

Meeting Highlights*
AB 617 Stockton Community Steering Committee Meeting #15

February 3, 2021 | 5:00 pm - 7:30 pm

Virtual Zoom Meeting

Action items for the Stockton Community Steering Committee (CSC):

- Submit comments on draft CERP by Feb. 14

Action items for San Joaquin Valley Air Pollution Control District (District):

- Confirm the Port of Stockton can share the health risk assessment reports and the name of the health consultant with the CSC
- Develop and share the CERP language with the CSC prior to the next meeting for the following strategies: Trucks and Other Heavy Duty Equipment Operating at the Port, Tug Boats, Marine Exhaust and School Buses

Welcome and Introductions

Erica Manuel, Facilitator & CEO, Institute for Local Government (ILG)

Ryan Hayashi, Deputy Air Pollution Control Officer, District

Erica welcomed the Stockton CSC participants, introduced the ILG facilitation team, explained that the CSC may vote on some of the CERP measures and flagged the extended meeting time.

Ryan thanked the CSC for joining and continuing the hard work on CERP development.

Community Emission Reduction Program (CERP) Strategies -Discussion & Vote

Erica Manuel, Facilitator & CEO, ILG

Ryan Hayashi, Deputy Air Pollution Control Officer, District

Erica reviewed the CERP goals, development process, and timeline. Presentation highlights included:

- CSC must review the draft CERP and submit comments by Feb. 14
- Per CSC request, the District has drafted three different language options to consider for the Residential Wood Burning Rule
 - Option 1- no enhanced enforcement
 - Option 2 -delayed enhanced enforcement
 - Option 3 -enhanced enforcement starts in Fall 2021

Ryan shared the proposed language for the Residential Wood Burning Rule:

- Enhanced enforcement starts in fall 2021 (Option 1). The District will go above and beyond the current enforcement efforts
- Delayed enhanced enforcement (Option 2) will focus on increasing outreach and education about the rule, followed by enhanced enforcement several years later

- No enhanced enforcement (Option 3). The District will continue standard enforcement with no extra efforts in the AB 617 boundary

Erica acknowledged the conversation in the chat and flagged that the District's options 1-3 from the slides and the numerical options presented by the ILG team are inconsistent in order. Erica clarified the order.

The CSC reached consensus to include the Residential Wood Burning Rule in the CERP, but focus on education/outreach and not include enhanced enforcement.

Comment: I get the sense that we as a CSC are viewing enhanced enforcement as punishment on the community. It is important to consider the air, which is the reason we are here. Can the District explain how they treat enforcement?

District Response: On days where a curtailment is called, we assign staff to areas throughout the counties to perform surveillance. If we find violations, we issue notices of violation. The first offense is \$100 and there is an opportunity for violators to take a training course to reduce the amount of the penalty.

Question: How many violations were issued last year in Stockton?

District Response: We have issued 84 violations for all of Stockton since Nov. 1, 2020 and 166 for all of San Joaquin County from Nov. 1, 2020.

Comment: Trust-building and being cognizant about generational trauma in the community are important aspects of outreach. We have an opportunity to teach vs. police.

ILG Response: Thank you for sharing that perspective.

Ryan acknowledged the CSC concerns about the punitive nature of enforcement. He explained that the District has been enforcing the requirements since 2004 and up until a few years ago, first-time violators had the opportunity to take an exam in lieu of paying a penalty. However, a few years ago, the District performed a survey Valley-wide regarding Valley residents understanding of the rule and found that the majority of residents are aware of and understand the program requirements, including the need to check before burning. At this point, the District no longer allowed for residents to only take the exam. Now first-time violators can take an exam and receive a reduced penalty.

Erica highlighted that based on CSC discussion and chat notes at the last meetings, there was consensus to not include the Outdoor Commercial Cooking Emissions and Electric Bike Share measures into the CERP.

Erica shared that based on the initial conversation at the last meeting, there was consensus to keep the Gas Station Self-Inspections Training measure in the red category and asked if the CSC wanted to have a larger discussion about the measure.

The CSC reached consensus to keep the Gas Station Self-Inspections Training Program out of the CERP.

Comment: Gas stations are regularly inspected at least once a year. Every component that gas passes through is required to be CARB certified. There isn't a potential for huge emissions reductions unless we find a station that is completely out of compliance.

The CSC reviewed three Port of Stockton related measures:

- Trucks and Other Heavy Duty Equipment Operating at the Port
- Tug Boats
- Marine Exhaust

ILG Response: These are important issues to discuss thoroughly because they have the potential for large emissions reductions.

Question: When will the District start to enforce cumulative regulations associated with some of those emissions discussed?

District Response: We have an indirect source review rule where new businesses or businesses doing projects that increase emissions have to mitigate those emissions. We will work with the companies to help them find ways to reduce their own emissions and where they can't, they will have to pay fees that the District will use to reduce emissions.

Comment: Many improvements at the Port will take longer than the five-year CERP timeframe. The CSC needs to know which of these items cannot be spent in five years.

District Response: If included into the CERP, these incentive programs can begin right away (with the exception of programs that first have to be approved by CARB) and start to achieve emissions reductions within the CERP timeframe.

The Port of Stockton's representative, Jeff Wingfield, shared data and additional information about the Port's emission inventory. Discussion highlights included:

- The Port used 2018 data for the baseline for the emissions inventory because it was one of the busiest (high traffic) years at the Port
- The Port intends to use the emission inventory to set the stage evaluating emissions sources and developing an emissions reduction strategy and expressed a desire to work with the community to seek feedback
- Ocean-going vessels, harbor craft, and locomotives are the top three polluters at the Port based on the emissions inventory

Question: Will the Port utilize Momentum?

Port Response: Momentum is a consultant with an air quality skillset. We are using them for a lot of the technical pieces. We plan to use in-house expertise as well.

Comment: The Port of Stockton promised to share some health studies with the CSC.

Port Response: We have some health risk assessments in terms of projects, but the emissions inventory is the biggest project we have focused on in terms of emissions at the Port.

Question: Who was the health consultant for the study? When will the community outreach meetings start?

Port Response: I do not recall the health consultant, but can get that info. We are aiming to start the community outreach meetings in late February or early March.

Erica asked the CSC if they wanted to include port-related measures--Trucks and Other Heavy Duty Equipment Operating at the Port, Tug Boats, Marine Exhaust--as well as Trains and Other Rail Equipment Operating in the Community, in the CERP.

Question/Comment: I am worried about deadlines and scrambling to learn so much in a short amount of time. The CSC needs to see health impact data. Is there monitoring data that correlates with health impacts? I appreciate that the Port is here, but it appears that the CSC is not treated as a Port stakeholder and it's hard for the CSC to pay for Port programs when that is the case.

District Response: We have heard the desire to have more health information and data. There are national air quality standards for criteria air pollutants and studies that show the reduction of the ozone and other criteria air pollutants and the benefits to public health. The proposed CERP measures would reduce those emissions.

Question: Does the District regulate the boats that come into the Port?

District Response: No. CARB is the agency with regulatory authority over mobile sources of emissions..

Jeff re-stated that the Port wants to work with the community and will reach out to the CSC to include them in the strategic planning process.

Comment: Health studies are important because not all reductions have equal values. The CSC wants to make good financial choices on items that have the most effect.

Comment: These emissions have a much higher impact on health in the womb than we ever thought. There is an urgency here, as there is a generational impact. Reducing these emissions within five years is not realistic.

Comment: To have clean air, we need to move some of these measures forward.

Comment: There were two federal earmarks benefitting the Port of Stockton and I haven't gotten clarification on that. We need the whole discussion on the items with financial impacts.

Port Response: We don't receive earmarks anymore, but we do get grants.

The CSC reached consensus to keep Tug Boats and Marine Exhaust measures in the red category.

In the chat, the CSC asked for a formal vote (instead of a general consensus) for moving the Trains and Other Rail Equipment Operating in the Community to the green category. The roll call vote was tied 14-14. In the absence of 50%+1 vote, the measure remained in the red category (not included in the CERP at this time).

District Response: For the remaining measures, the Air District can develop language that would be included in the CERP for the CSC to review and discuss at the next meeting.

Present Initial Draft CERP Document/Language

Jessica Olsen, Program Manager, District

Jessica presented the draft CERP to the CSC. Presentation highlights included:

- The draft CERP is posted on the Stockton AB 617 community webpage
- District specifically encourages feedback on section 4
- Budget has not yet been discussed
- To provide feedback, email or call the District or provide comments in the PDF document
- Please provide the feedback by Feb.14

Wrap Up/Next Steps

Erica Manuel, Facilitator & CEO, ILG

Erica thanked the CSC for their work and reminded them to review the draft CERP by Feb. 14.

Reminders

The next CSC meeting is Feb. 16 on Zoom. All the presentations, meetings highlights, transcripts and the Zoom meeting recording will be posted online.

**Refer to meeting audio to review the full details and comments from the meeting.*

Public Comment

No public comment.