



# 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  
Mr. Dennis Armijo Sr., City  
Ms. Judy Calman, County  
Dr. Elis Eberlein, City  
Dr. Joseph Galewsky, City  
Dr. Johnnye Lewis, County

**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

## Revised Regular Monthly Public Meeting Agenda

<b>Date:</b> Sept. 13 2023 (Wednesday) <b>Time:</b> 5:30 p.m. to 8 p.m.	<b>Location:</b> Basement Hearing Room Plaza del Sol Building 600 Second Street NW Albuquerque, NM 87102 and on Zoom (see below)
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/september-13-2023-air-quality-control-board-meeting">https://www.cabq.gov/airquality/air-quality-control-board/events/september-13-2023-air-quality-control-board-meeting</a>	

The September 13, 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/89615148974>

Meeting ID: 896 1514 8974

Passcode: 516137

The video recording of this meeting of the Air Quality Control Board will be available after the meeting online 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 per person, 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. If you sign up to give comment on a specific agenda item, please state the item you are giving comment on.

Parties to the current rulemaking before the Board (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) will have the opportunity to speak on agenda item 5.f, g and h and should hold their comments until the relevant agenda item. Members of the public may only speak on agenda item 5.f, g and h during the two public comment opportunities.

## **1. CALL TO ORDER**

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

- a. Approval of the September 13, 2023 Meeting Agenda
- b. Approval of the August 9, 2023 Meeting Minutes

## **3. AIR PROGRAM REPORT**

- Discussion of the Air Quality Program's September Report.
- Update from EHD on Regional Emergency Response System Development
- Dropbox Docket for AQCB No. 2022-03

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

Comments will be limited to 5 minutes or less per person, 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 changing hearing date from November 13-15 to November 13-16 in [Docket Entry 4. Order Granting Hearing and Pre-Hearing Order](#), AQCB No. 2023-01 in the Matter of the Petition to Amend Existing Rule 20.11.104 NMAC, New Motor Vehicle Emission Standards (Board)
- b. Presentation: Environmental Modeling, Microplastics and Disaster Response Resources (Board and UNM Students)
- c. Report from Board Leadership on Pueblo of Isleta Meeting, Discussion and Possible Action on [draft letter from the Board to EHD](#) formally requesting information on the August 6, 2023 Atkore fire and requesting regulation development (Board)
- d. Discussion and Possible Action on [resignation of hearing officer](#), and hiring replacement hearing officer [AQCB Petition No. 2022-03 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)

- e. Discussion and Possible Action on delegating authority to Board leadership to finalize hiring of replacement hearing officer, AQCB Petition No. 2022-03 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. Discussion and Possible Action on delegating authority to hearing officer [AQCB Petition No. 2022-03 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)
- g. Discussion and Possible Action on [117. Joint Motion to Extend Hearing Date](#) AQCB Petition No. 2022-03, 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 and Parties)
- h. Discussion and Possible action on [123. Entry of Appearance for the Pueblo of Isleta and Motion to Participate in the Pre-hearing Negotiation Process](#) AQCB Petition No. 2022-03, 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 and Parties)
- i. Discussion and Potential Action on Pro-Se Party Participation, [Letter from Elaine Cimino regarding HEEI hearings and pre-hearing meetings](#), AQCB Petition No. 2022-03 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 and Parties)
- j. Reports from Committees (Board)
- k. Discussion of Possible Future Agenda Items (Board)

## 6. SECOND PUBLIC COMMENT OPPORTUNITY

Comments will be limited to 5 minutes or less per person, 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 Regular Board Meeting:** October 11, 2023

**NOTICE TO PERSONS WITH DISABILITIES OR SPECIAL NEEDS:** The 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/september-13-2023-air-quality-control-board-meeting> and use the Translate Our Site feature at the top of the page, or contact the 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 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 Air Quality Control Board does 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 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/september-13-2023-air-quality-control-board-meeting%20y> 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 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 Junta de Control de Calidad del Aire no discrimina 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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