

CALIFORNIA ENVIRONMENTAL POLICY COUNCIL

NOTICE OF PUBLIC HEARING

Air Resources Board
Viscon-Treated Diesel Fuel

Multimedia Evaluation

The Secretary of the California Environmental Protection Agency (Cal/EPA) will convene a public meeting of the California Environmental Policy Council (CEPC) at the time and place indicated below to consider the results of studies completed for the multimedia evaluation as required by the California Health and Safety Code section 43830.8, and other relevant information. The meeting will constitute the CEPC's consideration of the environmental evaluation of the use of Viscon-treated diesel fuel in California. The public hearing will commence as follows:

Monday, August 15, 2011 at 1:00 p.m. to 4:00 p.m.

2nd Floor – Byron Sher Auditorium
Joe Serna Jr. Cal/EPA Building
1001 "I" Street, Second Floor
Sacramento, California

PURPOSE OF HEARING

At the public meeting, the CEPC will consider the Air Resources Board (ARB) staff report, entitled *Multimedia Evaluation of Viscon-Treated Diesel Fuel*, pursuant to Health and Safety Code, and hear comments from interested parties. The Multimedia Working Group (MMWG) will provide a presentation to the CEPC and will summarize the findings in the staff report. Based on the report and public comments, the CEPC will determine whether or not the use of Viscon in motor vehicle diesel fuel will have a significant adverse impact. The public comments made in this public meeting should be focused on the recommendations contained in the staff report.

ISSUE

Can the CEPC determine following a multimedia evaluation of Viscon that the proposed diesel fuel additive will not have any significant adverse impact on public health or the environment?

BACKGROUND

The CEPC consists of the Secretary for Environmental Protection (Chair), the Chairman of the Air Resources Board, the Director of the Department of Pesticide Regulation, the Director of the Department of Toxic Substances Control, the Director of the Office of

Environmental Health Hazard Assessment, the Chairman of the State Water Resources Control Board and the Director of the Department of Resources, Recycling and Recovery.

The CEPC was originally established by the Environmental Protection Permit Reform Act of 1993 to designate a consolidated permit agency for applicants for environmental permits from multiple environmental agencies. In 1999, the CEPC's functions were expanded to review multimedia environmental evaluations of new motor vehicle fuels. ARB may not adopt any regulation that establishes a motor vehicle fuel specification unless a multimedia evaluation conducted by affected agencies and coordinated by the ARB is reviewed by the CEPC. For more information on the CEPC go to:

<http://calepa.ca.gov/CEPC/>

PROPOSED ACTION

Health and Safety Code section 43830.8 requires that a multimedia evaluation and peer review be conducted when the ARB establishes a specification for a motor vehicle fuel. Viscon California, LLC (Viscon) has requested that the ARB verify Viscon's fuel additive, Viscon, as a diesel emission control strategy pursuant to Title 13, California Code of Regulations, section 2700, et seq. In accordance with the requirements of Health and Safety Code section 43830.8, Cal/EPA formed the interagency MMWG to oversee fuels multimedia evaluations. The MMWG includes representatives from the ARB, State Water Resources Control Board (SWRCB), Office of Environmental Health Hazard Assessment (OEHHA), and Department of Toxic Substances Control (DTSC). The multimedia evaluation of Viscon-treated diesel includes an assessment of potential impacts on air, water, and soil that may result from the production, use, and disposal of fuel treated with the Viscon additive. In the evaluation, ARB staff was responsible for the air quality impact assessment and the overall coordination of the evaluation with the MMWG. SWRCB staff was responsible for the evaluation of surface water and groundwater quality and potential impacts. OEHHA staff was responsible for evaluating potential public health impacts. DTSC staff was responsible for evaluating potential hazardous waste and soil impacts.

SUBMITTAL OF COMMENTS TO CEPC

The CEPC will receive public comments on whether the proposed diesel fuel additive will have any significant adverse impact on public health or the environment. Written comments directed to the CEPC should be sent by U.S. mail or by email. All written comments **must be received by noon on August 8, 2011**. Please include in the subject line of any written communication or e-mail: **COMMENTS FOR AUGUST 15, 2011 CEPC HEARING**. Please submit written comments to the address below:

Secretary Linda S. Adams, Chair
Environmental Policy Council
1001 I Street, P.O. Box 2815
Sacramento, California 95812

Email: cepc@calepa.ca.gov

The CEPC will hold a public hearing on August 15, 2011, at which time any person may present statements or comments orally. Powerpoint presentations or written summaries of oral comments will be accepted at the hearing. Representatives from Cal/EPA will preside at the hearing. Persons who would like to speak at the public hearing are requested to fill out a speaker's card, available at the back of the hearing room, before the hearing.

A copy of the report will be available on the CEPC's website at: <http://www.calepa.ca.gov/CEPC/>. The public may view comments submitted to the CEPC at: <http://www.calepa.ca.gov/CEPC/>.

Please note: Any comments submitted to CEPC will be for the purposes of informing CEPC's determination of whether ARB's proposed diesel fuel additive will have any significant adverse impact on public health or the environment.

PARKING ACCESSIBILITY AND SECURITY

A map to the Joe Serna Jr. Cal-EPA Building and parking information are available at <http://www.calepa.ca.gov/EPABldg/location.htm>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required to the security level so please allow up to 15 minutes for this process.

The Joe Serna Jr. Cal-EPA Building is accessible to people with disabilities. Individuals who require special accommodations at the Joe Serna Jr. Cal-EPA Building are requested to contact Ms. Roberta Potter at (916) 322-7315 or rpotter@calepa.ca.gov.

QUESTIONS

If you have any questions regarding the public meeting or need special arrangements please contact Ms. Roberta Potter at (916) 322-7315 or rpotter@calepa.ca.gov.