

**ENVIRONMENTAL ADVISORY  
COUNCIL – May 18, 2005  
@ 3:00-5:15 P.M., Room 003  
County Office Building  
DRAFT MINUTES**



**James E. Slater, Jr.  
Environmental Compliance Officer  
225 N. Center Street  
Westminster MD 21157-5194  
410.386.2756**

**Members Present:** Kevin Dayhoff, Chair  
Bob Foor-Hogue  
Robyn Gildea  
Jim Johnson  
David Pyatt

**Members Absent:** Henry Heine  
Karen Merkle  
Brian Rhoten

**Lehigh Cement:** Shane Alesi, Vice President, Lehigh HTC  
Wally Brown, Environmental Engineer  
James Eyler, Mill Foreman  
Mike Fox, Plant Administrator  
Peter Lukas, Plant Manager  
Tim Matz, Corporate Environmental Manager  
Edward L. Morton, Alternative Fuels Manager

**MDE:** Ralph Hall, Chief, Industrial Compliance Div., Air & Radiation  
Karen Irons, Permits Environmental Administrator, Air Quality Program  
Nolan Penney, Air Toxics Section Head

**County Government:** Tim Feeser, Commissioners' Office  
Neil Ridgely, Zoning Administrator  
James E. Slater, Jr., Environmental Compliance Officer  
Dorothy K. Smith, Secretary to EAC

**Other Attendees:** Ramona Buck, Maryland Mediation and Conflict Resolution Office  
Vince Campanella, Campanella & Associates  
Ellen Cutsail, Union Bridge Town Council  
Sher Horosko, CarrollAir  
Carrie Knauer, Carroll County Times  
Tom Maestri, Synagro  
Frank Maxwell, Resident  
Sam Pierce, Resident  
Kevin Shaughness, CarrollAir  
Judith M. Smith, Concerned Citizen  
John Sipes, Resident  
Lynne Spector, Project Manager/Project Engineer, Zephyr Environmental  
Billie White, Resident  
Helen Wolfe, Resident

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Mr. Dayhoff opened the meeting at 3:05 p.m. by introducing Ramona Buck, who is with the State of Maryland Mediation and Conflict Resolution Office (MACRO). That Office is a part

of the judicial system and is responsible for helping to resolve issues around the State of Maryland. Judge Bell is head of that Office.

The meeting proceeded without benefit of having a quorum, however, Mr. Foor-Hogue notified the secretary of his intention of coming a little late to the meeting and his presence would constitute a quorum.

Mr. Dayhoff reiterated again that the EAC is an unbiased body assigned the task of facilitating and disseminating information in order to make recommendations to the Board of Carroll County Commissioners. Mr. Slater also reminded everyone that the Federal and State governments regulate air quality and that our Commissioners do not have authority over the Federal/State regulations; however, bio-solids are a Carroll County Zoning issue. Mr. Dayhoff also reported that the old Environmental Affairs Advisory Board was different from the EAC because they had LIMITED decision-making capacity; the EAC does not. The EAC will pass the information resulting from the meetings to the Commissioners and make recommendations to them.

Mr. Dayhoff introduced Sher Horosko to do a presentation on air quality. Ms. Horosko has been involved with CarrollAir, a newly formed group of about 5 concerned residents. Ms. Horosko indicated CarrollAir has had extensive communication with Lehigh and is trying to be very fair. CarrollAir recognizes that Lehigh has met the requirements of MDE's Consent Decree, has exceeded some of the requirements, and has been very accommodating in providing information. Carroll Air's knowledge and relationship with Lehigh is increasing. MDE and EPA have also provided a lot of information. CarrollAir compliments the work being done by MDE and Lehigh. Ms. Horosko also stated that the spirit of the presentation is that CarrollAir feels there is a balance between the ability to provide an economic contribution to the County and clean air too. The presentation included information provided by the Environmental Protection Agency (EPA). The information is based upon numbers that Lehigh provided to EPA which was taken from Lehigh's stack test. These numbers do not necessarily reflect what may be coming out of the plant now because the plant has been renovated and expanded. Lehigh had stack tests done on Monday that showed improvement. Ms. Horosko did a presentation entitled "Toxic Release Inventory", as published by the EPA on U.S. industries' air pollutants. The report indicated Lehigh as being #35 on the list of companies for cancer risk in the U.S. Ms. Horosko will see to it that the EAC gets a copy of the presentation.

Ms. Gilden reported that the "Right to Know" Act requires companies to report emissions so that the residents can have open discussions on anything of interest to them.

Ms. Horosko presented that EPA has written a document giving examples on how TRI data is being used throughout the country. The document made them realize that they were on a right tract. Cement kiln dust is different from cement dust. Cement kiln dust is capable of posing a substantial present or potential health hazard to humans when improperly managed. This dust should be considered hazardous waste when improperly managed. Lehigh no longer has cement kiln dust because it is being recycled. However, there is some particulate dust that is being inhaled and this poses a health risk. Cement dust is composed of particulate matter. The American Lung Association is especially concerned about children's lungs because they have test results that indicate children breathe 2-3 times more of the polluted air than adults do from spending more time outside playing. Asthma has also increased significantly over the last decade. Ms. Gilden stated that the schools are an excellent source for documenting children with lung

problems, especially asthma. She believes school site locations should be considered carefully so they are not too close to what may be considered hazardous air. There are no regulations specific to children as it relates to air quality.

Q Ms. Gilden – Would like to know more about the background of some of the members of the CarrollAir.

A. Ms. Horosko – They are just people with varying interests from dust to air pollution. It is about residents focusing on air quality. They meet weekly and intend on looking at other issues. None of them are scientists or managers.

Q Mr. Pyatt – East Alco, in Frederick, has a higher score than Lehigh, listed as the 4<sup>th</sup> highest polluter in the U.S. Shouldn't the whole region be considered when looking at air quality?

A Ms. Horosko - The particulate matter is coming from Lehigh, not East Alco.

Q Mr. Wolfe – Does the EAC have any kind of liaison with the Carroll County Health Department?

A Ms. Gilden - No; however, the schools have good records on children's health. She will check into that.

C Mr. Hall – Lehigh has met all the deadlines and stack testing is to be done this week. Everything that is required has been done.

Q Mr. Sipes – What about washing trucks?

A Lehigh - The truck wash is scheduled for July 31<sup>st</sup>.

Q Ms. Judy Smith – Have you been running the heaters every day? Ms. Smith noticed it was noticeably more quiet.

A Mr. Lukas – No. They have had occasions to make some repairs on the equipment and some other scheduled shutdowns. The system was running 80% of the time.

Q Mr. Maxwell – When is the next biosolids test?

A MDE - It is not scheduled yet.

Ms. Buck reported that the Maryland Remediation and Conflict Resolution Office (MAGRO) is a government office. The Office consists of seven staff and has done a lot to promote conflict resolution throughout the State. They plan on meeting with Lehigh, Lopke, residents and CarrollAir. These meetings may result in a large meeting of representatives of all the groups which may be followed by additional meetings. Mr. Dayhoff recommended that Mr. Maxwell, Ms. Wolfe and Ms. Judy Smith be added to the meeting list.

Mr. Dayhoff suggested wrapping up the dust issue with the EAC and also stated that Mr. Maxwell's idea of setting up a monitoring system was a good one. Mr. Maxwell sent a letter to the State dated April 19, 2005 recommending that the State install at least two particulate matter monitoring systems for fugitive dust in Union Bridge; he also sent Mr. Slater of a copy of that letter. Mr. Slater has forwarded the request to the Chief of Staff for presentation to the Commissioners. This issue will be revisited to get a status report and put on the next agenda. The final report will be made public and will be posted on the website (when the website is finished being developed). The EAC recommendation will include what is, and what is not, actionable to the Board of Carroll County Commissioners.

- Q Ms. Gilden – Does the stormwater runoff go into Sams Creek?  
A Mr. Slater - All the documents were sent to Carroll County 1 ½ years ago. The plans had to be changed and most of the things were accomplished. The plans had to be changed to reflect comments from County staff. Lehigh must now submit revised plans for County approval.

Mr. Brown – A catch basin was installed to collect runoff which prevents sediment from going into Sams Creek. The pH has been between 7 and 8. A final design for stormwater control measures is in the making.

- Q Mr. Dayhoff – When should we re-visit the Consent Decree to get some effort action?  
A Mr. Hall – It might not be until a few months.

- Q Mr. Dayhoff – When we give a report to the Commissioners, in order to get a balanced report, can we get a 500 word summary from Lehigh, Sher Horosko and Frank Maxwell? The report should include that MDE is the regulatory agency and Lehigh is the stake holder in this.

- A Mr. Maxwell – Yes, he will do a summary; he believes it would be a good idea to include public comment.

- Q Ms. Gilden – What do the Commissioners expect from the EAC?

- A Mr. Slater – They are looking for a report that the public input was facilitated that includes recommendations for further action.

- Q Mr. Dayhoff – When would you like to see a report?

- A Mr. Slater – A status report needs to be given to the Commissioners first.

Mr. Feezer suggested that if a report is given to the Commissioners, it will prompt them into dialogue. The reporting requirements really need to get started.

Ms. Horosko sees this issue as an opportunity for the EAC to do something meaningful for the community, Lehigh and the EAC. She does not like the idea of writing a 500 word summary for the EAC. She would like the EAC to make some statements.

Mr. Dayhoff would like to hear from several folks because there are too many views on the dust issues and doesn't feel the EAC should take a position on the issue.

Ms. Judy Smith expressed her belief that the EAC is remaining neutral and feels they need to take a stand. She suggested a monitoring system be recommended.

Mr. Pyatt expressed concern about varying points of view, and as an advisory council, the EAC has to be sensitive to the air quality regulations. His concern is making recommendations the County Commissioners when air quality is regulated by the State and federal governments.

Mr. Dayhoff stated that making recommendations to the Commissioners will be easier for some of the other projects, i.e., bio-solids, because it falls under County zoning requirements, and therefore, the County has regulatory power.

C Mr. Shaughness – Stated he feels the EAC came together with good intentions and feels it is time to make recommendations to the Commissioners, and let them deal with it.

Q Mr. Shaughness – Does the EAC have a mission statement?

A Mr. Dayhoff – No, not yet. The EAC’s first meeting was in January and as of February, they have met with the Union Bridge residents, Lehigh, MDE and a few others to help resolve dust issue. They have not had time to develop their bylaws, which are now in draft form.

C Mr. Slater indicated that any report submitted to the Commissioners would include conclusion and recommendations.

After further discussion about the EAC’s role to the Commissioners and the fact that the dust problem has been discussed over the last 4 months (meetings), it was decided to call a special meeting of the EAC on Tuesday, May 31<sup>st</sup> at 7:00 p.m. in Room 003 of the County Office Building. Mr. Feeser will look into the possibility of the meeting being televised; Ms. Dorothy Smith will secure Room 003.

Mr. Dayhoff apologized to the representatives from Allentown for running over in the meeting and not having time for their presentation. They agreed to come again to the May 31<sup>st</sup> meeting to discuss biosolids.

Mr. Dayhoff asked for a motion to approve the minutes of April 20, 2005. Motion was made as follows:

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**MOTION NO. 8:** Motion was made by Robyn Gilden and seconded by Robert Foor-Hogue to approve the minutes of April 20, 2005. The motion was unanimously carried.

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**MOTION NO. 9:** Motion was made by Robert Foor-Hogue and seconded by Robyn Gilden to approve a special meeting of the EAC to be held on Tuesday, May 31, 2005 in Room 003 of the County Office Building. The motion was unanimously carried.

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**MOTION NO. 10:** Motion was made by Robyn Gilden and second by Robert Foor-Hogue to adjourn the meeting. The motion was unanimously carried.

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The next meeting will be held on Tuesday, May 31, 2005 at 7:00 p.m. in Room 003 of the County Office Building and it will be televised.