Comments

No requests received.

#### Committee Comments

None.

#### Committee Action

Director Constantine made a motion, seconded by Director Gioia, to approve the Minutes of July 19, 2021; and the motion carried by the following vote of the Committee:

AYES: Barrett, Constantine, Gioia, Hannigan, Haubert, Hurt, Mitchoff, Ross.  
NOES: None.  
ABSTAIN: None.  
ABSENT: Bauters, Groom, Jue.

**3. DRAFT AMENDMENTS TO REGULATION 2: PERMITS, RULE 1: GENERAL REQUIREMENTS, AND REGULATION 2: PERMITS, RULE 5: NEW SOURCE REVIEW OF TOXIC AIR CONTAMINANTS**

Jacob Finkle, Senior Air Quality Specialist, gave the staff presentation *Draft Amendments to Rules 2-1 and 2-5*, including: outcome; outline; requested action; background: exposure and vulnerability; August workshop comments; Rule 2-1 proposed amendments; Rule 2-5 proposed amendments and potentially impacted projects; tentative timeline; and feedback requested/prompt.

NOTED PRESENT: Director Groom was noted present at 9:05 a.m., and Director Jue was noted present at 9:12 a.m.

Public Comments

Public comments were given by Sarah Deslauriers, Bay Area Clean Water Agencies; Christine Wolfe, California Council for Environmental and Economic Balance; Karl Lany, Montrose Environmental Group; and Jed Holtzman, San Francisco resident.

Committee Comments

The Committee and staff discussed the areas that are considered “overburdened communities” according to CalEnviroScreen 4.0; whether there will be any changes to the permitting process that will affect gasoline dispensing facilities or engine projects outside overburdened communities; concern about delays in the proposed rulemaking timeline; why the proposed amendments for Regulation 2-5 does not include wastewater as an essential public service; how the Air District can improve/accelerate its turnaround time regarding routine permit requests, and how the Air District’s current permitting process compares with those of other air districts in California; which air pollutants are being monitored by the Air District from stationary sources; concern about the lack of recent data pertaining to Bay Area cancer risk historical trends; and how the Air District measures cancer risk, and how mobile and stationary source emissions contributions are distinguished from each other.

Committee Action

None; receive and file.

**4. REVISED DRAFT REGULATION 13: CLIMATE POLLUTANTS, RULE 5: PETROLEUM REFINERY HYDROGEN PLANTS (RULE 13-5)**

Victor Douglas, Rule Development Manager, gave the staff presentation *Revised Draft Regulation 13: Climate Pollutants, Rule 5: Petroleum Refinery Hydrogen Plants*, including: outcome; outline; requested action; background; rule development milestones; June 2021 revisions to draft rule; comment summary and outreach; evaluation of alternative compliance options; tentative timeline; and feedback requested/prompt.

## Public Comments

Public comments were given by Jed Holtzman, San Francisco resident; Dr. Rosenblum, Palo Alto resident; and Jan Warren, Interfaith Climate Action Network of Contra Costa County.

## Committee Comments

The Committee and staff discussed the fact that some hydrogen plants at refineries are not operated by the refinery, but by a third-party operator, and which party would be held accountable for implementation to the proposed amendments to Rule 13-5; concern that hydrogen plant flaring can be misinterpreted as dangerous and problematic to the public; and whether the Air District can anticipate additional amounts of flaring at Bay Area hydrogen plants as a result of the rule.

## Committee Action

None; receive and file.

### **5. PUBLIC COMMENT ON NON-AGENDA MATTERS**

No requests received.

### **6. COMMITTEE MEMBER COMMENTS**

Director Ross discussed carbon capture air plant operations in Reykjavik, Iceland, where carbon dioxide directly is pulled from the air and deposited underground. He and staff discussed the feasibility of requiring Bay Area stationary sources of air pollutants to install this type of technology, and of a pilot project in partnership with the California Air Resources Board on imposing a tax on greenhouse gas emissions.

### **7. TIME AND PLACE OF NEXT MEETING**

Monday, October 18, 2021, at 9:00 a.m., via webcast, pursuant to procedures in accordance with Assembly Bill 361.

### **8. ADJOURNMENT**

The meeting adjourned at 10:23 a.m.

*/s/ Marcy Hiratzka*  
Marcy Hiratzka  
Clerk of the Boards