



# Albuquerque-Bernalillo County Air Quality Control Board



Angel Martinez Jr., Director

**Air Board Members:**

**Chair** – Ms. Maxine Paul, City  
**Vice Chair** – Ms. Kitty Richards, County  
Ms. Judy Calman, County  
Dr. Elis Eberlein, City  
Dr. Joseph Galewski, City  
Dr. Johnnye Lewis, County  
Ms. Lauren Meiklejohn, City

**Air Board Liaisons:**

Ms. Connie Chavez, Bernalillo County Planning Commission Liaison  
Mr. Joseph Cruz Jr., City of Albuquerque Environmental Planning Commission Liaison

**Air Board Staff:**

Ms. Anita SdeArmijo, Air Quality Control Board Liaison

## Regular Monthly Public Meeting Agenda

<p><b>Date:</b> May 10, 2023 (Wednesday) <b>Time:</b> 5:30 p.m. to 8 p.m.</p>	<p><b>Location:</b> Basement Hearing Room Plaza del Sol Building 600 Second Street NW Albuquerque, NM 87102 and on Zoom (see below)</p>
<p>General inquiries regarding this agenda may be directed to Anita SdeArmijo at (505) 768-1915 or <a href="mailto:airboard@cabq.gov">airboard@cabq.gov</a>. For documents related to agenda items, please go to: <a href="https://www.cabq.gov/airquality/air-quality-control-board/events/may-10-2023-air-quality-control-board-meeting">https://www.cabq.gov/airquality/air-quality-control-board/events/may-10-2023-air-quality-control-board-meeting</a></p>	

The May 10, 2023 Air Quality Control Board meeting will be conducted in a hybrid format allowing the public to participate either in person at the location shown above or remotely via Zoom. Members of the public who wish to participate remotely may join the meeting online by clicking on the link below, or by phone by calling 346-248-7799 and following the prompts. Any disruptive conduct may result in removal from the Zoom meeting.

<https://cabq.zoom.us/j/81810545917?pwd=K1c0QzRMQ0YvUnhJVnVLMke2UDBuQT09>

Meeting ID: 818 1054 5917

Passcode: 302652

The video recording of this meeting of the Air Quality Control Board will be available on the City’s Air Quality Program website at <https://www.cabq.gov/airquality/air-quality-control-board/past-air-quality-control-board-meetings>. Staff are available to help members of the public access meeting recordings during business hours. Please call (505) 768-1915 for assistance.

**Public Comment:** The Air Quality Control Board will take general public comments and comments on specific agenda items during the meeting as provided in the Agenda below. If you are attending the meeting in person, sign up to speak by checking Yes next to Public Comment and indicating whether you will be providing general comment or commenting on a specific agenda item on the meeting sign-in sheet provided by the Air Quality Control Board Liaison. If you are attending the meeting online, sign up to speak using the chat function in Zoom, or raise your hand when the Board Chair asks if anyone would like to give comment. If you are calling in to the meeting, press \*9 to raise your hand when the Board Chair asks if anyone would like to give comment. Commenters will be called on in the order that they signed up to speak or raised their hand. Public comment will be limited to 5 minutes or less, depending on the number of commenters. Your time will start when you start speaking and the Board

Chair will let you know when your time has concluded. Additionally, you can email comments to [airboard@cabq.gov](mailto:airboard@cabq.gov) up until 2 hours before the meeting.

The Board will only take comments during the first and second public comment opportunities. Comments on specific agenda items must be germane to the item and should be provided during the first public comment opportunity if you would like the Board to consider your comment when the item is heard.

## **1. CALL TO ORDER**

## **2. CONSENT AGENDA (Items may be removed at the request of any Board Member)**

- a. Approval of the May 10, 2023 Meeting Agenda
- b. Approval of the March 30, 2023 Special Meeting Minutes
- c. Approval of the April 12, 2023 Meeting Minutes

## **3. AIR PROGRAM REPORT**

Verbal update from Director Martinez followed by discussion of the Air Quality Program's May report.

## **4. FIRST PUBLIC COMMENT OPPORTUNITY**

Comments will be limited to 5 minutes or less, depending on the number of commenters. See the statement regarding public comment at the top of the agenda for instructions on how to sign up to give comment.

## **5. REPORTS/DISCUSSION/ACTION ITEMS**

- a. Discussion and Possible Action on [Docket Entry 78: Motion to Amend March 2, 2023 Order to Dismiss](#), AQCB Docket No. 2020-1, In the Matter of the Petition for a Hearing on the Merits Regarding Air Quality Permit No. 3340-RMD (New Mexico Terminal Services, LLC.) (Board)
- b. Discussion and Possible Action on Delegation of Authorities to the Hearing Officer and Topics of Pre-Hearing Conferences, AQCB Petition No. 2022-3, In the Matter of the Petition to Amend Title 20, Chapter 11 of the New Mexico Administrative Code to Require Review and Consideration of Health, Environment and Equity Impacts (Board)
- c. Discussion and Possible Action on Establishing a Deadline for Filing Motions Before AQCB Meetings, AQCB Petition No. 2022-3, In the Matter of the Petition to Amend Title 20, Chapter 11 of the New Mexico Administrative Code to Require Review and Consideration of Health, Environment and Equity Impacts (Board)
- d. Discussion and Possible Action on Updating the Board's Rulemaking Process Guidebook (Board)
- e. Discussion and Possible Action on Appointment of Court Reporter for the Formal Rulemaking proceeding: Docket Entry 24: Motion Seeking Alternative Methods of Recording, AQCB Petition No. 2022-3, In the Matter of the Petition to Amend Title 20, Chapter 11 of the New Mexico Administrative Code to Require Review and Consideration of Health, Environment and Equity Impacts (Board)

- f. Presentation on the Final 2021 Regional Sulfur Dioxide Emissions and Milestone Report (EHD); Action on Report in Accordance with the *Section 309 Regional Haze State Implementation Plan Element, Albuquerque-Bernalillo County, New Mexico*, Section A3.10 (“The Albuquerque-Bernalillo County Air Quality Control Board (AQCB) shall review and approve the final regional emissions report.”) (Board)
- g. Discussion of Possible Future Agenda Items (Board)

## 6. SECOND PUBLIC COMMENT OPPORTUNITY

Comments will be limited to 5 minutes or less, depending on the number of commenters. See the statement regarding public comment at the top of the agenda for instructions on how to sign up to give comment.

## 7. OTHER BUSINESS

## 8. ADJOURNMENT

**Next Scheduled Board Meeting:** June 14, 2023

**NOTICE TO PERSONS WITH DISABILITIES OR SPECIAL NEEDS:** The Albuquerque-Bernalillo County Air Quality Control Board will take reasonable measures to provide access to services to individuals with limited ability to speak, write, or understand English or to those with disabilities at no cost to the requestor. If you would like this agenda translated into a different language, please go to <https://www.cabq.gov/airquality/air-quality-control-board/events/may-10-2023-air-quality-control-board-meeting> and use the Translate Our Site feature at the top of the page, or contact the Albuquerque-Bernalillo County Air Quality Control Board Liaison for assistance at (505) 768-1915, [airboard@cabq.gov](mailto:airboard@cabq.gov), or City of Albuquerque, Environmental Health Department, Air Quality Program, One Civic Plaza NW, 3rd Floor, Room 3023, Albuquerque, NM 87102.

If you have a disability or require special assistance to participate in this meeting, including interpretation, please contact the Albuquerque-Bernalillo County Air Quality Control Board Liaison as soon as possible but no later than seventy-two (72) hours before the meeting. Those in need of hearing assistance may call 711.

The City of Albuquerque and EHD do not discriminate on the basis of race, color, national origin, religion, ancestry, disability, age, sex, spousal affiliation, gender identity or sexual orientation in the administration of programs or activities, in accordance with federal, state and local laws and regulations. If you would like to file a complaint or if you have any questions about this notice, you may visit <https://www.cabq.gov/airquality/non-employee-discrimination-complaints> or contact:

Amanda Trujillo  
Executive Assistant  
General Services Division  
(505) 768-2534  
[civilrights@cabq.gov](mailto:civilrights@cabq.gov) and [amandatrujillo@cabq.gov](mailto:amandatrujillo@cabq.gov)

**AVISO PARA PERSONAS CON DISCAPACIDADES O NECESIDADES ESPECIALES:** La Junta de Control de Calidad del Aire de Albuquerque y del condado de Bernalillo tomará medidas razonables para brindar acceso a los servicios a personas con capacidad limitada para hablar, escribir o entender inglés, o a personas con discapacidades, sin costo para el solicitante. Si quiere recibir este

programa traducido a un idioma diferente, acceda a <https://www.cabq.gov/airquality/air-quality-control-board/events/may-10-2023-air-quality-control-board-meeting> y use la función Translate Our Site (Traducir nuestro sitio), que está en la parte superior de la página, o comuníquese con la persona de enlace de la Junta de Control de Calidad del Aire de Albuquerque y del condado de Bernalillo para recibir ayuda llamando al (505) 768-1915, escribiendo a [airboard@cabq.gov](mailto:airboard@cabq.gov) o enviando correspondencia a City of Albuquerque, Environmental Health Department, Air Quality Program, One Civic Plaza NW, 3rd Floor, Room 3023, Albuquerque, NM 87102.

Si tiene una discapacidad o necesita ayuda especial para participar en esta reunión, incluidos servicios de interpretación, comuníquese con la persona de enlace de la Junta lo antes posible, a más tardar setenta y dos (72) horas antes de la reunión. Quienes necesiten ayuda por motivos de audición pueden llamar al 711.

La Ciudad de Albuquerque y el EHD no discriminan según raza, color, nacionalidad de origen, religión, ancestros, discapacidad, edad, sexo, afiliación conyugal, identidad de género u orientación sexual para la administración de programas o actividades, según las leyes y regulaciones federales, estatales y locales. Si quiere presentar una queja o tiene dudas sobre este aviso, puede visitar <https://www.cabq.gov/airquality/non-employee-discrimination-complaints> o contactar a:

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