**Presiding Officer's Report for Rulemaking Hearing**

Art Glass Permanent Rulemaking 2016

Report date August 3, 2016

Hearing Location DEQ Headquarters

811 SW 6th Avenue, Portland Oregon

Meeting Room EQC-A

Date July 19, 2016

Time Convened 6 p.m., Closed 7:30 p.m.

Presiding Officer Joe Westersund, Project Manager, Art Glass Permanent Rulemaking

Seven people attended the hearing in person (not counting DEQ staff) and an unknown number listened remotely via phone or watched via webinar. Five people commented orally and two of those also submitted hard copy written comments at the hearing.

The Presiding Officer summarized procedures for the hearing including notification that DEQ was recording the hearing. The presiding officer asked people who wanted to present oral comments to complete a registration form.

DEQ Permit Writer George Davis summarized the content of the public notice for this rulemaking, as required by [Oregon Administrative Rule 137-001-0030](http://arcweb.sos.state.or.us/pages/rules/oars_100/oar_137/137_001.html). This summary took about 45 minutes and included staff responses to questions about the rulemaking.

The Presiding Officer then opened the floor for public comments. A summary of the oral comments is below.

| Name | Organization | Comment Topics | Submitted Hard Copy Comments |
| --- | --- | --- | --- |
| James Knox | Northstar Glassworks | Rule should apply to all CAGMs, not just ones producing 10 tons/year. Rules should apply statewide or nationwide. 99.0% baghouse capture efficiency standard should be changed to a grain loading standard. |  |
| Abe Fleishman | Northstar Glassworks | Rule should apply to all glass manufacturers using metal HAPs, not just ones producing 10 tons/year. Rules should apply statewide or nationwide. Source testing for the 99.0% baghouse capture efficiency standard would cost ~$350k and should be changed to a more cost-effective test that measures actual emissions, like a grain loading standard. 65 to 85% of cadmium used in a glass batch volatilizes and cadmium should be more regulated than in the temporary rule. |  |
| Greg Bourget | Portland Clean Air | DEQ should regulate diesel emissions, Bullseye glass, other glass manufacturers like Owens Brockaway Glass and General Glass. Regulations should be health-based. DEQ should be more responsive and transparent.  |  |
| Chris Mini | Tabby Glass | Existing definitions could unintentionally regulate glass artists who do kiln work or glassblowing. These facilities reheat pre-made glass and don’t emit metal HAPs. Need better definition of ‘melt’ and ‘furnace’, and to not use term ‘molten glass’. | Yes |
| Katharine Salzmann | Speaking as individual | Should regulate all heavy metals used by CAGMs. Health benchmarks should be more protective. There should be no uncontrolled emissions of any HAPs in Oregon. | Yes |

DEQ will categorize, summarize and respond to the written and oral comments provided during the hearing along with comments received through the DEQ web page or by email or in hard copy. The public comment period for this rulemaking closed on July 29, 2016. The summarized comments and DEQ’s responses will be part of the staff report submitted to the Environmental Quality Commission when they consider the proposed rules in September or October 2016.