

State of California

AIR RESOURCES BOARD

RESOLUTION 74-55

November 14, 1974

WHEREAS, the South Central Coast Air Basin's Coordinated Basinwide Air Pollution Control Plan stipulates that districts adopt a rule requiring the air pollution control officer disapprove an authority to construct or modify sources of air pollution if such sources would prevent the attainment or maintenance of applicable ambient air quality standards; and

WHEREAS, Section 39275 of the California Health and Safety Code requires each county air pollution control district to develop a program to implement the recommendations of the basin plans as adopted by the air basin coordinating councils, and;

WHEREAS, pursuant to the Air Resources Board's directive on July 11, 1974, the staff informed the Santa Barbara County Air Pollution Control District of the rule that it must adopt by September 12, 1974 to conform to the South Central Coast Air Basin's basin plan; and

WHEREAS, the Santa Barbara County Air Pollution Control District has not adopted the rule required by the South Central Coast Air Basin's basin plan; and

WHEREAS, Sections 39274 and 39275 of the California Health and Safety Code empower the Air Resources Board to exercise the powers of an air pollution control district if the Board finds that the district's program to implement a basin plan will not achieve applicable ambient air quality standards.

NOW, THEREFORE, BE IT RESOLVED that the Air Resources Board hereby adopts the attached amendment to the Rules and Regulations of the Santa Barbara County Air Pollution Control District; and

BE IT FURTHER RESOLVED that if the Executive Officer finds that the Santa Barbara County Air Pollution Control District has adopted a similar or more stringent rule, then the Executive Officer shall, by Executive Order, rescind this amendment to the Santa Barbara County Air Pollution Control District's Rules and Regulations.

State of California

AIR RESOURCES BOARD

Amendment to the Rules and Regulations of the
Santa Barbara County Air Pollution Control District

November 14, 1974

The following new rule is to be added as an amendment to the Rules and Regulations of the Santa Barbara County Air Pollution Control District. This amendment will become effective on December 1, 1974.

Rule 9.2 - Denial of Authority to Construct - South Central Coast Air Basin

- a. The Air Pollution Control Officer shall deny an authority to construct unless he determines that the article; machine, equipment, or other contrivance is designed or controlled by air pollution control equipment so that it may be expected to operate without emitting, or without causing to be emitted, air contaminants which will prevent the attainment or maintenance of any applicable ambient air quality standard.
- b. Application for authority to construct or modify shall be by means prescribed by the Air Pollution Control Officer and shall include but not be limited to the following:
 - 1) site information, stack data, and the nature and amounts of emissions;
 - 2) any additional information requested by the Air Pollution Control Officer which may be necessary to make the determination pursuant to Paragraph (a) of this Rule, including process and production data, techniques, and flow diagrams; and
 - 3) any Environmental Impact Reports or Environmental Impact Statements prepared by the applicant or other governmental entity which pertains to the authority to construct that is being sought.
- c. Within 60 days of receipt of an application for an authority to construct, the Air Pollution Control Officer shall make an analysis of the impact of the proposed project on air quality and begin a 30-day period for public comment. The Air Pollution Control Officer's analysis and information submitted by the source proponent shall be available to the public during this period.

- d. Opportunity for public comment on a proposed source must include:
- 1) publication in at least one newspaper of general circulation in the District of a notice which will apprise the public of the District's intent to review the application for authority to construct, the applicant's name and location, and the general nature of the operation and equipment.
 - 2) notification of the following:
 - (a) Air Resources Board
 - (b) Air Basin Coordinating Council
 - (c) other affected agencies
 - 3) availability of documents for public inspection in at least one location in the District; and
- e. Within 30 days of the close of the public comment period the Air Pollution Control Officer shall make his determination as to the approvability of the proposed project.
- f. In making his analysis of an application for an authority to construct the Air Pollution Officer shall consider:
- 1) existing air quality in the Air Basin and in the area surrounding the proposed source; and
 - 2) projected levels of air quality resulting from the applications of existing Federal, State, and local control strategies.
- g. In making his determination of whether or not to approve the application (after the 30-day period for public comment) the Air Pollution Control Officer shall consider public comment on information submitted by the source proponent and on the proposed source's expected effect on ambient air quality; and
- h. Approval of authority to construct does not relieve the source proponent of the responsibility to comply with any other applicable laws, rules and regulations.
- i. This rule shall apply only to *stationary* sources in the South Central Coast Air Basin portion of the Santa Barbara County Air Pollution Control District which emit 25 tons or more per year of *particulate matter, oxides of nitrogen, sulfur dioxide, hydrocarbons, or carbon monoxide* any-air-contaminant, with air pollution control devices, if any, in operation.

j. This rule shall not apply to:

- 1) any article, machine, equipment, or other contrivance to be constructed, which in the judgment of the Air Pollution Control Officer will be a replacement of one existing, and which when used or operated, will cause no increase in the emissions of any air contaminant over the emissions from the item being replaced;
- 2) any scavenger plant which in the judgment of the Air Pollution Control Officer when in operation, will reduce emissions from an existing source; or
- 3) any article, machine, equipment or other contrivance to be constructed, which will in the judgment of the Air Pollution Control Officer in a reasonable time, reduce emissions from existing sources.

State of California

AIR RESOURCES BOARD

RESOLUTION 74-64

November 14, 1974

WHEREAS, the Mountain Counties Air Basin's Coordinated Basinwide Air Pollution Control Plan stipulates that districts adopt a rule requiring the air pollution control officer disapprove an authority to construct or modify sources of air pollution if such sources would prevent the attainment or maintenance of applicable ambient air quality standards; and

WHEREAS, Section 39275 of the California Health and Safety Code requires each county air pollution control district to develop a program to implement the recommendations of the basin plans as adopted by the air basin coordinating councils, and;

WHEREAS, pursuant to the Air Resources Board's directive on July 11, 1974, the staff informed the Calaveras County Air Pollution Control District of the rule that it must adopt by September 12, 1974 to conform to the Mountain Counties Air Basin's basin plan; and

WHEREAS, the hearing date for the districts within the Mountain Counties Air Basin was postponed until November 14, 1974 to allow the districts to incorporate recent changes within the Coordinated Basinwide Air Pollution Control Plan; and

WHEREAS, the Calaveras County Air Pollution Control District has not adopted the rule required by the Mountain Counties Air Basin's basin plan; and

WHEREAS, Sections 39274 and 39275 of the California Health and Safety Code empower the Air Resources Board to exercise the powers of an air pollution control district if the Board finds that the district's program to implement a basin plan will not achieve applicable ambient air quality standards;

NOW, THEREFORE, BE IT RESOLVED that the Air Resources Board hereby adopts the attached amendment to the Rules and Regulations of the Calaveras County Air Pollution Control District.

BE IT FURTHER RESOLVED that if the Executive Officer finds that the Calaveras County Air Pollution Control District has adopted a similar or more stringent rule, then the Executive Officer shall, by Executive Order, rescind this amendment to the Calaveras County Air Pollution Control District's Rules and Regulations.

State of California

AIR RESOURCES BOARD

AMENDMENT TO THE RULES AND REGULATIONS OF THE
CALAVERAS COUNTY AIR POLLUTION CONTROL DISTRICT

November 14, 1974

This amendment will become effective on December 1, 1974.

Add to Rule 208 Standards for Granting Applications - the following:

- d. The Air Pollution Control Officer shall deny any authority to construct unless he determines that the article, machine, equipment or other contrivance is designed or controlled by air pollution control equipment so that it may be expected to operate without causing any emission which will prevent attaining or maintaining an applicable ambient air quality standard. In making the determination required by this Rule, the Air Pollution Control Officer shall consider the following:
1. Existing air quality within the air basin and the area surrounding the proposed source; and
 2. Projected levels of air quality resulting from the application of existing Federal, State and local control strategies.

For stationary sources which would emit over one hundred (100) tons per year of any air contaminant, a thirty (30) day public comment period shall be provided before a final decision is made for granting authority to construct.

State of California

AIR RESOURCES BOARD

RESOLUTION 74-68

November 14, 1974

WHEREAS, the Mountain Counties Air Basin's Coordinated Basinwide Air Pollution Control Plan stipulates that districts adopt a rule requiring the air pollution control officer disapprove an authority to construct or modify sources of air pollution if such sources would prevent the attainment or maintenance of applicable ambient air quality standards; and

WHEREAS, Section 39275 of the California Health and Safety Code requires each county air pollution control district to develop a program to implement the recommendations of the basin plans as adopted by the air basin coordinating councils, and;

WHEREAS, pursuant to the Air Resources Board's directive on July 11, 1974, the staff informed the Tuolumne County Air Pollution Control District of the rule that it must adopt by September 12, 1974 to conform to the Mountain Counties Air Basin's basin plan; and

WHEREAS, the hearing date for the districts within the Mountain Counties Air Basin was postponed until November 14, 1974 to allow the districts to incorporate recent changes within the Coordinated Basinwide Air Pollution Control Plan; and

WHEREAS, the Tuolumne County Air Pollution Control District has not adopted the rule required by the Mountain Counties Air Basin's basin plan; and

WHEREAS, Sections 39274 and 39275 of the California Health and Safety Code empower the Air Resources Board to exercise the powers of an air pollution control district if the Board finds that the district's program to implement a basin plan will not achieve applicable ambient air quality standards;

NOW, THEREFORE, BE IT RESOLVED that the Air Resources Board hereby adopts the attached amendment to the Rules and Regulations of the Tuolumne County Air Pollution Control District.

BE IT FURTHER RESOLVED that if the Executive Officer finds that the Tuolumne County Air Pollution Control District has adopted a similar or more stringent rule, then the Executive Officer shall, by Executive Order, rescind this amendment to the Tuolumne County Air Pollution Control District's Rules and Regulations.

State of California

AIR RESOURCES BOARD

AMENDMENT TO THE RULES AND REGULATIONS OF THE
TUOLUMNE COUNTY AIR POLLUTION CONTROL DISTRICT

November 14, 1974

This amendment will become effective on December 1, 1974.

Add to Rule 208 Standards for Granting Applications - the following:

- d. The Air Pollution Control Officer shall deny any authority to construct unless he determines that the article, machine, equipment or other contrivance is designed or controlled by air pollution control equipment so that it may be expected to operate without causing any emission which will prevent attaining or maintaining an applicable ambient air quality standard. In making the determination required by this Rule, the Air Pollution Control Officer shall consider the following:
1. Existing air quality within the air basin and the area surrounding the proposed source; and
 2. Projected levels of air quality resulting from the application of existing Federal, State and local control strategies.

For stationary sources which would emit over one hundred (100) tons per year of any air contaminant, a thirty (30) day public comment period shall be provided before a final decision is made for granting authority to construct.

State of California

AIR RESOURCES BOARD

RESOLUTION 74-65

November 14, 1974

WHEREAS, the Mountain Counties Air Basin's Coordinated Basinwide Air Pollution Control Plan stipulates that districts adopt a rule requiring the air pollution control officer disapprove an authority to construct or modify sources of air pollution if such sources would prevent the attainment or maintenance of applicable ambient air quality standards; and

WHEREAS, Section 39275 of the California Health and Safety Code requires each county air pollution control district to develop a program to implement the recommendations of the basin plans as adopted by the air basin coordinating councils, and;

WHEREAS, pursuant to the Air Resources Board's directive on July 11, 1974, the staff informed the Nevada County Air Pollution Control District of the rule that it must adopt by September 12, 1974 to conform to the Mountain Counties Air Basin's basin plan; and

WHEREAS, the hearing date for the districts within the Mountain Counties Air Basin was postponed until November 14, 1974 to allow the districts to incorporate recent changes within the Coordinated Basinwide Air Pollution Control Plan; and

WHEREAS, the Nevada County Air Pollution Control District has not adopted the rule required by the Mountain Counties Air Basin's basin plan; and

WHEREAS, Section 39274 and 39275 of the California Health and Safety Code empower the Air Resources Board to exercise the powers of an air pollution control district if the Board finds that the district's program to implement a basin plan will not achieve applicable ambient air quality standards;

NOW, THEREFORE, BE IT RESOLVED that the Air Resources Board hereby adopts the attached amendment to the Rules and Regulations of the Nevada County Air Pollution Control District.

BE IT FURTHER RESOLVED that if the Executive Officer finds that the Nevada County Air Pollution Control District has adopted a similar or more stringent rule, then the Executive Officer shall, by Executive Order, rescind this amendment to the Nevada County Air Pollution Control District's Rules and Regulations.

State of California

AIR RESOURCES BOARD

AMENDMENT TO THE RULES AND REGULATIONS OF THE
NEVADA COUNTY AIR POLLUTION CONTROL DISTRICT

November 14, 1974

This amendment will become effective on December 1, 1974.

Add to Section 15 Standards for Granting Applications for Building Permits -
the following:

- (d) The Air Pollution Control Officer shall deny any authority to construct unless he determines that the article, machine, equipment or other contrivance is designed or controlled by air pollution control equipment so that it may be expected to operate without causing any emission which will prevent attaining or maintaining an applicable ambient air quality standard. In making the determination required by this Rule, the Air Pollution Control Officer shall consider the following:
1. Existing air quality within the air basin and the area surrounding the proposed source; and
 2. Projected levels of air quality resulting from the application of existing Federal, State and local control strategies.

For stationary sources which would emit over one hundred (100) tons per year of any air contaminant, a thirty (30) day public comment period shall be provided before a final decision is made for granting authority to construct.