

1 LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
2 SHINTECH LOUISIANA, LLC SHINTECH PLAQUEMINE
3 PLANT 2
4 PUBLIC HEARING

5 The Public Hearing conducted by the
6 Louisiana Department of Environmental
7 Quality Services taken at the Iberville
8 Parish Council Meeting Room, Courthouse
9 Building, 2nd Floor, 58050 Meriam Street,
10 Plaquemines, Louisiana 70765 on Thursday,
11 May 15, 2008 at 6:02 p.m.

12 Reported by:
13 Tara Torres
14 Certified Court Reporter

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1 I N T R O D U C T I O N

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MR. SMITH:

4

Good evening. Let the Record

5

reflect that the time is now 6:03

6

p.m. My name is O.C. Smith, III.

7

And I am employed with Louisiana

8 shintec
Department of Environmental Quality.
9 And I will be serving as the hearing
10 officer this evening, Thursday, May
11 15, 2008.

12 This Hearing is scheduled to
13 accept public comments concerning
14 the Initial Proposed Part 70 Air
15 Operating Permit, Prevention of
16 Significant Deterioration (PSD)
17 Permit & The Associated
18 Environmental Assessment Statement
19 (EAS) for Shintech Louisiana, LLC,
20 Plaquemine Facility, P.O. Box 358,
21 Addis, Louisiana. Agency Interest
22 Number 126578, Proposed Air Permit
23 Number 3063-VO and Activity Tracking
24 Number PER20070007, PSD Permit
25 Number PSD-LA-731 and Activity

□

5

1 Tracking Number PER20070008.
2 The site is located at 26270 Hwy
3 405, Plaquemines, Louisiana,
4 Iberville Parish. Shintech
5 Louisiana, LLC (Shintech), a wholly
6 owned subsidiary of C-K Tech, Inc.,
7 is currently constructing The
8 Shintech Plaquemines Plant (SPP) on
9 the westbank of the Mississippi
10 River near Plaquemines, Louisiana in

11 shintec
Iberville Parish.

12 Shintech proposes a new project
13 to construct and operate Shintech
14 Plaquemines Plant 2 (SPP-2) at the
15 same site. Shintech requested an
16 initial Part 70 air operating permit
17 for this new facility.

18 Prevention of Significant
19 Deterioration (PSD) review is
20 required for this project, which
21 results in a significant increase in
22 emissions of a regulated pollutant.

23 The EAS submitted by the
24 applicant addresses avoidance of
25 potential and real environmental

□

6

1 effects, balancing of social and
2 economic benefits against
3 environmental impact costs, and
4 alternative sites, projects, and
5 mitigative measures. These permits
6 were processed as expedited permits
7 in accordance with LAC 33:I. Chapter
8 18.

9 This Hearing is not being
10 conducted in a question and answer
11 format. Please remember that the
12 purpose of this public hearing is to
13 allow you, the public, an

14 shintec
15 opportunity to express your thoughts
16 concerning the proposed permits &
17 the associated EAS. I will allow
18 all interested parties a reasonable
19 opportunity to comment, unless
20 testimony is not related to the
21 purpose of the hearing.

22 This hearing is being held to
23 give all individuals a chance to be
24 heard, regardless of their position
25 on the proposed permits and the
associated EAS. Courteous behavior

□

7

1 is expected of everyone at all
2 times. You may speak in support of;
3 in opposition to; or simply to
4 provide additional information.
5 Your comments will be evaluated and
6 addressed in the Department's
7 written response.

8 A public notice advertising this
9 public hearing and request for
10 public comment on the proposed
11 permits and the associated EAS was
12 published in The Plaquemines Post
13 South of Plaquemines, Louisiana on
14 April 3, 2008 and The Advocate of
15 Baton Rouge, Louisiana on April 4,
16 2008.

shintec
17 A copy of the application
18 proposed part 70 air permit, PSD,
19 EAS (also known as "IT Questions")
20 and statement of basis are available
21 for inspection and review at the
22 LDEQ, Public Records Center, Room
23 127, 602 North 5th Street, Baton
24 Rouge, Louisiana. Viewing hours are
25 8:00 a.m. to 4:30 p.m., Monday

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8

1 through Friday, except holidays.
2 The available information can
3 also be accessed electronically on
4 the Electronic Document Management
5 System (EDMS) on the DEQ public
6 website at www.deq.louisiana.gov.
7 Additional copies are also available
8 for review at the Iberville Parish
9 Library, Headquarters, 24605 J.
10 Gerald Berret Boulevard,
11 Plaquemines, Louisiana 70764-0736.
12 In addition, copies of the
13 public notice were mailed to
14 individuals who have requested to be
15 placed on the mailing list
16 maintained by the Office of
17 Environmental Services on April 2,
18 2008.

19 In accordance with Louisiana

shintec
20 Administrative Code, Title 33, Part
21 III, Section 531.A.C and 509.Q,
22 comments received by 12:30 pm.,
23 Monday, May 19, 2008, will be
24 considered prior to a final
25 decision. All oral comments

□

9

1 received and transcribed during this
2 hearing and written comments
3 received by 12:30 p.m. Monday, May
4 19, 2008, shall be retained by the
5 Department and considered in
6 determining whether to issue or deny
7 the proposed permits.

8 Written comments on the proposed
9 permits and the associated EAS may
10 be submitted to Ms. Soumaya Ghosn,
11 LDEQ-OES, Environmental Assistance
12 Division, P.O. Box 4313, Baton
13 Rouge, Louisiana 70821-4313.

14 Under LA Revised Statutes
15 30:2017, as revised by the
16 legislature in the 2004 session, the
17 Department is required to follow the
18 following order with the provision
19 that the presiding officer may give
20 preference to a public official to
21 speak at any time during the
22 hearing. However, any time limit

23 set for ^{shintec} citizen testimony shall
24 apply to public officials.
25 The Department is required to

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10

1 provide up to 30 minutes to the
2 permit applicant for an introductory
3 presentation. Thereafter,
4 preference for speaking up to one
5 hour is given as follows:

6 For the first hour, those
7 citizens who live within a two-mile
8 radius of the location of the
9 facility;

10 For the second hour, those
11 citizens who work within a two-mile
12 radius of the location of the
13 facility;

14 And for the third hour, those
15 citizens who live within the parish
16 of the location of the facility.

17 Thereafter, each hour of the
18 hearing shall alternate between
19 those who are in support of the
20 proposed permits and the associated
21 EAS and those who oppose.

22 The order of tonight's hearing
23 will be based on the information
24 provided by the speaker on the
25 registration form. Anyone who

1 registered to speak, but did not
2 provide the necessary information
3 will be given the opportunity to
4 speak; however, they will be called
5 last in the order of registration.

6 This hearing is being
7 transcribed; therefore, I will ask
8 that each speaker begin by stating,
9 for the Record, their name, address,
10 and any organization he or she may
11 represent.

12 I would like to remind you to
13 please turn off all cell phones.
14 Thank you. At this time, I would
15 like to as the permit applicant's
16 representative to come forward and
17 make their introductory
18 presentation. Thank you.

19 MR. WISE:

20 Good evening, my name is David
21 Weise. I oversee the operations at
22 Shintech Louisiana's manufacturing
23 facilities in Addis and Plaquemines.
24 Tonight's public hearing address is
25 the proposed initial Part 70 Air

shintec

1 Operating Permit and prevention of
2 Significant Deterioration Permits
3 and the Associated Environmental
4 Assessment Statement or EAS for our
5 proposed Plaquemine plant two as the
6 moderator said.

7 A brief history of our presence
8 in Louisiana is probably in order to
9 help everyone better understand the
10 subject matter for tonight's
11 hearing. Shintech Louisiana's
12 operations began with the start up
13 of a \$250 million dollar
14 polybiochloride resident facility on
15 a site that straddles the Iberville
16 Parish and West Baton Rouge Parish
17 lines in December 2000. We referred
18 to that plant as Shintech Addis
19 Plant A.

20 The start of that facility was
21 the culmination of an extensive
22 company funded public outreach job
23 training and hiring process. A work
24 force of approximately 75 employees
25 and contractors safely produces PVC

□

13

1 resin, the second largest volume
2 plastic in the world.

3 In July of '05, we received the
Page 11

shintec

4 appropriate regulatory permits for
5 Shintech Plaquemines Plant 1 and
6 began to construct a \$1 billion
7 dollar manufacturing facility near
8 Plaquemines. This world scale
9 integrated chloride facility has
10 generated thousands of construction
11 jobs as in the process of initial
12 start up in the first phase while
13 construction continues on the second
14 phase.

15 The facility includes utilities,
16 a chlorocolide unit, a vinyl
17 chloride monomer unit and a PVC
18 unit. And there are approximately
19 200 employees and contractors
20 currently working at SPP 1. Then in
21 November '07 we filed the
22 appropriate regulatory permits for
23 Plaquemines Plant 2, a \$900 million
24 dollar investment on the same site
25 to manufacture additional

□

14

1 chlorocolide and vinyl chloride
2 monomer. The draft permits for SPP
3 2, as we call it, are the subject of
4 tonight's hearing.

5 I consider this community my
6 home. Within my company I've pushed

shintec

7 very hard to bring this investment
8 to Louisiana and I'm grateful to
9 have succeeded. I feel the
10 companies like our have an important
11 role to play in our nations
12 manufacturing base as well as for
13 the betterment of our local
14 communities. This is certainly what
15 Shintech has tried to do on the west
16 bank during the past 10 years.

17 And that's something we want to
18 continue doing for years to come.
19 Shintech has made every effort to
20 incorporate the best technology for
21 the proposed facility to ensure the
22 lowest emissions possible. The
23 challenges we've given our engineers
24 is to not only meet the stringent
25 regulatory standards, but to go

□

15

1 beyond those standards whenever
2 possible. Our employees and
3 neighbors deserve nothing less.

4 Regulatory programs such as not
5 attain Resource Review require
6 lowest achievable emission rate
7 analysis or LAER to ensure that the
8 facility is designed with the intent
9 of minimizing emissions under the

shintec

10 most stringent emission limitation.
11 The facility will be designed to
12 minimize the effects impacts to the
13 environment to the maximum extent
14 possible.

15 We've also followed the
16 regulations regarding emissions
17 offsets in separate regulatory
18 filings Shintech received emission
19 reduction credit certificates from
20 the Louisiana Department of
21 Environmental Quality. Based upon
22 the strength of the permit
23 application submitted Shintech
24 believes that upon final review LDEQ
25 will find them to be in compliance

□

16

1 with or even better with more
2 regulatory requirement.

3 Therefore, we believe LDEQ
4 should issue the requested permits.
5 We value our strong working
6 relationships with the Iberville and
7 West Baton Rouge communities. The
8 focus of the community is embodied
9 in our motto. Live locally, hire
10 locally and buy locally.

11 Shintech's charitable
12 involvement in Louisiana has

shintec

13 consisted of contributions to
14 education, employee participation
15 and monetary support for activities
16 such as Habitat for Humanity and
17 participation in organizations such
18 as the Rotary, local Chambers of
19 Commerce, and other institutions.

20 The company has also contributed
21 directly to and helped secure
22 additional state funding for
23 important local transportation
24 projects. We have continued to
25 maintain our open door policy

□

17

1 throughout the permitting process.
2 We have met with various interested
3 parties about SPP 2 since we
4 publicly announced the project in
5 August of 2007.

6 We have provided permit
7 applications to all interested
8 parties including local
9 environmental activists, groups
10 LEAN, AAWARE, and others. We would
11 like to thank the community for the
12 continued support we have received.
13 We anticipate SPP 2 will create an
14 additional 150 permanent jobs and
15 2,000 construction jobs at peak.

shintec

16 Our work force at Addis Facility
17 Plan A and SPP 1 is local and is
18 reflective of the makeup of the
19 local community.

20 Our goal for the proposed SPP 2
21 facility is to do the same. To hire
22 a permanent workforce reflective of
23 Iberville Parish and the west bank.

24 So we're here tonight to listen
25 to you once again. Regardless of

□

18

1 your view point, we're very
2 interested in what you have to say.
3 If there's some other way we can
4 make our plants better and clearer,
5 we'd certainly consider it. We will
6 continue to involve the community
7 throughout this process and respond
8 to questions and concerns. We're
9 committed to live up to our
10 reputation as a responsible neighbor
11 by ensuring the health and safety of
12 both community residents and the
13 environment. Thank you.

14 MR. SMITH:

15 I will now begin by allowing all
16 persons who have signed up to speak
17 10 minutes in which to present their
18 comments. Our first registered

shintec

19 speaker, the first to speak will be
20 those citizens who live within a
21 two-mile radius of the location of
22 the facility. Anyone who needs more
23 than 10 minutes will be allowed to
24 finish his or her comments after all
25 registered speakers have had the

□

19

1 opportunity to speak.

2 Our first registered speaker is
3 Lesann Kirkland.

4 MS. KIRKLAND:

5 My name is Lesann Kirkland.

6 MR. SMITH:

7 Please state for the Record your
8 name, address, and any organization
9 you represent.

10 MS. KIRKLAND:

11 Lesann Kirkland. 57705 Court
12 Street, Plaquemines, Louisiana. I'm
13 representing myself. Certain
14 citizens who are too scared to come
15 up and I'm co-leader of an
16 environmental group called AAWARE
17 and Mr. Wise didn't give his street
18 address. That would be nice to - I
19 mean it wouldn't be nice to know,
20 but it would be fair. You know to
21 have him do that also.

shintec

22 He mentioned that he, that they
23 announced something about this
24 expansion last year, but to my
25 knowledge this permit volume is the

□

20

1 first one in which anything in this
2 case air information has been - I
3 don't think that there was a permit
4 having to do with that expansion. I
5 believe this is the first thing it's
6 ever been in. And I'm going to
7 address that later in my comments.

8 He also mentioned that something
9 about our environmental group, but I
10 don't remember exactly what the
11 detail is, but I would caution you
12 to be very careful what he say about
13 our organization and any interaction
14 we have with you and your company.
15 We didn't want you here then. We
16 don't want you here now. Anything
17 we've ever said to you, you've
18 ignored and pursued your own course.

19 So also when they have some
20 public information sessions they
21 conveniently left out some of the
22 information that some of the
23 citizens put in the Record. And I
24 say in the Record, because they then

shintec

25 turned around published a document

□

21

1 about their only hearing and then
2 gave it to the DEQ like it was
3 something official. And some of us
4 have pertinent concerns and
5 questions and protestations were not
6 included. So watch it when you talk
7 about any interaction with our
8 group.

9 He also says that he employs
10 locally. We have no proof of that.
11 And if he makes that claim, then the
12 DEQ needs to hold him to it and get
13 some proof.

14 These are my comments relating
15 to this initial part 70 permit.
16 Agency interest Number 126578, as
17 usual I protest the piecemealing of
18 permits. This air permit is part of
19 a larger operating permit scenario
20 in which other types of pollution to
21 water and land, etc. would be a
22 focus. No matter what the numbers
23 are in terms of toxins to the air
24 listed in this permit request as
25 pollutants to be allowed by the DEQ

□

1 it is too much.

2 It's not acceptable, no matter
3 what numbers are put forward. We
4 are not attainment status. We
5 produce a huge percentage of the
6 nation's chemicals, but bear the
7 pollution from that production right
8 here in our home towns.

9 The practice of exchanging,
10 buying, selling, etc. of pollution
11 credits is immoral. It's stupid.
12 I'm sorry about that ugly word, but
13 it's apt in this case. If the DEQ
14 allows this in nonattainment areas,
15 then nonattainment status will
16 continue. The law is being
17 circumvented.

18 The DEQ has yet to give us an
19 answer to the question of the
20 location of DCP liquidating of
21 Cherub, Mississippi nitrogen. The
22 companies from which the pollution
23 credits are coming. Or the
24 justification for this practice, I
25 don't believe these companies are

□

1 even in Iberville Parish. We need

2 shintec
the story on this and the
3 information should have been in the
4 permit. The pollution credit shell
5 game needs to be stopped. It's
6 insulting and it's killing us by
7 allowing the emissions and raw
8 carcinogens in our area.

9 I would like the DEQ to please
10 explain C-K Techs connection with
11 any foreign businesses. Shintech is
12 listed as a subsidiary of C-K and is
13 being dumped in Delaware. The
14 numbers listed in this permit are
15 frighteningly large. Approximately
16 300 extra tons per year will be
17 dispersed into our local air right
18 next to Georgia Gulf and that number
19 doesn't include accidental spills.

20 Some chemicals and amounts
21 listed. 8 plus tons of EDC, 5 plus
22 tons of ECM, 11 plus tons of
23 chlorine, 29 plus tons of ammonia, 8
24 plus tons of hydrochloric acid. And
25 these are just a few of the bad

□

24

1 boys. Numbers for CO and
2 particulates are listed as 179.45,
3 44.15, and 27.74 tons respectably,
4 yet in another part of the proposal

5 CO is listed as 421.7 Nox for 145.9
6 and particulates at 117.96. This is
7 a difference of approximately 433
8 tons. Please clarify why such
9 disparate numbers are listed in the
10 proposal.

11 Here and there kilometers are
12 listed in the permit request. I
13 strongly suggest that you also use
14 mileage terms. Even though
15 kilometer usages are on the rise, to
16 use it and to exclude mileage
17 references is to obscure the general
18 public's understanding in terms of
19 how close a hazard is being placed
20 in their vicinity. And indeed the
21 public also feels that this is
22 perhaps the intention.

23 This was the saddest line in the
24 permit. As per LAC
25 33:111.509.B.2.A-C, the modeling

□

25

1 effort shows that Shintech's
2 facility will not adversely effect
3 the ambient air quality. This is a
4 blatant lie, and it did leave me
5 momentarily speechless. Who goes to
6 hell for lies like that? Is it the
7 permit writer? Is it Hal Laggett?

11 shintec
12 does a healthy thing of getting this
13 permit and blows up and all the
14 little kids get incinerated and then
15 we look at the permit writing and
16 says, "Oh, well, that must have been
17 Harvest Ford at the time and a
18 school later." I just think it's
19 really important that the name needs
20 to be fixed.

21 Okay. This map is also
22 frightening. I mean, there's a big
23 piece of property west of Georgia
24 Gulf, Shintech's original site.
25 It's outlined. And then there's
 something that I've never seen,

□

27

1 which is the other side which is
2 outlined on the other side of
3 Georgia Gulf. This is a Shintech,
4 Georgia Gulf sandwich.

5 And according to the LaJeune
6 it's within 3,500 feet of EJK School
7 and its subdivision. I would like
8 to know what plans are in place for
9 notification of residents and school
10 officials and what are the
11 evacuation plans for the same.

12 I have really big problems with
13 this map being as kind of a visual

shintec
17 were answered honestly and in detail
18 the facility could not be permitted.
19 Just a couple of comments on them.
20 The first question is have the
21 potential and real adverse
22 environmental effects of the
23 proposed facility been avoided to
24 the maximum extent possible? We got
25 about three or four sentences here

□

29

1 in response.
2 The facility was designed around
3 the existing landscape utilizing the
4 infrastructure of the former Ashland
5 Chemical site to the maximum extent
6 possible and avoiding woodlands and
7 potential wetlands. Back in the day
8 the word was "They were going to
9 knock the woods down." I know at
10 one time there was a wildlife
11 management area there that I believe
12 Ashland was maintaining. There's no
13 information in here about whether
14 the woods are still intact.
15 There's no information about the
16 wildlife management area still in
17 existence and there's no mention in
18 here of four sites, two of which I
19 believe are eligible for the

23 shintec
not happy about that.

24 They bring with them an enormous
25 amount of chemicals. They're not

□

31

1 going to be able to contain them on
2 sight, which means we're going to
3 breathe them and feel the effects.
4 Ready? I'm going on longer than
5 this.

6 MR. SMITH:

7 we'll let you pause there and
8 we'll let the next speaker come.
9 And if you want to continue, we'll
10 let you go after all the registered
11 speakers. Our next registered
12 speaker is Ms. Elizabeth Avance.
13 Would you start by stating your name
14 for the Record, address, and any
15 organization that you represent?

16 MS. AVANCE:

17 My name is Elizabeth Avance, and
18 I live at 58135 Main Street in
19 Plaquemines. And I'm co-leader of
20 Alliance Against Waste and Action to
21 Restore the Environment AAWARE. I
22 don't have my statement prepared,
23 but we do have until the 19th to
24 submit comments, so I may send
25 written comments before the close of

1 the comment period.

2 what I'd like to say is that, I
3 was involved when Shintech proposed
4 to build a mega facility down in St.
5 James Parish. There were multiple
6 problems with that proposed facility
7 and they ended up changing their
8 minds and saying that they really
9 didn't need such a facility. And
10 they had a relationship with DOW
11 Chemical over in Texas and they
12 would maintain the same relationship
13 bu building a much smaller facility
14 in Addis. And get polychlorine from
15 DOW.

16 Evidently, the relationship
17 didn't continue as expected, and so
18 now we're faced with this mega
19 facility, well, two Shintechs. One
20 north of Plaquemines and one south
21 of Plaquemines. And like Les said,
22 we didn't want them in St. James.
23 we didn't want them here and we
24 still don't want them here. And
25 it's not a personal things, it's

shintec

1 about the chemicals and about the
2 pollution and about the legacy that
3 such facilities leave.

4 We should be learning about our
5 present states, about the chemical
6 industry and what happens with the
7 chemical industry. And we seem to
8 be repeating them instead of,
9 instead of learning from them. We
10 also have written numerous times
11 about piecemealing of projects. The
12 current facility is not even
13 operational yet and they're planning
14 a \$900 million dollar expansion.

15 To me that's unconscionable.
16 We're in an area have the EPA put
17 the hammer down and impose the
18 sanctions like they should have, the
19 Addis facility probably wouldn't
20 even be operational. Beyond that
21 this is not even the megafacility is
22 not even online yet and here we're
23 faced with a \$900 million dollar
24 expansion with the same chemicals
25 that we have problems with and that

□

34

1 we complain about.

2 So piecemealing is unacceptable.
3 Reduction credits should be

shintec

4 maintained. Not be allowed to be
5 bought and sold, and especially not
6 bought from our state. If they're
7 going to be allowed, which I'm
8 totally opposed to, they should be
9 bought from the same parish in which
10 the new facility or the new project
11 is being proposed.

12 what I'm praying about and
13 asking is that the economy doesn't
14 support this facility and that it
15 never comes online and it is never
16 realized, because we need to be
17 phasing out plastics. They, it's
18 polluting the environment in all
19 ways, shapes and forms.

20 we need to go back to a from a
21 disposal mentality to a reuse and
22 recycle mentality. And instead of
23 producing this stuff that just goes
24 to landfills or burning
25 incinerators, we need to rethink.

□

35

1 And we need to ask those who produce
2 those products to think about the
3 overall, the big picture and what it
4 means to a society in general. To
5 the world as a whole, with the
6 greenhouse gases and what we're

shintec

7 hearing about global warming and the
8 problems that exist.

9 And not be so shortsighted about
10 the profits and what's bringing to
11 the current generation, because
12 there are a lot more people who are
13 impacted by what's going on by
14 Shintech, Dow, Georgia Gulf all the
15 other industries that are making
16 products that end up not being
17 permanent in nature, but disposable
18 in nature.

19 I'm not sure, I was a little bit
20 late, so I'm not sure if David Wise
21 mentioned anything about tax breaks,
22 but it's another area that we are
23 opposed to them being allowed in tax
24 breaks. Our parish governments, our
25 schools, our local governments need

□

36

1 the revenues. While this community
2 as David mentioned, their
3 contributions that's not what this
4 is about. This is an air permit.
5 And it's only a small piece of what
6 this whole permit is about because
7 there's going to be hazardous waste
8 portion that's going to be a waste
9 water discharge portion. And it's

shintec

10 much larger than just the new social
11 view and prevention of significant
12 deterioration, which are major.

13 Not to dismiss that, but just
14 that people will know. We're very
15 dissatisfied, very unhappy with the
16 way things are going. I'm not sure
17 that numbers, the numbers in this
18 permit will actually be applicable
19 once that main facility comes
20 online. That there won't be
21 alterations and discrepancies that
22 need to be addressed and fixed. And
23 I really kind of resent that this
24 was asked to be an expedited permit
25 when it, what DEQ should have said

□

37

1 was show us when you come online
2 that everything's like you say it is
3 and then we'll take this the next
4 step.

5 So DEQ is something I would ask
6 you to look at. The other thing was
7 I think what needs to happen too
8 when expansions occur is the current
9 permit numbers need to be shown.
10 which they would only be proposed
11 ones, because it's not online yet
12 either so, but. That proposed

shintec

13 permitted numbers that had been
14 agreed to by DEQ need to be shown
15 with this - what the increases for
16 this expansion.

17 what I would ask is that a
18 transcript of this hearing be put in
19 our library. And any other
20 documentation that is given to DEQ
21 or the final outcome of this. I
22 would ask to be notified. We're not
23 always notified when we participate
24 in public hearings. My main focus
25 in standing up here is because I

□

38

1 have five children and five
2 grandchildren and of those three of
3 my children do still live in
4 Iberville or West Baton Rouge
5 Parish.

6 One's in Central and one's in
7 the Marine Corps in Okinawa. My
8 four of my five grandchildren live
9 here. I'm not only concerned for
10 them, but I'm concerned for my whole
11 community and the children of the
12 future. The children now in that we
13 need to be training them in things
14 that matter. We need to be teaching
15 them how to look at our environment.

shintec

16 How to be good stewards of our
17 environment, and just how to be good
18 community members. And that's
19 wanting the best for each and every
20 one of those people who reside in
21 our area. That's all I have for
22 now.

23 MR. SMITH:

24 Thank you. At this time I would
25 call anyone else who has not

□

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1 registered to speak, but wishes to
2 come forward and make comments for
3 the Record. Next, I will offer an
4 opportunity to speakers who have not
5 finished their comments. Will you
6 begin by repeating your name and
7 address for the Record.

8 MS. KIRKLAND:

9 Lesann Kirkland. 57705 Court
10 Street, Plaquemines, Louisiana.
11 Representing myself and some
12 community members and the
13 environmental group of, which I'm
14 co-leader called AAWARE.

15 My comments are ready to be
16 submitted except that I need to get
17 a copy made, so I'm going to have to
18 get them in. There may be a copy

shintec

19 machine loose in this building that
20 I'll be able to make copies before
21 we go, but they are written copies
22 and ready to be submitted as soon as
23 I can get a copy for myself.

24 That map that keeps getting
25 flashed up there, it just makes me

□

40

1 sad for one of the communities that
2 we've lost. And I would not be the
3 primary person to talk about that
4 community, because I didn't live in
5 it. But there are other people that
6 lived in it and how they feel about
7 it, I guess that's their own
8 personal information.

9 But it was a nice, little
10 community all by itself out there,
11 kind of in the country away from
12 everything. And then Georgia Gulf
13 came and ruined it and now the
14 little graveyard is going to be
15 surrounded by nothing but plants.
16 And it's just sad. That community
17 was called Reveal Town.

18 I have to echo one of Liz's
19 comments about contributions. If
20 plants were coming to town to do
21 good things for us, they would not

shintec

22 be throwing all that PR stuff at us,
23 you know, with Habitat and whatever.
24 And I really don't care how much
25 money they spend and what they're

□

41

1 throwing at us. The balance is
2 wanting. I mean, you've got the
3 hand with the chemicals here and
4 whatever they offer us up here, the
5 scale is not going to move. Because
6 there's nothing that they can do to
7 make up for the consequences of
8 breathing these chemicals. There's
9 nothing that they can do.

10 The last few questions in the IT
11 group are all about alternative
12 projects and would they offer more
13 protection elsewhere, and of course
14 they keep saying no to that. That
15 we're the perfect place and
16 everything. And nonenvironmental
17 benefits are more important to them
18 than environmental benefits. They
19 don't say that in plain English, but
20 if you read this, that's the import
21 that there is. And I think that
22 environmental benefits are more than
23 nonenvironmental because it's all
24 about the air you breathe and the

shintec

25 water you drink. And having good

□

42

1 land, and those are the things that
2 are pertinent to staying alive.

3 So I'm a little distrustful of
4 people who are more into the
5 nonenvironmental benefits. You
6 know, the answer to all these
7 questions, I mean it's - My
8 response is Louisiana is
9 overburdened. I mean, it's like
10 they're - Like you've got a man in
11 a room dying of asthma and then you
12 get 15 guys to come in there with
13 cigarettes and cigars and close the
14 doors on him. I mean, that's the
15 analogy to letting another plant in
16 here. I mean, I know that there are
17 some people that would go and argue
18 that we're standing on ruined
19 ground, but you have to hold the
20 line somewhere. And it needs to be
21 here.

22 In closing, I would like to say
23 that Shintech is not here because
24 they're good citizens. They're not
25 here because they're harmless.

□

1 They're here because of Louisiana's
2 political climate. They're here
3 because our politicians and
4 governmental body sold us out.
5 Shintech is a destroyer. These
6 people are environmental thugs.
7 It's all about them, what they want,
8 when they want it, where they want
9 it, how much money they're going to
10 make. And our health is of no
11 consequence to them unless they get
12 a little bad press and then they
13 just throw a little money at that
14 too, in the form of more PR.

15 I mean, is this what a global
16 economy is about? It's about no
17 local control. It's about polluting
18 poisoning multinationals landing
19 wherever they want to land. They
20 could land on a clean community.
21 They could land on a community
22 that's already in ruin. And once
23 again DEQ, please do your job.
24 Please don't get your job confused
25 with the Department of Economic

□

1 Developments.

2 shintec
3 They're aggressive enough. You
4 should be going toe to toe with
5 them. Checks and balances, that's
6 what American government is supposed
7 to be about, not being taken
8 advantage of by foreign or domestic
9 entities with or without the
10 collusion of our government. We
11 need to be free of any kind of
12 tyranny, especially Shintech's.

13 In 2008, we're not experiencing
14 the freedom that our forefathers and
15 mothers fought for. Tea and tax
16 issues aside, we need another Boston
17 Tea Party right here on this river.
18 We need to call our own shots.
19 Assert our independence and say
20 enough is enough to whatever it is
21 that's hurting us. And Shintech is
22 hurting us and they're going to hurt
23 us again, if they get this plant.
24 And I say not to this permit and any
25 permit which allows them to operate
 here. Amen.

□

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1 MR. SMITH:
2 Is there anyone else who would
3 like to come forward and make
4 comments for the Record? Please

8 shintec
comments.

9 MR. SMITH:

10 Thank you. Is there anyone else
11 that would like to add comments to
12 the Record at this time? At this
13 time, the time I have now is 6:48
14 p.m. And we will take a recess
15 until 7:00 p.m. when we will close
16 the hearing or until such time as
17 someone comes and would like to make
18 a comment for the Record. The
19 hearing will remain open until 7:00
20 p.m, if someone comes we reopen. At
21 the moment, we stand in recess.

22 MR. SMITH:

23 Okay. We're going to back on
24 the Record. The time is now 6:58
25 p.m. and we have a speaker who

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1 wishes to revise her comments.
2 Please give your name and address
3 for the Record.

4 MS. KIRKLAND:

5 Lesann Kirkland. 57705 Court
6 Street, Plaquemines, Louisiana and
7 not revision, an addition.
8 Elizabeth and I started this
9 environmental group in March of
10 1986. And we work well together.

11 shintec
11 She thinks of things I doesn't think
12 of and I think of things she doesn't
13 think of, so it works out great.

14 She reminded me of something
15 when she talked about the VC burden
16 that we already have here. I think
17 we're only going to know the truth
18 about something if some old man
19 gives a death bed confession, but
20 the problem that we're having with
21 the VC groundwater contamination is
22 something that should have come to
23 light a long time ago and the
24 details are really intricate and
25 lengthy. But a lot of things were

□

48

1 happening at the same time. The
2 groundwater contamination was not -
3 information was not being divulged
4 and Shintech was trying to get a
5 permit at the same time for that
6 Addis area.

7 So I just needed to bring that
8 out up because I think if the
9 information would have been
10 forthcoming from whatever entity or
11 person that we wouldn't be dealing
12 with them now in Addis. And also in
13 connection with that, I knew that

17 shintec
existing contamination, so we're
18 very interested it know what - to
19 get a map to see what wells have
20 been sunk and what's the extent of
21 that contamination there. Thank
22 you.

23 MR. SMITH:

24 Thank you. Would anybody else
25 like to come forward to speak for

□

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1 the Record?

2 MS. AVANCE:

3 Elizabeth Avance. Co-leader of
4 AAWARE. I wanted to stress that
5 point about no construction over a
6 contaminated area, but I also wanted
7 to ask that MSDS's Material Safety
8 Data Sheets be included in the
9 permit for each and every chemical
10 that is sited and will be released
11 by the result of the expansion.

12 Thank you.

13 MS. SMITH:

14 Is there another speaker that
15 would like to come forward?

16 MS. DICKERSON:

17 My name is Janice Dickerson. I
18 live at 2055 Ory Drive, Brusly,
19 Louisiana. Just a correction on

23 shintec
 I believe that Mr. Wise needs to
24 give his home address, because it's
25 very unnerving to some people to

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1 come up and have to give there home
2 address and the company people
3 don't. So I believe he should have
4 to do that. Whether somebody makes
5 him do it or not, he should come up
6 and do it. Thank you.

7 MR. SMITH:

8 Are there any other comments for
9 the Record? I would like to remind
10 you that the comment period for this
11 Initial Proposed Part 70 Air
12 Operating Permit, Prevention of
13 Significant Deterioration (PSD)
14 Permit and the Associated
15 Environmental Assessment Statement
16 for Shintech Louisiana, LLC,
17 Plaquemines Facility ends at 12:30
18 p.m., Monday, May 19, 2008.

19 All comments received, requests
20 for notification of the final
21 decision and the transcript from the
22 hearing are processed by the Public
23 Participation Group and are
24 available on EDMS. The permit
25 writer reviews all comments and uses

1 any additional information that is
2 appropriate to update the draft
3 permit. The names and addresses of
4 all the commentors, speakers and
5 those requesting to be notified of
6 the final decision are added to the
7 Public Comment Database.

8 A final revision of the draft
9 permit and the response to the
10 public comments are prepared and
11 forwarded to the OES Assistant
12 Secretary for final decision. Upon
13 the issuance or denial of the
14 permit, a letter is mailed to all
15 the commentators, speakers and those
16 who requested to be notified of the
17 final decision. The final decision
18 letter includes information
19 regarding the appeal process, the
20 basis of decision and the response
21 to all the public comments received.

22 If there are no other comments,
23 I would like to thank you for your
24 attention and participation in this
25 hearing. Let the Record reflect

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1 that the time is now 7:08 p.m. This
2 hearing is closed.

3 (The Hearing was concluded at 7:08 p.m.)
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R E P O R T E R ' S P A G E

3

I, Tara Torres, Certified Court
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shintec

4 Reporter, in and for the State of
5 Louisiana, the officer, as defined in
6 Rule 28 of the Federal Rules of Civil
7 Procedure and/or Article 1434(b) of the
8 Louisiana Code of Civil Procedure,
9 before whom this sworn testimony was
10 taken, do hereby state on the Record:

11 That due to the interaction in
12 the spontaneous discourse of this
13 proceeding, dashes (--) have been used
14 to indicate pauses, changes in thought,
15 and/or talkovers; that same is the
16 proper method for a Court Reporter's
17 transcription of proceeding, and that
18 the dashes (--) do not indicate that
19 words or phrases have been left out of
20 this transcript;

21 That any words and/or names
22 which could not be verified through
23 reference material have been denoted
24 with the phrase "(phonetic)."
25

□

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1 Tara Torres, CCR
2 Certified Court Reporter

3

4 C E R T I F I C A T E

5

6 This certification is valid only for a
Page 50

shintec

7 transcript accompanied by my original signature
8 and original raised seal on this page.

9 That this testimony was reported by me in
10 the Stenomask method (voice-writing), was
11 prepared and transcribed by me or under my
12 personal direction and supervision, and is a
13 true and correct transcript to the best of my
14 ability and understanding;

15 That I am not related to counsel or to the
16 parties herein; am not otherwise interested in
17 the outcome of this matter; and am a valid
18 member in good standing of the Louisiana State
19 Board of Examiners of Certified Shorthand
20 Reporters.

21
22 Tara Torres (#22012)
23 Certified Court Reporter
24
25

□

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