

NYSRC/DEC Conference Call Meeting Notes
February 22, 2018

Attendees:

- Mike Sheehan, John Barnes, Bob Bielawa (DEC)
- Roger Clayton (NYSRC)
- Cathy Waxman, (National Grid)
- James Sweeney (NYISO)
- John Marabella (USNYPP)
- Peter Carney (NYISO)
- Radmila Miletich (IPPNY)
- Chris Wentlent (Constellation)
- Bill Slade
- Vijay Puran (DPS)

1. RGGI review
 - New York stakeholder meeting held on February 13th. Discussed NY-specific changes to modelling, inclusion of peaking units under RGGI, handling of sources firing 100 percent biomass.
 - DEC assessing requirements for a rulemaking. No timetable established at this time.
 - New Jersey legislature to consider legislation next week to lock the state into RGGI.
 - Virginia released a proposed rule to allow the state to join RGGI. RGGI agency heads discussing how to fold NJ and VA into RGGI.
2. EPA Clean Power Plan
 - Under the repeal, New York is working with other states to develop comments (due late-April) through the Georgetown Climate Center. In addition, staff is reviewing the Advance Notice of Proposed Rulemaking for the CPP replacement.
 - DEC may submit a comment letter in opposition of repealing the CPP.
3. NYS Clean Energy Standard
 - It may take 8-10 years to permit offshore wind. Governor Cuomo's goal is 2400 MW of offshore wind by 2030. Will the potential for off-shore wind be factored into the 2018 RNA. Answer, probably not.
4. EPA Cross State Air Pollution Rule (CSAPR)
 - EPA distributed allowances for the NO_x and SO₂ annual CSAPR programs to generators and NYSEERDA in January.
 - Parts 243-245 are currently with the Governor's office and still not publicly available.
5. EPA Proposed Methane regulations
 - A stakeholder meeting is planned for mid- to late-April 2018, DEC will provide an update when the date is finalized.
6. NYSRC Min Oil Burn Rules (LOGMOB)
 - Nothing new to report.
7. Indian Point update
 - CPV beginning commercial testing using oil. FERC allowed construction to commence on the natural gas pipeline.
8. REV update

- NYISO has developed a DER roadmap.
 - In process with pilot programs
- A petition filed with DPS requesting a new proceeding under REV to expand the use of electric vehicles (see attached).

9. Peaker turbine air quality

- DEC and NYISO continue to meet to discuss impacts of a peaking unit regulation.

10. 2018 RNA

- Process kicked off on 2/22 at the ESPWG/TPAS meeting at NYISO.

11. Regulatory update

- National Ambient Air Quality Standards (NAAQS)
 - 2010 Sulfur Dioxide (SO₂) NAAQS
 1. EPA has designated the entire state as “unclassifiable/attainment” for the 2010 SO₂ NAAQS except for Monroe county which has been designated as “unclassifiable” and Cayuga, Seneca, St. Lawrence and Tompkins counties which will be designated by December 31, 2020 based on air quality monitoring data. See <https://www.epa.gov/sulfur-dioxide-designations/epa-completes-third-round-sulfur-dioxide-designations> for more information.
 - 2010 Nitrogen Dioxide (NO₂) NAAQS
 1. Nothing to report
 - 2008 Ozone NAAQS
 1. On November 10, 2017, DEC submitted an attainment demonstration and a Reasonably Available Control Technology (RACT) demonstration for the New York City metropolitan area for the 2008 ozone standard. Both submittals can be found at <http://www.dec.ny.gov/chemical/8403.html> . The attainment demonstration included a request to have the area re-classified from “moderate” to “serious” nonattainment. This re-classification request, if approved, would change the compliance deadline to July 20, 2021 from July 20, 2018. EPA plans to complete its review of DEC submittals this year.
 - 2015 Ozone NAAQS
 1. In 2017, EPA designated all counties “attainment/unclassifiable” with the exception of Suffolk, Nassau, Richmond, Kings, Queens, New York, Bronx, Westchester, Rockland, Orange, Putnam, Dutchess and Ulster.
 2. On December 22, 2017, EPA announced the “anticipated” nonattainment area designations for the 2015 ozone standards. For New York, the anticipated nonattainment area for the 2015 ozone standard includes Suffolk, Nassau, Richmond, Kings, Queens, New York, Bronx, Westchester and Rockland counties (these are the same counties that are designated nonattainment for the 2008 ozone standard). Final action expected by April 30, 2018.
- EPA Mercury & Air Toxics (MATS)

- No new update
- RICE Maximum Achievable Control Technology (MACT)
 - No new update
- Distributed Generation Rule (DG)
 - Reworking the regulation.
 - A stakeholder meeting was held on March 12, 2018.

12. Next Meeting

- April 19, 2018 via conference call