

Note: Agenda Revised 7/2/2021 - Election of Officers has been added and the Mountain Valley Pipeline, LLC. Lambert Compressor Station Item has been Postponed to a Later Meeting

REVISED TENTATIVE AGENDA
STATE AIR POLLUTION CONTROL BOARD MEETING

WEDNESDAY, JULY 7, 2021

IN PERSON ONLY - THE WESTIN RICHMOND
6631 WEST BROAD STREET RICHMOND, VA 23230

PERSONS ATTENDING THE MEETING ARE ASKED TO ABIDE BY THE CENTER FOR
DISEASE CONTROL COVID-19 GUIDANCE FOR FACE MASKS
(<https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/about-face-coverings.html>)

Any Updates To The Details/Final Arrangements
To Be Announced Through the Virginia Regulatory Town Hall

Convene – July 7, 2021 - 10:00 A.M.

Agenda Item	Presenter	Tab
Call to Order	Kapur	
Introductions	Board Members	
Election of Officers	Board Members	
Review and Approve Agenda	Board Members	
Review and Approve Minutes (April 23, 2021)	Board Members	A
Update on Agency Environmental Justice Activities	Paylor	
Introduction of Director of the Environmental Justice Office	Paylor/Hoyos	
Director/Division Director Report/Updates: (i) COVID-19 response (ii) upcoming regulatory actions (iii) pending permit applications	Paylor/Dowd	
Public Engagement Committee Report	Kapur	
High Priority Violations Report	Nicholas	B
Public Forum (No comment on Mountain Valley Pipeline, LLC Lambert Compressor Station per Board Guidelines)		
Future Meetings (confirm September 17 and December 3)	Board Members	

Adjourn

NOTE: The Board reserves the right to revise this agenda without notice unless prohibited by law. Revisions to the agenda include, but are not limited to, scheduling changes, additions or deletions. Questions on the latest status of the agenda should be directed to Cindy M. Berndt at (804) 698-4378.

PUBLIC COMMENTS AT STATE AIR POLLUTION CONTROL BOARD MEETINGS: The Board encourages public participation in the performance of its duties and responsibilities. To this end, the Board has adopted public participation procedures for regulatory action and for case decisions. These

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procedures establish the times for the public to provide appropriate comment to the Board for its consideration.

For REGULATORY ACTIONS (adoption, amendment or repeal of regulations), public participation is governed by the Administrative Process Act and the Board's Public Participation Guidelines. Public comment is accepted during the Notice of Intended Regulatory Action phase (minimum 30-day comment period) and during the Notice of Public Comment Period on Proposed Regulatory Action (minimum 60-day comment period). Notice of these comment periods is announced in the Virginia Register, by posting to the Department of Environmental Quality and Virginia Regulatory Town Hall web sites and by mail to those on the Regulatory Development Mailing List. The comments received during the announced public comment periods are summarized for the Board and considered by the Board when making a decision on the regulatory action.

For CASE DECISIONS (issuance and amendment of permits), the Board adopts public participation procedures in the individual regulations which establish the permit programs. As a general rule, public comment is accepted on a draft permit for a period of 30 days. In some cases a public hearing is held at the conclusion of the public comment period on a draft permit. In other cases there may an additional comment period during which a public hearing is held. In light of these established procedures, the Board accepts public comment on regulatory actions and case decisions, as well as general comments, at Board meetings in accordance with the following:

REGULATORY ACTIONS: Comments on regulatory actions are allowed only when the staff initially presents a regulatory action to the Board for final adoption. At that time, those persons who commented during the public comment period on the proposal are allowed up to 3 minutes to respond to the summary of the comments presented to the Board. Adoption of an emergency regulation is a final adoption for the purposes of this policy. Persons are allowed up to 3 minutes to address the Board on the emergency regulation under consideration.

CASE DECISIONS: Comments on pending case decisions at Board meetings are accepted only when the staff initially presents the pending case decision to the Board for final action. At that time the Board will allow up to 5 minutes for the applicant/owner to make his complete presentation on the pending decision, unless the applicant/owner objects to specific conditions of the decision. In that case, the applicant/owner will be allowed up to 15 minutes to make his complete presentation. The Board will then allow others who commented at the public hearing or during the public comment period up to 3 minutes to respond to the summary of the prior public comment period presented to the Board. No public comment is allowed on case decisions when a **FORMAL HEARING** is being held.

POOLING MINUTES: Those persons who commented during the public hearing or public comment period and attend the Board meeting may pool their minutes to allow for a single presentation to the Board that does not exceed the time limitation of 3 minutes times the number of persons pooling minutes, or 15 minutes, whichever is less.

NEW INFORMATION will not be accepted at the meeting. The Board expects comments and information on a regulatory action or pending case decision to be submitted during the established public comment periods. However, the Board recognizes that in rare instances new information may become available after the close of the public comment period. To provide for consideration of and ensure the appropriate review of this new information, persons who commented during the prior public comment period shall submit the new information to the Department of Environmental Quality (Department) staff contact listed below at least 10 days prior to the Board meeting. The Board's decision will be based on the Department-developed official file and discussions at the Board meeting. In the case of a regulatory action, should the Board or Department decide that the new information was not reasonably available

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during the prior public comment period, is significant to the Board's decision and should be included in the official file, the Department may announce an additional public comment period in order for all interested persons to have an opportunity to participate.

PUBLIC FORUM: The Board schedules a public forum at each regular meeting to provide an opportunity for citizens to address the Board on matters other than those on the agenda, pending regulatory actions or pending case decisions. Those persons wishing to address the Board during this time should indicate their desire on the sign-in cards/sheet and limit their presentations to 3 minutes or less.

The Board reserves the right to alter the time limitations set forth in this policy without notice and to ensure comments presented at the meeting conform to this policy.

Department of Environmental Quality Staff Contact: Cindy M. Berndt, Director, Regulatory Affairs, Department of Environmental Quality, 1111 East Main Street, Suite 1400, P.O. Box 1105, Richmond, Virginia 23218, phone (804) 698-4378; fax (804) 698-4178; e-mail: cindy.berndt@deq.virginia.gov.

Additional Meeting Information:

- The Board asks that attendees refrain from disrupting the meeting or from allowing it to proceed in an orderly, efficient, and effective fashion.
- The Board asks that all attendees be respectful of all speakers.
- The Board will conduct the meeting not only to ensure the efficient and effective conduct of business, but also to ensure that there is no interference with the business of the hotel, its employees and guests.
- Use of any device that may disrupt the conduct of business is prohibited, including but not limited to: voice-amplification equipment; bullhorns; blow horns; sirens, or other noise-producing devices.
- Disruptive behavior may result in the Board's recessing the meeting or removing an attendee.