



ALBUQUERQUE-BERNALILLO COUNTY AIR QUALITY CONTROL BOARD



Chair, Kelsey Curran, CIH, City
Jens Deichmann, PhD, County
Augustine Grace, PE, City
Dona Upson, MD, City

Vice Chair, Ms. Jane Cudney-Black, City
Robert Goldstein, MD, County
Ms. Deborah L. Stover, County
Non-voting members: BCPC Liaison-Lenton Malry, PhD; COA/EPC
Liaison-vacant; Secretary to the Board-Ms. Margaret Nieto, COA/AQP

Date: October 22, 2014 (Wednesday)
Time: 5:30 p.m.

Location:
City Council Committee Room
9th Floor, Room #9081
Albuquerque-Bernalillo County
Govt.Ctr.
One Civic Plaza NW
Albuquerque, NM 87102

General inquires regarding this agenda may be directed to Andrew Daffern (505) 768-2601 (adaffern@cabq.gov).

For documents related to each agenda item, please go to <http://www.cabq.gov/airquality/air-quality-control-board/events/october-22-2014-air-quality-control-board-meeting/>

Draft Meeting/Hearing Agenda

CALL TO ORDER

Item #1 Approval of Agenda (Chair)

PUBLIC COMMENT

ACTION ITEMS

Item #2

- Smith's Food and Drug Centers, Inc.'s Motion for Summary Judgment in the Matter of AQCB Petition No. 2014-3, Petition for a Hearing on the Merits Regarding Air Quality Permit No. 3136 Issued to Smith's Food and Drug Centers, Inc. (4th Street). Petitioners: Arthur Gradi, Ruth A. McGonagil, Jerri Paul-Seaborn, Bernice Ledden, Susan Kelly, Americo Chavez, Pat Toledo as individuals; Respondents: for City of Albuquerque, Carol Parker, Assistant City Attorney and Danny Nevarez, Air Quality Program, Deputy Director, Environmental Health Department; Permittees: Frank Salazar, Timothy Adler, Sutin Law Firm on behalf of Smith's Food and Drug Centers, Inc.
- City of Albuquerque's Motion for Summary Judgment in the Matter of AQCB Petition No. 2014-3, Petition for a Hearing on the Merits Regarding Air Quality Permit No. 3136 Issued to Smith's Food and Drug Centers, Inc. (4th Street). Petitioners: Arthur Gradi, Ruth A. McGonagil, Jerri Paul-Seaborn, Bernice Ledden, Susan Kelly, Americo Chavez, Pat Toledo as individuals; Respondents: for City of Albuquerque, Carol Parker, Assistant City Attorney and Danny Nevarez, Air Quality Program, Deputy Director, Environmental Health Department; Permittees: Frank Salazar, Timothy Adler, Sutin Law Firm on behalf of Smith's Food and Drug Centers, Inc.

Item #3 Smith's Food and Drug, Inc.'s Motion to Dismiss Petitioner Pat Toledo for Lack of Standing in the Matter of AQCB Petition No. 2014-3, Petition for a Hearing on the Merits Regarding Air Quality Permit No. 3136 Issued to Smith's Food and Drug Centers, Inc. (4th Street). Petitioners: Arthur Gradi, Ruth A. McGonagil, Jerri Paul-Seaborn, Bernice Ledden, Susan Kelly, Americo Chavez, Pat Toledo as individuals; Respondents: for City of Albuquerque, Carol Parker, Assistant City Attorney and Danny Nevarez, Air Quality Program, Deputy Director, Environmental Health Department; Permittees: Frank Salazar, Timothy Adler, Sutin Law Firm on behalf of Smith's Food and Drug Centers, Inc.

OTHER BUSINESS

ADJOURNMENT

NEXT SCHEDULED BOARD MEETING AND/OR HEARING: November 12-13, 2014

Members of the public who wish to address the Board, may do so by signing up with the Board Clerk and indicating either the agenda item they intend to address, or whether they wish to make a general public comment. Sign up must occur prior to the Board's consideration of each item. Each person will be given up to two minutes to speak.

Notice to persons with disabilities: If you have a disability and require special assistance to participate in this process, please call 311 (Voice) and special assistance will be made available to you to receive any public meeting documents, including agendas and minutes. TTY users may request special assistance by calling 1-800-659-8331.