

Summary Environmental Rules Board
Zoom Meeting
Indianapolis, Indiana
Wednesday, February 10, 2021

A. Call to Order

Chair Gard called the meeting to order at 1:32 p.m. A quorum was present.

Members present: Beverly Gard, William Etzler, Dr. Joanne Alexandrovich, Calvin Davidson, Angelique Collier, Michael Schuler, Paul Gilson, Dr. Ted Niemiec, R. T. Green, Katie Nelson, Dan Bortner, Mark Wasky, and Bruno Pigott.

B. Approval of Meeting Summary of November 18, 2020

Chair Gard called for approval of the November 18, 2020, meeting summary, which was approved.

C. IDEM Reports

Commissioner's Report

Mr. Bruno Pigott, Commissioner of IDEM, announced the retirement of several people within IDEM. He discussed the staff that are still working remotely and in the office. He said the agency is still issuing permits as in the past, but there is some slowdown in the number of applicant submissions.

Rules Update

Ms. Chris Pedersen, Chief, Rules Development Section (RDS), Office of Legal Counsel (OLC), spoke on the rulemakings that could come before the next Environmental Rules Board meeting, possibly May 12, 2021, which will be held as a Zoom Meeting.

D. Rules

1. Cold Cleaner Degreasing Alternative

Chair Gard opened the discussion for final adoption of amendments to rules at 326 IAC 8-3, Cold Cleaner Degreasing Alternative Rules. Ms. Keelyn Walsh, Rule Writer, RDS, OLC spoke for the agency and said the rule was to allow for the use of alternative control device for solvents with a higher vapor pressure. IDEM asked the board to final adopt the rule.

There were no questions or board discussion. There were no commenters.

Mr. Davidson moved to final adopt the rule and Ms. Nelson seconded. By a roll-call vote, the rule was adopted.

2. Hazardous Waste Financial Assurance

Chair Gard opened the discussion for final adoption of amendments to 329 IAC 3.1-14 and 329 IAC 3.1-15, concerning Hazardous Waste Financial Assurance Revisions. Mr. Dan Watts, Rule Writer, RDS, OLC, spoke for the agency and said the rule is being updated to include specific financial assurance requirements for hazardous waste facilities and to comport with the current rule drafting standards.

There were no questions or board discussion. There were no commenters.

Mr. Etzler moved to adopt the amendments to the proposed rule and it was seconded. By a roll-call vote, the rule changes were adopted.

Mr. Etzler moved to final adopt the rule and Mr. Green seconded. By a roll-call vote, the proposed rule was adopted as final.

3. Vertellus PM Revisions

Chair Gard opened the discussion for the final adoption of amendments to 326 IAC 6.5-6-31. Ms. Keelyn Walsh, Rule Writer, RDS, OLC, spoke concerning Vertellus Emissions Limits Updates. The rule revises particulate matter emission limits for Vertellus for compliance with U.S. EPA National Ambient Air Quality Standards.

There were no questions or board discussion. There were no commenters.

Mr. Davidson moved to final adopt the rule and Mr. Green seconded. By a roll-call vote, the rule was final adopted.

E. Non-Rule Actions

Citizen's Petition Discussion

Chair Gard opened the discussion on the Citizen's Petition hearing held on October 28th, concerning adoption of the 2012 U.S. EPA Recreational Water Quality Criteria. Several IDEM staff and other members of the public provided comments regarding the adoption of the 2012 criteria. Documents from the communities were submitted and placed on the IDEM web site.

Several people discussed the petition at the end of the presentations. Board members and presenters were requested to submit their questions to IDEM for compilation and to obtain responses.

Chair Gard moved to form a work group. By voice vote, it was agreed to move forward with the work group.

F. Other Matters

1. Open Forum

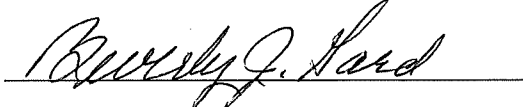
There were no topics for Open Forum

2. Tentative Date and Location of Next Meeting

The next meeting is tentatively scheduled for 1:30 p.m. on May 12, 2021 through a Zoom meeting.

F. Adjournment

Chair Gard adjourned the meeting at 2:48 p.m.


CHAIRPERSON

The summary is derived from Rules Development Branch staff members' notes. A typewritten transcript of the entire meeting is on file in the Office of Legal Counsel, Indiana Department of Environmental Management and will be made available on the IDEM rules website. To view approved summaries, you may go online to <http://www.in.gov/idem/legal/2355.htm>.