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A P P E A R A N C E S

MS. U-JUNG CHOE, Board Member

ALSO PRESENT:

MR. MICHAEL McCAMBRIDGE, Hearing Officer

MR. ANAND RAO, Technical Unit

MS. Alisa Liu, Technical Unit

MR. CARY SHEPHERD

MR. MARK POWELL

MR. DAN PAULEY

MS. ANNET GODIKSEN

MS. JACKIE SIMS

MS. KATY KHAYYAT

MS. DANA VETTERHOFFER

MR. DALE SIMPSON

MS. KATHERINE NUNES

1 MR. McCAMBRIDGE: Let the record
2 show that it is now 11:31. This is a hearing
3 being held in the R19-6 National Ambient Air
4 Quality Standards Update, which includes USEPA
5 actions during the first half of 2018.

6 I am the hearing officer. My
7 name is Mike McCambridge. The Board member
8 attending beside me is U-Jung Choe, and I would
9 like Board staff and other persons present to
10 identify here in Chicago.

11 MR. POWELL: Mark Powell. I'm a
12 Senior Attorney with the Board.

13 MR. PAULEY: Dan Pauley, a Staff
14 Attorney.

15 MR. RAU: Anand Rao, Senior
16 Scientist with the Board.

17 MS. LIU: Alisa Liu, Environmental
18 Scientist.

19 MR. SHEPHERD: Cary Shepherd. I'm a
20 Policy Director at the Illinois Environmental
21 Council.

22 MR. McCAMBRIDGE: Okay. Very good.
23 Could the person in Springfield identify for the
24 record?

1 MS. GODIKSEN: Annet Godiksen, Legal
2 Counsel.

3 MS. SIMS: Jackie Sims, Regulatory
4 Unit Manager for Air Quality Planning Section.

5 MR. McCAMBRIDGE: And you are the
6 only persons present?

7 MS. KHAYYAT: Katy Khayyat,
8 Department of Commerce, Small Business Office.

9 MS. VETTERHOFFER: Dana
10 Vetterhoffer --

11 MR. McCAMBRIDGE: We missed that.

12 MS. VETTERHOFFER: For Katy or Dana?

13 MR. McCAMBRIDGE: Yes, both.

14 MS. KHAYYAT: Katy Khayyat,
15 Department of Commerce, Small Business Office.

16 MS. VETTERHOFFER: And Dana
17 Vetterhoffer. I am also an attorney for the
18 Agency.

19 MR. McCAMBRIDGE: Could you spell
20 the name, please?

21 MS. VETTERHOFFER: Sure. It's V, as
22 in Victor, E-T-T-E-R-H-O-F-F, as in Frank, E-R.

23 MR. McCAMBRIDGE: Okay. During the
24 first half of 2018, USEPA approved new reference

1 methods for nitrogen dioxide and -- yeah. They
2 are both for nitrogen dioxide, and they also
3 designated areas in the State under the -- that
4 was the lead NAAQS.

5 And I will note right now, that
6 the Agency has submitted comments in that regard,
7 and I really appreciate it. It corrected my
8 misapprehension of the importance of that action,
9 and it highlighted that we should remove the lead
10 NAAQS as obsolete for other reasons than this
11 USEPA action. So I thank you for the correction.
12 I misapprehended and mislead the Board.

13 So does the Agency have anything
14 that it wishes to add to the record?

15 MS. VETTERHOFFER: No.

16 MS. KHAYYAT: No.

17 MR. McCAMBRIDGE: Okay. Sir, do
18 you --

19 MR. SHEPHERD: Yes. Thank you. So
20 again, my name is Cary Shepherd. I work with the
21 Illinois Environmental Council. My job is to work
22 with different environmental groups in the State
23 of Illinois to basically take up policy interests
24 and work on either regulatory or legislative

1 issues, and so that's what I am doing today.

2 I am representing the interests
3 of a couple of organizations.

4 MR. RAU: But before you continue,
5 do you want to swear him in, or is it a public
6 comment?

7 MR. McCAMBRIDGE: Do you want
8 testimony sworn?

9 MR. SHEPHERD: I'm sorry. I didn't
10 prepare for that distinction.

11 Mr. RAU: If it's testimony, you
12 will be questioned, but if it's public
13 comment then --

14 MR. SHEPHERD: Okay. I can provide
15 public comments on this. That's not a problem.

16 MR. McCAMBRIDGE: Okay. Very good.

17 MR. SHEPHERD: So I am here in the
18 interest of a couple of organizations; one is
19 where I work, the Illinois Environmental Council.
20 Additionally, the Little Village Environmental
21 Justice Organization, the Natural Resources
22 Defense Council, and the Pilsen Environmental
23 Rights and Reform Organization.

24 The Pilsen organization and the

1 Little Village organization both deal with the
2 area that was recently redesignated in accordance
3 with the lead NAAQS.

4 So I want to start off by
5 saying, first of all, we do not oppose the
6 revocation of the 1978 standards. We understand
7 why that must be done. The purpose of my comments
8 is to offer some suggestions on additional
9 benefits that can be incorporated in the process
10 of, you know, addressing lead pollution in these
11 communities.

12 So one of which is we are asking
13 that the Board require the Agency to -- to input
14 more stringent fence line air monitoring as part
15 of this process. We received commentary from some
16 of our partner organizations that air monitoring
17 is something that could use improvement in these
18 areas, as well as over the State of Illinois
19 generally, but especially in areas that have been
20 traditionally burdened by air pollution, as well
21 as other lead sources.

22 A side benefit of that, being
23 that air monitoring often tests for other
24 pollutants as well. So it would not just -- not

1 just have the benefit for testing for lead
2 pollution in areas that have had higher lead
3 pollution.

4 Additionally, the US
5 Environmental Protection Agency recently released
6 a new plan called the Federal Action Plan to
7 Reduce Childhood Lead Exposures and Associated
8 Health Impacts. We believe that it would be
9 prudent to ask the Illinois Environmental
10 Protection Agency to work with the USEPA in the
11 implementation of this plan across the State of
12 Illinois, but especially with respect to the two
13 areas that have recently been redesignated for
14 lead air quality, being the Pilsen area in
15 Chicago, as well as the area just outside of East
16 St. Louis that's called Granite City Township and
17 Venice City Townships.

18 So that is -- that is the sum of
19 my commentary. I will be filing written comments
20 as well, in addition to my oral testimony or oral
21 public comments, that is.

22 MR. McCAMBRIDGE: Okay. I observe
23 that -- that the Notice of Proposed Amendment
24 appeared in the November 26th issue of the

1 Illinois Register.

2 Forty-five days from that date
3 is today. So that means that the required public
4 comment period ends today. However, this hearing
5 is going to have me extend that comment period by
6 two weeks. I would normally go for three weeks,
7 but the due date for adoption of the amendments is
8 February 13th, and I want to allow time to -- for
9 the Board to evaluate any comments before putting
10 it on the February 7th agenda for adoption.

11 MR. POWELL: Mike, there is no Board
12 meeting on the 7th.

13 MR. McCAMBRIDGE: That's been
14 cancelled?

15 MR. POWELL: February 14th. It was
16 February 14th and 28th.

17 MR. McCAMBRIDGE: February 14th?

18 MR. POWELL: 14th and 28th, yeah.

19 MR. McCAMBRIDGE: Okay. And that --
20 February 14th is the first Board meeting?

21 MR. POWELL: In February, yes.

22 MR. McCAMBRIDGE: That denies us the
23 ability to extend the deadline by Board order,
24 unless it's done on the 14th.

1 So I would say get comments in
2 within three weeks of today. That would be, what?
3 January 31st. And that would be -- offer
4 sufficient time for evaluation.

5 Does anyone else have anything
6 to add to the record?

7 MS. VETTERHOFFER: People came in,
8 if you would like them to identify themselves for
9 the record.

10 MR. SIMPSON: Dale Simpson, with the
11 Illinois State Fire Marshal's Office. We are here
12 just observing the proceeding.

13 MS. NUNES: Katherine Nunes,
14 K-A-T-H-E-R-I-N-E, N-U-N-E-S, Illinois State Fire
15 Marshal's Office. Again, just observing.

16 MR. McCAMBRIDGE: Does anyone have
17 anything to add to the record?

18 MS. CHOE: I have a question for
19 Mr. Shepherd. And I will read your written
20 testimony much more carefully once you submit your
21 comments, but concerning IEC, your written
22 testimony, are you -- your statement or your
23 public comments, is it only related to the Little
24 Village and Pilsen, or are you -- does your

1 testimony purport to represent the entire members?

2 MR. POWELL: Our testimony is
3 with -- well, so the Illinois Environmental
4 Council is an organization that represents about
5 70 different environmental groups in the State of
6 Illinois. So we have asked those organizations to
7 specifically cosign and endorse the comments that
8 we have here today.

9 We represent other interests as
10 well, but these are the organizations that took
11 special interest in today's proceedings.

12 MR. McCAMBRIDGE: So -- and you
13 mentioned Granite City also.

14 MR. SHEPHERD: Yes.

15 MR. McCAMBRIDGE: So you are
16 including all of the recently redesignated areas?

17 MR. SHEPHERD: Yes, we are. So our
18 recommendation is to improve fence line air
19 testing in all areas that are impacted by lead in
20 the State of Illinois, but with special emphasis
21 on the two areas that have been recently
22 redesignated.

23 MR. McCAMBRIDGE: Thank you.

24 Anyone have anything else?

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(No response.)

MR. McCAMBRIDGE: Seeing none, we
will adjourn the hearing. Thank you all.

MS. CHOE: Thank you all.

(END OF PROCEEDINGS.)

1 I, KARI WIEDENHAUPT, do hereby certify that
2 the foregoing was reported by stenographic and
3 mechanical means, which matter was held on the
4 date, and at the time and place set out on the
5 title page hereof and that the foregoing
6 constitutes a true and accurate transcript of
7 same.

8 I further certify that I am not related to
9 any of the parties, nor am I an employee of or
10 related to any of the attorneys representing the
11 parties, and I have no financial interest in the
12 outcome of this matter.

13 I have hereunder subscribed my hand on the
14 _____ day of _____, 2019.

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KARI WIEDENHAUPT, CSR

<hr/> A <hr/> a.m 1:15 ability 9:23 accurate 13:6 action 5:8,11 8:6 actions 3:5 add 5:14 10:6,17 addition 8:20 additional 7:8 Additionally 6:20 8:4 addressing 7:10 adjourn 12:3 adoption 9:7,10 Agency 4:18 5:6,13 7:13 8:5,10 agenda 9:10 air 1:5,7 3:3 4:4 7:14,16,20,23 8:14 11:18 Alisa 2:8 3:17 allow 9:8 Ambient 1:5 3:3 Amendment 8:23 amendments 1:7 9:7 Anand 2:7 3:15 Annet 2:12 4:1 appeared 8:24 appreciate 5:7 approved 4:24 area 7:2 8:14,15 areas 5:3 7:18,19 8:2,13 11:16,19 11:21 asked 11:6 asking 7:12 Associated 8:7 attending 3:8 attorney 3:12,14 4:17 attorneys 13:10 <hr/> B <hr/> basically 5:23	believe 8:8 benefit 7:22 8:1 benefits 7:9 Board 1:2,12 2:3 3:7,9,12,16 5:12 7:13 9:9,11,20,23 burdened 7:20 Business 4:8,15 <hr/> C <hr/> C 2:1 called 1:11 8:6,16 cancelled 9:14 carefully 10:20 Cary 2:9 3:19 5:20 cause 1:10 certify 13:1,8 Chicago 1:14 3:10 8:15 Childhood 8:7 Choe 2:3 3:8 10:18 12:4 City 8:16,17 11:13 commencing 1:15 comment 6:6,13 9:4,5 commentary 7:15 8:19 comments 5:6 6:15 7:7 8:19,21 9:9 10:1,21,23 11:7 Commerce 4:8,15 communities 7:11 concerning 10:21 constitutes 13:6 continue 6:4 Control 1:2,12 corrected 5:7 correction 5:11 cosign 11:7 Council 3:21 5:21 6:19,22 11:4 Counsel 4:2 couple 6:3,18 CSR 1:12 13:21	<hr/> D <hr/> Dale 2:16 10:10 Dan 2:11 3:13 Dana 2:15 4:9,12 4:16 date 9:2,7 13:4 day 1:14 13:14 days 9:2 deadline 9:23 deal 7:1 Defense 6:22 denies 9:22 Department 4:8,15 designated 5:3 different 5:22 11:5 dioxide 5:1,2 Director 3:20 distinction 6:10 doing 6:1 due 9:7 <hr/> E <hr/> E 2:1,1 E-R 4:22 E-T-T-E-R-H-O-... 4:22 East 8:15 either 5:24 emphasis 11:20 employee 13:9 endorse 11:7 ends 9:4 entire 11:1 entitled 1:10 environmental 3:17,20 5:21,22 6:19,20,22 8:5,9 11:3,5 especially 7:19 8:12 evaluate 9:9 evaluation 10:4 Exposures 8:7 extend 9:5,23 <hr/> F <hr/>	February 9:8,10,15 9:16,17,20,21 Federal 8:6 fence 7:14 11:18 filing 8:19 financial 13:11 Fire 10:11,14 first 3:5 4:24 7:5 9:20 foregoing 13:2,5 Forty-five 9:2 Frank 4:22 further 13:8 <hr/> G <hr/> generally 7:19 go 9:6 Godiksen 2:12 4:1 4:1 going 9:5 good 3:22 6:16 Granite 8:16 11:13 groups 5:22 11:5 <hr/> H <hr/> half 3:5 4:24 hand 13:13 Health 8:8 hearing 1:10 2:6 3:2,6 9:4 12:3 held 1:9 3:3 13:3 hereof 13:5 hereunder 13:13 higher 8:2 highlighted 5:9 hour 1:15 <hr/> I <hr/> Identical-in- 1:5 identify 3:10,23 10:8 IEC 10:21 Illinois 1:2,11,13 1:14 3:20 5:21,23 6:19 7:18 8:9,12 9:1 10:11,14 11:3	11:6,20 impacted 11:19 Impacts 8:8 implementation 8:11 importance 5:8 improve 11:18 improvement 7:17 includes 3:4 including 11:16 incorporated 7:9 input 7:13 interest 6:18 11:11 13:11 interests 5:23 6:2 11:9 issue 8:24 issues 6:1 <hr/> J <hr/> Jackie 2:13 4:3 January 1:14 10:3 job 5:21 Justice 6:21 <hr/> K <hr/> K-A-T-H-E-R-I-... 10:14 Kari 1:12 13:1,21 Katherine 2:17 10:13 Katy 2:14 4:7,12,14 Khayyat 2:14 4:7,7 4:14,14 5:16 know 7:10 <hr/> L <hr/> lead 5:4,9 7:3,10,21 8:1,2,7,14 11:19 Legal 4:1 legislative 5:24 line 7:14 11:18 Little 6:20 7:1 10:23 Liu 2:8 3:17,17 Louis 8:16
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