

Illinois Compliance Advisory Panel (CAP) Meeting

April 24, 2019 2 P.M. - 3 P.M.

Illinois Department of Commerce & Economic Opportunity
607 East Adams,
12th Floor Director's Conference Room
Springfield, IL

Present: Alec Davis, Mark Grant, John Lee, Annette Fulgenzi, Michelle Haberstroh, Rick Fiddymment, Kristi Dula

Via Teleconference: Bharat Mathur, Karen May, David Bloomberg (for Julie Armitage)

Welcome & Introductions

Chairman Mark Grant welcomed everyone to the meeting.

Approval of Meeting Minutes

Karen May noted one change in the minutes.

Karen May moved to approve the meeting minutes.

Alec Davis seconded the motion.

Motion passed without dissent.

Illinois EPA, Bureau of Air Updates

Reclassification of Illinois' Nonattainment Areas

Only one area of non-attainment- Chicago. Affected late Spring/early summer

- USEPA approves redesignation of Metro East area as in attainment of the 2008 National Ambient Air Quality Standards (NAAQS).
- Chicago Area did not attain the 2008 NAAQS by July, 2018 based upon monitoring data
- Chicago area will be reclassified from "moderate non-attainment" to "serious non-attainment"
- "Serious non-attainment" classification will reduce the Title V major source thresholds for VOM and NOx from the current 100 tons per year (tpy) down to 50 tpy.
- New source review major modification threshold will be reduced to 25 tpy (aggregated over 5 years) from the current 40 tpy
- Some current Lifetime permittees will need to obtain a FESOP. Permitting requirement/reductions will likely impact some small businesses.
- Emissions offset requirements will be going from 1.15 to 1, to 1.2 to 1.
- A deadline of July 20, 2021 for affected states to attain the standard.
- Letters will go out after notice has been published in the Federal Register identifying each area that failed to meet the standard and confirming the reclassification.
- The entire state of Illinois is finally in attainment for Particulate Matter (PM).

Bharat Mathur mentioned that the agency should hold sessions to answer questions from affected parties and create factsheets. He restated the importance of issuing guidance materials and more factsheets; it is important for the program to have the most current and updated fact sheets because that is what small businesses rely upon.

Program Status/Updates

DCEO SBEAP Program Reports & Updates

The program's quarterly reports were shared. Google Analytics from the program website were not available for the 2nd quarter due to updates en the website was updated. SBEAP staff is currently revamping the website and working on fixing any broken links.

Rick Fiddymment, SBEAP Client Services Coordinator, discussed helpline tracking trends for January through March of 2019. Dry Cleaning calls were higher than normal in January, but this was mostly due to late recordkeeping workbook requests that had not been made in December. However, some calls that take more time because they are more complex cannot yet be represented well within the current helpline tracking system. For example, one call regarding emission calculations could take hours or even days to completely respond to, but account for a very small percentage of total helpline calls tracking data. On the other hand, helpline calls regarding the ROSS program might take a few minutes to answer but, because these calls are more frequent, end up accounting for a much larger percentage of the total calls.

Michelle Haberstroh, SBEAP Graduate Public Service Intern, discussed the difficulties associated with analyzing the data from helpline calls. Currently, MS-Excel is used. One helpline call often applies to several different topics. Therefore, calculating the percentage of calls per topic becomes more difficult. This type of data might be more easily analyzed using a different type of software, but the small size of the monthly data sets makes new software difficult to justify.

Kristi Dula inquired about a ticket system. Annette Fulgenzi explained that SBEAP does not currently utilize a ticket system/software for helpline tracking. Data is tracked in excel.

Mark Grant inquired about filtering data by location or county, specifically within Cook and Lake counties, to see where calls are generating from and where trainings need to be offered. Specifically, we need to identify calls from non-attainment areas. He asked what the agency does with the data and if SBEAP should post it on the website.

Bharat Mathur asked if enough is being done by the IEPA to support the program. He stated that the role of the CAP is to ask hard questions.

Major Population Area GIS Map Project

John Lee raised an issue that has become a problem for some of his members. It is difficult for sources to know if they are in an MPA. John contacted the SBEAP asking if a map of the MPA existed. Annette Fulgenzi checked with BOA staff and no such map existed but staff felt it would be useful. Annette collaborated with IDOT's GIS staff to create an interactive map of the MPA's. Addresses can be entered and the location is marked on the map to illustrate if it is in an MPA based upon recent maps of defined boundaries including municipal boundaries plus a zone extending two mile beyond the boundaries of said municipalities.

Annette mentioned that if posted online, the map would need a disclaimer that the map is produced using boundaries as of a certain date given municipalities are continually annexing properties and boundaries are shifting outward. John mentioned while testing the map, he noted that sources that were not in an MPA at the time their permit was issued are now in an MPA so there is a question as to whether they are no longer exempt from having pollution controls.

This raised discussion among the CAP members during the meeting. Major metropolitan areas are different than major population areas. Major Population Areas were defined in 1993 in Section 211.3610. That definition includes references to various local boundaries; county, municipal, township, etc. as well as the language “plus a zone extending two miles beyond the boundaries of said municipalities.” Questions arose regarding the sources that were not in a defined MPA at the time their permit was issued but now find their facility is in an MPA as municipal boundaries have shifted with a considerable amount of property being annexed over time by municipalities. Annette stated that the IEPA would need to determine the answers to the CAP’s questions and would follow-up with the Bureau of Air to get answers to the CAP’s questions.

Questions included:

1. Do the MPA boundaries update as municipal boundaries update or do the boundaries remain what they were in 1993 when defined?
2. If the MPA boundaries do change over time, are currently permitted sources pollution controls exemptions grandfathered in, or do they lose their exemption from adding pollution controls if the MPA boundaries have grown to encompass the source?

If the latter is the case, CAP members agreed that this would be a good outreach project for the SBEAP to work with our partners to raise awareness with the affected sources. Annette Fulgenzi said that she would follow up with the IEPA’s Bureau of Air for answers to the questions posed.

Promotion, Outreach & Events

Annette Fulgenzi discussed promotion, outreach, and upcoming events for SBEAP.

- SBEAP plans to increase social media presence.
- The program continues to rebrand its marketing to make the government more approachable to our clients.
- Annette was able to work with SBA to get the SBEAP programs listed in the SBA’s National & Regional Small Business Resource Guides. Thousands are distributed annually.

Clean Air Clips-

- 2270 subscribers
- 25-27% open rate
- Average open rate for government e-newsletters is 19.7%

Small Business Connection

- Office of Entrepreneurship Innovation and Technology’s newsletter

- SBEAP has dedicated section in each edition
- 2330 subscribers
- 17-25% open rate

Events Attended/Participated In

- IPCB Brown Bag Lunch in February
- Rural Economic Development Conference
- IL Association of Aggregate Producers Committees/Conference
- NFIB Small Bus Day
- Invited to present at the IL Professional Dry Cleaner & Launderers in September

National SBEAP Annual Training May 13-16 in Chicago, IL

- USEPA Region 5 Administrator Cathy Stepp confirmed
- SBA Regional Administrator Rob Scott is invited
- Governor Pritzker will provide a Proclamation & Invitation
- SBEAP reached out to partner, mHUB site visit to their facility for conference participants
- Awards Program-IAAP to receive the Business Assistance Provider Environmental Leadership Award
- Third time IL SBEAP has hosted the SBEAP Annual Training. The last time was in 2013 and 2002 before that.
- USEPA provided funding annually, but now provides funds biannually. This year's training will be at USEPA Region V offices and supported by registration fees.
- CAP member John Lee will be a trade association panelist for one of the sessions.
- All CAP members are welcome to attend.

Office of Entrepreneurship, Innovation & Technology Customer Listening Tour-Discussion

Kristi Dula discussed the Entrepreneurship, Innovation and Technology (EIT) "listening tour" she is currently undertaking. She is traveling around the state to see what is working well and what is not.

Mark Grant mentioned that many small businesses are not aware of the help available to them from DCEO. He pointed out that marketing is expensive and that network relationships can help, but that a better communication pathway between agencies, departments, universities, and the public is needed.

Bharat Mathur suggested that the program add an additional question at the end of the SBEAP survey that asks what is working, and what is not working, as an open dialogue box.

Bharat asked if it might be possible to get some large business that would be willing to mentor small businesses. He said SBEAP needs fulltime environmental specialists and that the program should look at ways the program could use of retirees with expertise in the field.

Old Business

Mark Grant, CAP Chair reported that, there has been no response from the Governor's Office, DCEO or IEPA to the Transition Paper that the CAP submitted.

New Business/Discussion Items

Michelle Haberstroh discussed the Open Meetings Act (OMA) and how it applied to the CAP. All CAP members must complete the OMA training at least once during their term. The goal is to have all members complete OMA training soon and an email will be sent out to CAP members with links to the Attorney General's online training.

Next Meeting Dates & Locations:

Next CAP meeting tentatively scheduled for June 20th 1:00 p.m.