



Notice of Meeting and Agenda

September 20-22, 2023

Colorado Department of Public Health & Environment
4300 Cherry Creek Drive South, Building B, Crayton/Rodriguez Rooms
Denver, Colorado

ZOOM REGISTRATION AND PUBLIC COMMENT SIGN UP: [September 20-22, 2023 Meeting](#)

Sign up for oral public comment will close on September 13, 2023

Information for Public Comment and Participation can be found at:

Hot Topics: <https://cdphe.colorado.gov/aqcc>

Public Participation and Hearing Guidance: <https://cdphe.colorado.gov/aqcc-public-participation-and-hearing-guidance>

The public is encouraged to provide written public comments on any air quality related item of your choosing to the Commission's email address at: cdphe.aqcc-comments@state.co.us

Or written public comments can be provided on the rulemaking to address reducing greenhouse gas emissions for the industrial and manufacturing sector (Regulation Number 27) at: <https://cdphe.commentinput.com/?id=B9SDPYakJ>

This meeting of the Air Quality Control Commission will be held in a hybrid fashion both in-person and via Zoom. Parties to rulemaking hearings are encouraged to participate in-person. **Note that the public comment session on September 20 will be held online-only with no in person public comment.** This meeting will be recorded.

Commission meetings start promptly at 9:00 a.m., unless otherwise specified. The Commission usually works through each agenda item in order. The Commission may estimate the time each agenda item might start during each meeting and may list the estimated time on the agenda. Times are identified as a courtesy to Commissioners and the public. However, the Commission may hear an agenda item out of order or at a time other than the time listed on the agenda if that is necessary for the efficient management of the Commission's business, at the discretion of the Chair. If you have any questions about the agenda, please contact the Commission office. All documents associated with this meeting can be found on the Commission website at: <https://cdphe.colorado.gov/aqcc>

September 20 | 2:00 p.m. (Virtual via Zoom)

2:00 **Call to Order:** Determination of a Quorum

CONSENT AGENDA

The Commission will vote on Agenda Item 1 as part of the Consent Agenda. Adoption of the Consent Agenda allows the Commission to consolidate voting on agenda items that do not need to be discussed individually and which presentation of additional information is not required or necessary.

APPROVAL OF MINUTES

- 2:05 **1. August 15-18, 2023 Meeting Minutes**
Review and approval of the August 15-18, 2023 meeting minutes of the Commission.

REGULAR AGENDA

2:15 PUBLIC HEARINGS

- 2. Regulation Number 9: US National Park Service**
To consider the US National Park Service's significant user prescribed fire planning renewal document.
- 3. Regulation Number 9: US-DOD Fort Carson**
To consider the US-DOD Fort Carson's significant user prescribed fire planning renewal document.

REQUEST RULEMAKING HEARING (DECEMBER 12-15, 2023)

- 4. 2008/2015 Ozone State Implementation Plan and Associated Regulations**
The Division will request that the Commission set a hearing for revisions addressing the Clean Air Act (CAA) Ozone Nonattainment requirements for the 2008 and/or 2015 Ozone National Ambient Air Quality Standards (NAAQS). This would include proposed elements to Colorado's State Implementation Plan (SIP) and may include revisions to associated regulations including Regulation Number 3, Regulation Number 7, Regulation Number 21, Regulation Number 25, Regulation Number 26, and Air Quality Standards, Designations and Emission Budgets.
- 5. Regulation Number 29**
The Division will request that the Commission set a hearing to consider establishing a new Regulation Number 29 to consider use restrictions for lawn and garden equipment within the Denver Metro North Front Range ozone nonattainment area.

BRIEFINGS, DISCUSSIONS AND REPORTS

- 6. Commissioner Informational Items**
Commissioners are invited to discuss activities that they have participated in over the past month and any issues relevant to Commission business.
- 7. Division Director's Report - Michael Ogletree**
- Review monthly activities report
- 8. Attorney General's Report - Robyn Wille**
- Update on legal issues and recent court actions

9. **Administrator's Report - Jojo La**
- Review draft October meeting agenda
 - Review of meeting action items

4:00 BREAK

4:30 **Call to Order:** Determination of a Quorum

4:35 RULEMAKING HEARING (THIS FORMALLY BEGINS THE HEARING PROCESS)

10. Public Comment Session

At this time, the public is invited to provide oral public comment on **the rulemaking hearing and on any air pollution issue of their choosing, whether it is on the agenda or not.** The Commission may not take action on issues discussed during this general public comment period; such matters may be scheduled for further discussion or action at a later date. Public comment will also be accepted during this time on Regulation Number 27 to address reducing greenhouse gas emissions for the industrial and manufacturing sector. Spoken comments provided during this time and written comments submitted in advance will be incorporated into the rulemaking record. **The public comment session may end early if all commenters that are registered and in attendance before 6:30 have had an opportunity to speak prior to 7:30.**

Adjourn

September 21 | 9:00 a.m. (Hybrid - In Person & Virtual via Zoom)

9:00 **Call to Order:** Determination of a Quorum

9:05 CONTINUATION OF RULEMAKING HEARING

Regulation Number 27: To address reducing greenhouse gas emissions for the industrial and manufacturing sector.

Adjourn

September 22 | 8:30 a.m. (Hybrid - In Person & Virtual via Zoom)

8:30 **Call to Order:** Determination of a Quorum

8:35 CONTINUATION OF RULEMAKING HEARING

Regulation Number 27: To address reducing greenhouse gas emissions for the industrial and manufacturing sector.

Adjourn

ANNOUNCEMENTS

Next Executive Committee Meeting: September 28, 2023 at 9:00 a.m.

This meeting will be held remotely via a conference call only. If members of the public would like to listen in on the call, please contact the Commission Office via email at cdphe.agcc-comments@state.co.us at least 24 hours in advance of the meeting. Please note that public comment is not accepted at executive committee meetings.