

AAC-Lining Litigation
Data Collection on Air Quality Permitting
Meeting Minutes

Date: August 2, 2005

Time: 9:30 AM

Place: Imperial Irrigation District Offices – Imperial, California

Attendees: Kim Maloney, Jason Associates Corporation
Ron Curiel, Reclamation-YAO
Kirk Dimmit, IIDAAC-Lining Program manager
James Green, Reclamation-LC

Ron Curiel and I visited with Mr. Dimmit to discuss how IID planned to address compliance with air quality regulations. James Green joined us later in the meeting and provided some example of EIS and EIRs that have been conducted for other actions in the project vicinity.

PM10 Regulatory Issues

Mr. Dimmit stated that they intended to implement the same measures and processes used for the Coachella Canal lining project. A portion of this project is within the South Coast Air Quality management District and the requirements are more stringent than those in Imperial Valley.

I reiterated my concern in regards to the plan to document a commitment to apply another districts (South Coast) requirements for PM10 management in the Imperial Valley. If the project proponents choose to apply dust Control Measures above and beyond those required by Imperial County Air Pollution Control Board (ICAPD) then that is all good; however, their documented commitment should be to comply with the rules and regulations applicable to the project area. Documenting the intent to comply with a higher or stringent manner could lead to a precedent setting for other future projects, not only by Reclamation and IID, but other governmental and private entities.

Mr. Dimmit said, this was a very valid point and they would be sure the construction contract reflected this point.

Stationary Sources

We next addressed the question of batch plants for mixing concrete at the project location. I asked Mr. Dimmit if the Air Board would consider the batch plants stationary sources and he said, “Yes”, they did on the Coachella Project. He indicated the batch plants required a New Point Source (NPS) permit and that the construction contractor would be required to obtain these permits.

About this time James Green joined us, and we reiterated our discussion regarding the Pm10 issue and he agreed the point was well taken.

Mr. Green asked who would be responsible for preparing any Air quality management plans or applying for the permits.

Mr. Dimmit indicated that the construction contractor would have this burden as part of their responsibility as the operator and that IID would oversee compliance with permits and plans through their construction manager.

Miscellaneous

Mr. Green provided the example documents and indicated that the write-ups for air quality were similar to what he thought Bruce Ellis would need for the “Hard look” document. He also requested that we briefly review the Cumulative and Socioeconomic analysis sections and provide copies of those areas to him and Bruce for use potential use in the Hard look document.

The meeting closed out and we returned to Yuma.