



Board Resolution:
Resolution # 20-08

Before the Placer County Air Pollution Control District Board of Directors

In the Matter Of: Approval of the Amended Placer County Air Pollution Control District Rule 503, Emission Statement, as shown in Exhibit I

The following **RESOLUTION** was duly passed by the Placer County Air Pollution Control District Board of Directors (District Board) at a regular meeting held on **October 8, 2020**, by the following vote:

- Ayes: Alvord X Berlant absent Burruss X Duncan absent
 Holmes absent Janda X Silhi X Uhler X Weygandt absent
 Alternates: Bonnie Gore X _____
- Noes: Alvord _____ Berlant _____ Duncan _____ Burruss _____ Holmes _____
 Uhler _____ Silhi _____ Janda _____ Weygandt _____
 Alternates: _____
- Abstain: Alvord _____ Berlant _____ Duncan _____ Burruss _____ Holmes _____
 Uhler _____ Silhi _____ Janda _____ Weygandt _____
 Alternates: _____

Signed and approved by me after its passage:

 Chairperson

 Attest: Clerk of said Board

WHEREAS, the Placer County Air Pollution Control District (District) is within the Sacramento Federal Nonattainment Area (SNFA) which is designated by the United States Environmental Protection Agency (U.S. EPA) as nonattainment for the 2015 primary National Ambient Air Quality Standard (NAAQS) for ozone with a classification of “moderate” on June 4, 2018 (83 FR 25766); and

WHEREAS, on August 3, 2020, the California Air Resources Board, on behalf of the air districts in the SNFA, requested the region be redesignated by U.S. EPA form “moderate” to “severe;” and

WHEREAS, the U.S.EPA promulgated a final rule to implement the 2015 ozone NAAQS on December 6, 2019 (83 FR 62998), which includes a requirement (40 CFR 51.1315) for state and districts in nonattainment areas classified as “moderate” ozone nonattainment or higher to either certify or amend the existing emission statement rule to meet the requirements of Section 182(a)(3)(B) of the federal Clean Air Act; and

WHEREAS, Section 182(a)(3)(B) of the federal Clean Air Act requires submittal of a periodic emissions inventory to U.S.EPA with actual emissions from the owner or operator of each stationary source of volatile organic compounds (VOC) and oxides of nitrogen (NOx); and

WHEREAS, District Rule 503, Emission Statement, was adopted on September 21, 1993 and was amended on August 12, 2010 and approved by U.S. EPA into the SIP on December 7, 2012 (77 FR 72968); and

WHEREAS, District staff proposed amendments to Rule 503, Emission Statement, to meet the U.S.EPA requirements to implement the 2015 ozone NAAQS; and

WHEREAS, District staff published a notice on September 5, 2020 to invite public comment on the proposed amendments to Rule 503, Emission Statement, and provided a 30-day period to submit written comments; and

WHEREAS, District staff received no written public comments in response to the published public notice; and

WHEREAS, the District Board of Directors (District Board) conducted a public hearing on October 8, 2020 and considered public comments on the proposed amendments to Rule 503, Emission Statement; and

WHEREAS, the District Board determined the proposed amendments to Rule 503, Emission Statement, meets the requirements of Section 182(a)(3)(B) of the federal Clean Air Act; and

WHEREAS, the District Board determined that the amendments to Rule 503, Emission Statement, are categorically exempt from California Environmental Quality Act (CEQA) under Section 15308 of the State CEQA Guidelines, as an action by a regulatory agency for the protection of the environment, and under Section 15061(b)(3) of the State CEQA Guidelines, as an action for which it can be seen with certainty that there is no possibility the action may have a significant adverse effect on the environment.

NOW THEREFORE BE IT RESOLVED, that the District Board approves and adopts the amendments to Rule 503, Emission Statement, as shown in Exhibit I; and

BE IT RESOLVED AND ORDERED, that the Air Pollution Control Officer is hereby authorized and directed to forward this rule amendment with all necessary supporting documents, in the form required by the California Air Resources Board, on behalf of the Placer County Air Pollution Control District, for submittal to the United States Environmental Protection Agency as a requested revision to the State Implementation Plan.

Exhibit I: Proposed Amendment of Rule 503, Emission Statement

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EXHIBIT I

Proposed Amendment of Rule 503, Emission Statement

RULE 503 EMISSION STATEMENT

Adopted 09-21-93
(Amended 8-12-10, 10-08-20)

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100 GENERAL

101 PURPOSE: To establish the requirements for the submittal of emission statements from specified stationary sources pursuant to the requirements of the 1990 amendments to the Federal Clean Air Act [Section 182 (a)(3)(B)].

102 APPLICABILITY: The requirements of this rule are applicable to every stationary source ~~permitted by the District~~ which has actual emissions or potential in excess of ten (10) tons per year of volatile organic compounds or oxides of nitrogen within the District.

200 DEFINITIONS: Unless otherwise defined below, the terms used in this rule are defined in Rule 102, DEFINITIONS and Rule 502, NEW SOURCE REVIEW.

201 ACTUAL EMISSIONS: Measured or estimated emissions which most accurately represent the emissions from an emissions unit. Fugitive emissions associated with the emissions unit shall be included in the actual emissions of the emissions unit.

202 AFFECTED POLLUTANTS: For the purposes of this rule only, volatile organic compounds (VOC) and oxides of nitrogen (NOx) are the affected pollutants.

203 RENEWAL INFORMATION REQUEST: An annual information request by the APCO to each ~~District permit holder stationary source owner or operator~~ subject to this rule for operational data including, but not limited to, actual emissions and/or operational data allowing the District to estimate actual emissions.

204 RESPONSIBLE OFFICIAL: An individual, who is responsible for the data presented in the emission inventory statement, and who accepts legal responsibility for the emission statement's accuracy. The responsible official is liable to legal review, or in case of fault, to penalties.

300 STANDARDS

301 EMISSION STATEMENT REQUIREMENTS:

301.1 The owner or operator of any stationary source that is subject to this rule shall provide the District with an annual written emission statement showing actual emissions, or operational data allowing the District to estimate actual emissions from that source.

301.2 The emission statement shall be on a form or in a format specified by the Air Pollution Control Officer (the Renewal Information Request) and shall contain the following information:

301.2.1 Operational data necessary to estimate actual emissions of volatile organic compounds and oxides of nitrogen, in tons per year, for the calendar year prior to the preparation of the emission statement; and

301.2.2 Information regarding seasonal or diurnal peaks in the emission of affected pollutants; and

301.2.3 Certification by a responsible official of the company that the information contained in the emission statement is accurate to the best of their knowledge.

301.3 Annual emission statements shall be submitted to the District no later than the date specified in the Renewal Information Request.

400 ADMINISTRATIVE REQUIREMENTS

401 DISTRICT REQUIREMENTS:

401.1 The Air Pollution Control Officer shall annually request and require the submission of a Renewal Information Request pursuant to Subsection 301.1 from each source within the District which has actual emissions or potential in excess of ten (10) tons per year of volatile organic compounds or oxides of nitrogen.

402 FAILURE TO SUBMIT: A failure by the responsible official to submit a Renewal Information Request by the date required shall be deemed a willful failure to furnish information required to disclose the nature and quantity of emissions discharged by the stationary source.

402.1 The Air Pollution Control Officer may suspend the permit(s) of such a source.

402.2 The Air Pollution Control Officer shall serve notice in writing of such suspension and the reasons for the suspension upon the permittee.

402.3 The Air Pollution Control Officer will reinstate the suspended permit(s) when furnished with the required information.