

NYSRC/DEC Conference Call Meeting Notes
April 19, 2018

Attendees:

- Mike Sheehan, Bob Bielawa (DEC)
- Roger Clayton (NYSRC)
- Cathy Waxman, (National Grid)
- James Sweeney, Peter Carney, Ben Cohen (NYISO)
- John Marabella (USNYPP)
- Radmila Miletich, Matthew Schwall (IPPNY)
- Sandra Meier (EEANY)
- Tom Coates (NRG)
- Andy Oliver (Eastern Gen)
- Tonya Grzeskowitz (Ethos Energy Group)

1. RGGI review
 - DEC assessing requirements for a rulemaking. No timetable established at this time.
 - New Jersey moving forward to become a participating state. They are working with RGGI State staff to understand the model rule changes. NJ is exploring IPM modeling
 - Virginia released a proposed rule to allow the state to become a participating state in RGGI. RGGI agency heads discussing how to fold NJ and VA into RGGI and potential modeling.
2. EPA Clean Power Plan
 - DEC Commissioner Seggos signed on to a multi-state letter on the Clean Power Plan repeal through the Georgetown Climate Center. DEC submitted a separate comment letter in opposition of repealing the CPP on April 23rd.
3. NYS Clean Energy Standard
 - Nothing to report.
4. EPA Cross State Air Pollution Rule (CSAPR)
 - Parts 243-245 are currently with the Governor's Office and still not publicly available.
 - EPA has not provided much guidance as to whether or not they would use our budgets or their budgets
5. EPA Proposed Methane regulations
 - DEC's stakeholder presentation was just approved and has scheduled a webinar for May 14th.
 - DEC is working with trade groups to develop a data request as part of the rulemaking process.
6. NYSRC Min Oil Burn Rules (LOGMOB)
 - Nothing new to report.
7. Indian Point update
 - Nothing new to report. CPV beginning commercial testing using oil.
8. REV update
 - Nothing new to report, but there is an initiative to develop a workshop in the August timeframe to look at all federal and state initiatives and implications of DER from a reliability point of view.
9. Peaker turbine air quality

- DEC rule still under development internally. There have been an initial set of stakeholder meetings, but haven't met with participants and NYISO in a couple of months. Hopefully that will happen in a month or two.

10. 2018 RNA

Looked at impact of regulations in Lower Hudson Valley ... assumptions are basically in lockdown and scenarios are defined. Looking at variations in load and other analyses.

11. Regulatory update

- National Ambient Air Quality Standards (NAAQS)
 - 2010 Sulfur Dioxide (SO₂) NAAQS
 1. EPA has designated the entire state as “unclassifiable/attainment” for the 2010 SO₂ NAAQS except for Monroe county which has been designated as “unclassifiable” and Cayuga, Seneca, St. Lawrence and Tompkins counties which will be designated by December 31, 2020 based on air quality monitoring data. See <https://www.epa.gov/sulfur-dioxide-designations/epa-completes-third-round-sulfur-dioxide-designations> for more information.
 2. DEC plans to submit the next 40 CFR 51.1205(b) report to EPA by the July 1, 2018 deadline. This report will demonstrate that Erie and Niagara Counties continue to monitor attainment for the 2010 SO₂ NAAQS and that no additional modeling is needed. Look for a public notice and comment period to be published in the Environmental Notice Bulletin in mid-May.
 - 2010 Nitrogen Dioxide (NO₂) NAAQS
 1. On April 6, 2018, EPA issued a decision to retain the current national ambient air quality standards (NAAQS) for oxides of nitrogen (NO₂).
 - 2008 Ozone NAAQS
 1. On November 10, 2017, DEC submitted an attainment demonstration and a Reasonably Available Control Technology (RACT) demonstration for the New York City metropolitan area for the 2008 ozone standard. Both submittals can be found at <http://www.dec.ny.gov/chemical/8403.html> . The attainment demonstration included a request to have the area re-classified from “moderate” to “serious” nonattainment. This re-classification request, if approved, would change the compliance deadline to July 20, 2021 from July 20, 2018. EPA plans to complete its review of DEC submittals this year.
 2. An Infrastructure SIP for the 2008 ozone NAAQS is due to EPA in September 2018. Infrastructure SIPs outline the requisite building blocks of state air quality management programs such as air quality monitoring and enforcement programs [See <https://www.epa.gov/ozone-pollution/infrastructure-state-implementation-plan-sip-requirements-and-guidance>] The Infrastructure SIP, as proposed, will undergo a formal public

comment period prior to submittal. A public notice will be published in the Environmental Notice Bulletin on a yet-to-be-determined date.

- 2015 Ozone NAAQS

1. In 2017, EPA designated all counties “attainment/unclassifiable” with the exception of Suffolk, Nassau, Richmond, Kings, Queens, New York, Bronx, Westchester, Rockland, Orange, Putnam, Dutchess and Ulster.
2. On December 22, 2017, EPA announced the “anticipated” nonattainment area designations for the 2015 ozone standards. For New York, the anticipated nonattainment area for the 2015 ozone standard includes Suffolk, Nassau, Richmond, Kings, Queens, New York, Bronx, Westchester and Rockland counties (these are the same counties that are designated nonattainment for the 2008 ozone standard). Final action expected by April 30, 2018.
3. An Infrastructure SIP for the 2015 ozone NAAQS is due to EPA on October 1, 2018. It will undergo a formal public comment period prior to submittal. A public notice will be published in the Environmental Notice Bulletin on a yet-to-be-determined date.

- EPA Mercury & Air Toxics (MATS)

- No new update

- RICE Maximum Achievable Control Technology (MACT)

- No new update

- Distributed Generation Rule (DG)

- Reworking the regulation.
- A stakeholder meeting was held on March 12, 2018.
- Environmental Defense Fund has significant concerns with scaling back in certain areas. Other changes may be needed as well.

12. Any other business

- National Grid is concerned about the 24-hr NOX RACT bubble that is changing the dispatch of steam units with the upcoming start of the ozone season. If they can't run steam units, they can't run turbines
- Chris Wentlent will be taking over this bi-monthly call starting with the next meeting.

13. Next Meeting

- June 14, 2018 via conference call