



## CITY OF SOUTH PORTLAND

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City Manager

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District Three  
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District Four  
APRIL L. CARICCHIO

District Five  
DEQA DHALAC

At Large  
MAXINE R. BEECHER

At Large  
SUSAN J. HENDERSON

### IN CITY COUNCIL ORDER #52-19/20

**ORDERED**, that the South Portland City Council hereby establishes the *ad hoc* Clean Air Advisory Committee as described below:

#### **NAME**

The name of this *ad hoc* committee shall be the "Clean Air Advisory Committee".

#### **PURPOSE**

The purpose of the *ad hoc* Clean Air Advisory Committee shall be to present the South Portland City Council with timely yet comprehensive recommendations on improving air quality throughout South Portland.

Unless their charge is extended by the City Council, the committee shall be considered dissolved upon presentation of the recommendations at a meeting of the City Council.

#### **MEMBERSHIP**

The committee shall be comprised of five members who shall serve until the committee is dissolved. Members shall be appointed by the City Council through ranked choice voting and subsequent approval of a slate and shall include at least one but up to two representatives from the following professions:

- Environmental engineer
- Environmental attorney
- Environmental chemist/scientist
- Public health official

Disclosure of personal, professional, and financial relationship that represent a conflict of interest in committee work is required and may be grounds for disqualification from the committee. The disclosure must be made at the time of application.

The City Manager (or occasional designee) shall work with the committee and provide reasonable assistance, as needed.

The committee shall meet as needed at its sole discretion. The committee should strive to hold meetings in City Council Chambers so that they can be recorded and re-broadcast by SPC-TV. Notice of each meeting shall comply with the City's notice policies and Maine's Freedom of Access Act.

## **DUTIES**

As part of its duties, the committee shall:

- Work with staff and City Council to select a consultant/facilitator that will help guide the committee's meetings and work.
- Familiarize itself with air contaminants that affect the quality of the air in the city of South Portland and all likely and potential sources of emission of air contaminants across the city. "Air contaminants" include, but are not limited to, dust, fumes, gas, mist, particulate matter, smoke, vapor, or any combination thereof.
- Identify and recommend means to routinely and systematically obtain air quality data throughout the City utilizing reliable principles and methods generally proven and accepted in the governmental regulatory or scientific community, as may be relevant.
- Identify and recommend processes/mechanisms to address any acute air quality issues throughout the City, on a priority basis, and ideally within 30 days of the appointment of members to the committee. "Acute air quality issues" shall mean air quality deemed detrimental, or reasonably likely to be detrimental, to the health of an individual based on short-term exposure, or which unreasonably interferes with the enjoyment of life and property, specifically including due to odor.
- Identify and recommend processes/mechanisms to address any non-acute air quality issues throughout the City. "Non-acute air quality issues" shall mean air quality deemed detrimental, or reasonably likely to be detrimental, to the health of an individual based on mid-term, long-term, or otherwise prolonged exposure, or which unreasonably interferes with the enjoyment of life and property, specifically including due to odor.
- "Processes and mechanisms" shall include methods to control or reduce emissions of air contaminants to the lowest possible level. The committee may consider: A. The existing state of technology; B. The effectiveness of available alternatives for reducing emissions for the source being considered; and C. The economic feasibility for the establishment involved.
- Identify, consider, and recommend air quality standards and regulatory parameters to protect citizen health and quality of life.
- The determination of "air quality issues" and "air quality standards" shall be based on standards that are the product of reliable principles and methods and generally considered accepted in the governmental regulatory, scientific, or medical community, as may be relevant.
- Collaborate with the following organizations, as committee members deem beneficial:

- Governmental agencies
- Area municipalities and organizations of such municipalities
- Other relevant organizations.
- Create measurable benchmarks and goals for air quality standards and provide monthly reports to the Council on their progress toward such.
- Present to the City Council their recommendations and answer questions from Councilors and members of the public.
- Attend City Council meetings at which the issue of air quality is discussed.

**BE IT FURTHER ORDERED**, that the committee is authorized expend up to thirty thousand dollars (\$30,000) to achieve its work.

Said amount shall be charged to the FY20 CIP Waterfront Master Plan Account #407765-658800-20562

Fiscal Note: Not to Exceed \$30,000 (already approved in FY20 CIP)

Dated: September 10, 2019