

Members

Rep. James Bottorff, Chairperson
Rep. Ron Herrell
Rep. Steven Heim
Rep. David Wolkins
Sen. Beverly Gard
Sen. Kent Adams
Sen. Lindel Hume
Sen. Vi Simpson
Nancy Michael
Stephen Murray
Michael Sutherlin
Randal Edgemon
Dwayne Burke
Julia Wickard
Bill Hayden
Ellen Tobias
John Ulmer
Lori Kaplan



ENVIRONMENTAL QUALITY SERVICE COUNCIL

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MEETING MINUTES¹

Meeting Date: July 26, 2004
Meeting Time: 9:30 A.M.
Meeting Place: Governmental Center South, 302 W.
Washington St., Conference Room C
Meeting City: Indianapolis, Indiana
Meeting Number: 1

Members Present: Rep. James Bottorff, Chairperson; Rep. Ron Herrell; Rep. Steven Heim; Sen. Beverly Gard; Sen. Kent Adams; Sen. Vi Simpson; Nancy Michael; Stephen Murray; Michael Sutherlin; Randal Edgemon; Dwayne Burke; Julia Wickard; Bill Hayden; John Ulmer; Lori Kaplan.

Members Absent: Sen. Lindel Hume; Rep. David Wolkins; Ellen Tobias.

1. Call to Order

Chairman Bottorff called the meeting to order at 9:40 AM.

2. Commissioner's Report

Lori Kaplan, Commissioner of IDEM, presented the Commissioner's Report (Handout #1), which includes the following:

1. Outreach, education, and assistance from October 1, 2003 through June 30, 2004
2. Status of rulemakings under development
3. Fees collected
4. Permit report cards
5. Permit charts

¹ Exhibits and other materials referenced in these minutes can be inspected and copied in the Legislative Information Center in Room 230 of the State House in Indianapolis, Indiana. Requests for copies may be mailed to the Legislative Information Center, Legislative Services Agency, 200 West Washington Street, Indianapolis, IN 46204-2789. A fee of \$0.15 per page and mailing costs will be charged for copies. These minutes are also available on the Internet at the General Assembly homepage. The URL address of the General Assembly homepage is <http://www.ai.org/legislative/>. No fee is charged for viewing, downloading, or printing minutes from the Internet.

6. Listing of news releases from October 1, 2003 through June 30, 2004
7. IDEM 2004 legislative summary
8. Presentation handouts on ozone and fine particulate matter designations
9. Presentation handouts on contamination of water wells

Ms. Kaplan noted that, with one exception, IDEM has issued a total of 12,997 permit decisions on time since October, 1998 through the end of June, 2004. She also described IDEM's plan to issue permits more quickly and to reduce the backlog of administratively extended permits.

In response to questions from the council, Ms. Kaplan updated the council on the pending wetlands rule, the cleanup of the Continental Steel site in Kokomo, and administratively extended major water permits.

3. IDEM Report

Deputy Commissioner Tim Method, IDEM, presented a report (Handout #2) on "Ozone and Fine Particulate Standards in Indiana: Current Status and Issues," which addressed the following:

1. Clean Air Act requirements
2. New standards for ozone and particles
3. Indiana nonattainment areas
4. U.S. nonattainment areas
5. New source review
6. The emission credit registry
7. Public health risks of fine particles
8. Fine particle monitor values
9. EPA's June 29, 2004 proposed designations for fine particles
10. Outreach efforts underway

Mr. Method noted that additional information is available at www.in.gov/idem/air.

In response to questions from the council, Mr. Method and Ms. Kaplan discussed the following:

1. The difficulty of estimating the effects of nonattainment on economic development
2. The consequences to a county of a nonattainment designation
3. The applicability of new source review rules
4. The extent to which air monitors in the state show attainment
5. The difficulty in identifying sources of fine particles
6. IDEM's study of the contribution of air pollution to asthma

4. Dams on Wildcat Creek in Kokomo

Representative Herrell addressed the issue of the possible removal of dams from Wildcat Creek in Kokomo as a way to improve water quality. Representative Herrell asked:

1. Can the dams be removed?
2. If the dams can be removed, what process must Kokomo follow to accomplish removal?

Chairman Bottorff appointed a subcommittee to look into these questions. The members are Rep. Herrell, William Hayden, and Randal Edgemon. The subcommittee will meet in Conference Room A, Indiana Government Center South, at the conclusion of the council's meeting on August 9, 2004.

Barton Jones of Strand Associates Inc. addressed the council on the investigation to date on the dam removal issues.

5. Other Matters

Chairman Bottorff commended Ms. Kaplan on IDEM's plan for timely issuance of permits.

Senator Simpson asked that IDEM supply information about the Excess Liability Trust Fund for the next council meeting. _____

Senator Gard suggested that some of the council's time at a future meeting be devoted to brownfield issues.

6. Adjournment

Chairman Bottorff adjourned the meeting at 11:10 AM.