

Public Hearing on Proposed Revisions to the Minnesota  
Regional Haze Taconite Federal Implementation Plan  
(FIP) for U.S. Steel's Minntac Facility

Docket No. EPA-R05-OAR-2010-0037

Moderated by Jacob Strickler

Wednesday, October 14, 2020

10:00 a.m.

Environmental Protection Agency (EPA)

1200 Pennsylvania Avenue Northwest

Washington, D.C. 20460

(202) 564-2090

Reported by: Irene Gray

JOB No.: 4287336

1 A P P E A R A N C E S

2 List of Attendees (by videoconference):

3 Jacob Strickler, EPA Conflict Resolution Specialist

4 Doug Aburano, EPA Region 5

5 Kathleen D'Agostino, EPA Region 5

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1 P R O C E E D I N G S

2 MR. STRICKLER: Hello, and welcome. My  
3 name is Jake Strickler. I'm Conflict Resolution  
4 Specialist at EPA's Conflict Prevention and Resolution  
5 Center in Washington, D.C.

6 This is the public hearing for the U.S.  
7 Environmental Protection Agency's proposed rule,  
8 formally titled Revision to Taconite Federal  
9 Implementation Plan.

10 Because of the current CDC  
11 recommendations as well as state and local orders for  
12 social distancing to limit the spread of COVID-19, we  
13 are holding this hearing virtually. I would like to  
14 thank everyone participating today for helping to make  
15 this new approach work for everyone.

16 Joining me, again virtually, to hear  
17 your comments are Doug Aburano and Kathleen D'Agostino  
18 from the Attainment Planning and Maintenance Section  
19 in the EPA Region 5 Air and Radiation Division in  
20 Chicago, Illinois. As the EPA panel, Doug and  
21 Kathleen may ask clarifying questions after each  
22 presentation, but since this is a public hearing, they

1 will not respond to questions from presenters. We are  
2 recording this hearing, and a court reporter will be  
3 transcribing your comments for the official record.  
4 The proposed rule was published in the Federal  
5 Register on February 4th, 2020.

6 I will now provide some background  
7 information. On February 6th, 2013, EPA promulgated a  
8 federal implementation plan that included best  
9 available retrofit technology limits for certain  
10 taconite furnaces in Minnesota and Michigan. On  
11 February 4th of 2020, EPA proposed to revise the 2013  
12 Taconite Federal Implementation Plan with respect to  
13 the nitrogen oxides best available retrofit technology  
14 emission limitations and compliance schedules for the  
15 United States Steel Corporation's Minntac taconite  
16 facility located in Mount Iron, Minnesota.  
17 Specifically, EPA proposed that an aggregate emission  
18 limit of 1.6 pounds of nitrogen oxides per million  
19 British Thermal Units, based on a 30-day rolling  
20 average, averaged across Minntac's five production  
21 lines, represents the nitrogen oxides best available  
22 retrofit technology for the Minntac facility. An

1 explanation of the Clean Air Act requirements, a  
2 detailed analysis of how these requirements apply to  
3 Minntac, and EPA's basis for proposing the revised  
4 limit and compliance schedule were provided in the  
5 notice of proposed rulemaking.

6 The original public comment period for  
7 this proposed rule ended on March 5th of 2020. One  
8 commenter stated that EPA did not provide information  
9 regarding a public hearing and did not ask the public  
10 if they were interested in a public hearing in  
11 accordance with Clean Air Act Section 307(d)(5). The  
12 commenter also stated that EPA did not demonstrate  
13 that the Agency consulted with Federal Land Managers  
14 regarding the proposed Federal Implementation Plan  
15 revision.

16 To address these comments, EPA is  
17 holding this virtual public hearing and reopening the  
18 comment period consistent with Clean Air Act Section  
19 307(d)(5). Further, EPA, has engaged with the Federal  
20 Land Managers on the proposed revision to the taconite  
21 Federal Implementation Plan for Minntac. The Federal  
22 Land Managers have indicated that they have no

1 comments on the proposed Federal Implementation Plan  
2 revision.

3 Feedback provided during this hearing  
4 as well as written comments provided in the response  
5 to the proposal will inform the final rulemaking. All  
6 comments on the proposed rule, whether provided at  
7 today's hearing or in writing, will receive equal  
8 consideration by the EPA. The notice of public  
9 hearing, as published on September 29th, 2020 in the  
10 Federal Register, provides details of where to submit  
11 written comments. The comment period closes on  
12 November 13th, 2020.

13 Now, let me go over how we will conduct  
14 this meeting. We are conducting this hearing in  
15 accordance with Section 307(d)(5) of the Clean Air  
16 Act, which requires EPA to provide interested persons  
17 an opportunity for oral presentation in addition to  
18 written submissions.

19 I will be serving as the presiding  
20 officer of today's hearing. I will be conducting the  
21 hearing informally, and formal rules of evidence will  
22 not apply. If appropriate, I may strike comments from

1 the record that are irrelevant or needlessly  
2 repetitious. And I will apply reasonable limits on  
3 the duration of the statement of any witness.

4 Each presenter will have five minutes  
5 to provide their oral presentation. We will be  
6 monitoring each presenter's time. I will state one  
7 minute when each presenter has one minute left. If a  
8 presenter's five minutes is finished, I will state  
9 that their allotted time has been reached. And we ask  
10 that presenters end at five minutes or before. But we  
11 should have plenty of time for presentations.

12 I will call on you one by one for your  
13 presentation. Immediately before you speak, you will  
14 need to unmute yourself by pressing star six (\*6) so  
15 that you will be able to give your statement. You may  
16 also need to unmute yourself on your cell phone.

17 We did not have any pre-registered  
18 presenters, so we will open up the line in just a  
19 minute. We will be able to accommodate anyone who  
20 wants to give a presentation.

21 As a reminder, we will need speakers to  
22 state their full name and affiliation prior to making

1 a statement. Please state them slowly so that they  
2 can be transcribed.

3 When each presenter has finished their  
4 presentation, the EPA staff will have an opportunity  
5 to ask questions related to the oral presentation.  
6 However, we will not respond to questions. Thank you.

7 So at this time, I want to see if there  
8 is anyone who would like to make a statement. Again,  
9 you can press star six (\*6) to unmute yourself if you  
10 would like to speak.

11 MR. ABURANO: Maybe give us a second or  
12 two to unmute all the lines here. So there are two  
13 potential mute issues. One, we have to unmute you on  
14 this end. And also, if you have mute button on your  
15 phone, that can also mute you. So you may be unmuted  
16 on this side, but you may also need to unmute  
17 yourself.

18 MR. STRICKLER: Thank you, Doug.

19 MR. ABURANO: So give us a second here.  
20 We'll let you know when all of the lines are unmuted  
21 and you can speak. So if you just give us a second  
22 here. It looks like I've been given instructions that



1 anyone that would like to speak will have to hit star  
2 six (\*6). So I guess we have the ability to mute on  
3 this end, but we do not have the ability to unmute.  
4 So if you would like to speak, please hit star six  
5 (\*6) and you may also need to unmute on your phone if  
6 you have a mute button. So at this time, I think  
7 we'll leave it open for a couple of minutes to let  
8 people unmute themselves. And if anyone would like to  
9 present any comments or opinions who has not  
10 pre-registered, to do so. Now is the opportunity to  
11 do that. So after a few minutes, if we don't hear  
12 from anyone, what we'll do is we'll start a 15 minute  
13 countdown to end this public hearing if we have no one  
14 wishing to present any comments or opinions.

15 MR. STRICKLER: I want to thank  
16 everybody for listening in. I just want to give  
17 everybody a full opportunity to speak if you wish to  
18 do so.

19 MR. ABURANO: It appears on this end,  
20 no one is unmuting themselves, but we'll give it  
21 another couple of minutes. Just remember, it's star  
22 six (\*6) to unmute yourself.

1 MR. STRICKLER: I can also add that  
2 we'll be checking our email box, which is  
3 Taconite-FIP-Revision@epa.gov. I can spell that out.  
4 That's T-A-C-O-N-I-T-E dash F-I-P dash R-E-V-I-S-I-O-N  
5 at E-P-A.gov. So Taconite-FIP-Revision@epa.gov if you  
6 want to get in touch with us that way, if you're  
7 having any issues with the line or would like to make  
8 a statement that way, or would like to say that you  
9 would like to make a statement. All right. So it's  
10 10:15, and we'll keep the line open until at least  
11 10:30. If we don't have any presenters ...

12 Thanks, everyone for being on today's  
13 call. Again, this is the Minnesota Taconite Federal  
14 Implementation Plan Revision public hearing. If you  
15 would like to give a statement, you can unmute your  
16 line by pressing star six (\*6). You may also need to  
17 unmute your cell phone as well. We welcome all public  
18 comments. We have, obviously, plenty of time. But if  
19 we don't hear from anyone, we will close this meeting  
20 at 10:30. Sorry. That would be 9:30 in Central Time.

21 Okay. We have less than 10 minutes in  
22 our time for this public hearing. Again, this is the

1 Minntac Federal Implementation Plan Revision. If you  
2 would like to make a comment, you can do so by  
3 pressing star six (\*6) to unmute the phone line. You  
4 also likely need to unmute your cell phone, if you  
5 have that on mute as well.

6 So we have about five minutes left  
7 before we'll close this public hearing on the  
8 Minnesota Taconite Federal Implementation Plan  
9 Revision. Again, we welcome any public comments that  
10 people would like to make. You'll need to unmute your  
11 line by pressing star six (\*6). You may also need to  
12 unmute your phone. It looks like we have maybe nine  
13 callers on the line. If you're having any issues with  
14 that, you can also email us. Again, that email is  
15 Taconite-FIP-Revision@epa.gov. And we can help you  
16 out that way. But we'll keep the line open for just  
17 about four more minutes unless we hear anybody that  
18 would like to give a statement. Thank you.

19 All right. We have just about two  
20 minutes left, or two minutes remaining in this  
21 meeting. If you're interested in giving a public  
22 statement, we welcome that. You'll need to press star

1 six (\*6). Again, that's star six (\*6) on your  
2 telephone's keypad if you would like to give a  
3 statement. If we don't hear any, we are going to  
4 close this meeting in just two minutes, at about 9:30  
5 Central.

6 All right. Well, we've waited 15  
7 minutes and we did not hear any interest in members of  
8 the public giving a public statement. We thank all of  
9 you who have joined and listened in on this meeting.  
10 We want to remind everyone that the public comment  
11 period closes on November 13th of this year. You can  
12 find instructions on how to submit your written  
13 comments on EPA's website. It can be found by a  
14 simple search of Minnesota Taconite EPA or similar  
15 search. And we look forward to receiving any of your  
16 written comments. At this point in time, I'm going to  
17 adjourn this public meeting. Thank you again for  
18 joining us.

19 (Whereupon, the meeting concluded at  
20 10:31 a.m.)  
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## 1 CERTIFICATE OF NOTARY PUBLIC

2 I, IRENE GRAY, the officer before whom the  
3 foregoing proceedings were taken, do hereby certify  
4 that any witness(es) in the foregoing proceedings,  
5 prior to testifying, were duly sworn; that the  
6 proceedings were recorded by me and thereafter reduced  
7 to typewriting by a qualified transcriptionist; that  
8 said digital audio recording of said proceedings are a  
9 true and accurate record to the best of my knowledge,  
10 skills, and ability; that I am neither counsel for,  
11 related to, nor employed by any of the parties to the  
12 action in which this was taken; and, further, that I  
13 am not a relative or employee of any counsel or  
14 attorney employed by the parties hereto, nor  
15 financially or otherwise interested in the outcome of  
16 this action.

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18

IRENE GRAY

19 Notary Public in and for the  
20 District of Columbia  
21  
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## CERTIFICATE OF TRANSCRIBER

I, SANDRA J. EARLY, do hereby certify that this transcript was prepared from the digital audio recording of the foregoing proceeding, that said transcript is a true and accurate record of the proceedings to the best of my knowledge, skills, and ability; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

A handwritten signature in black ink, reading "Sandra J. Early". The signature is written in a cursive, flowing style.

SANDRA J. EARLY

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