

State of California
AIR RESOURCES BOARD

Resolution 79-36

May 9, 1979

A. WHEREAS, Section 39602 of the Health and Safety Code designated the Air Resources Board (ARB) as the air pollution control agency for all purposes set forth in federal law and as the state agency responsible for the preparation of the State Implementation Plan (SIP) required by the Clean Air Act;

B. WHEREAS, the Clean Air Act as amended in 1977 mandates the revision of the SIP for designated nonattainment areas of the state in order to assure the attainment and maintenance of national ambient air quality standards;

C. WHEREAS, Sutter County was designated nonattainment for oxidant and particulate matter by the ARB under the provisions of Section 107(d) of the Clean Air Act;

D. WHEREAS, the Sutter County Air Pollution Control Board was designated and certified by the ARB on April 4, 1978 as the local lead planning agency for the preparation of the 1979 nonattainment plan for Sutter County;

E. WHEREAS the Sutter County Air Pollution Control Board held a public hearing on February 13, 1979 and adopted a nonattainment plan for Sutter County;

F. WHEREAS, Sutter County on February 23, 1979 transmitted the "Sutter County Air Quality Plan (Nonattainment Area Plan for Ozone)" (Sutter Plan) to the ARB for approval as a revision to the SIP;

G. WHEREAS, the Clean Air Act and implementing regulations promulgated by the EPA require that revisions to the SIP be adopted at a public hearing for which 30 days notice to the public has been provided;

H. WHEREAS, a public hearing upon 30 days notice and other administrative proceedings have been held in accordance with the Clean Air Act and the provisions of the Administrative Procedures Act (California Government Code Sections 11371 et seq.);

I. NOW, THEREFORE BE IT RESOLVED, that the Board finds although the U.S. Environmental Protection Agency (EPA) promulgated a change in the 0.08 ppm oxidant standard to a 0.12 ppm ozone standard, the geographic location of Sutter County and the violations of the 0.12 ppm ozone standard recorded at a Yuba County site immediately adjacent to Sutter County provide the basis for continuing the ozone nonattainment designation for Sutter County;

2. BE IT FURTHER RESOLVED, that the Board finds Sutter County a rural area as defined by EPA policy on rural area nonattainment plans and therefore not required to conduct an air quality analysis for ozone nor demonstrate reasonable further progress;

3. BE IT FURTHER RESOLVED, that the Board finds the Sacramento Valley Air Basin Control Council (SVABCC) model vapor recovery rule, although not as stringent as the ARB model vapor recovery rule, is adequate for Sutter County to comply with requirements for a RACM for Stage I vapor recovery systems. The Board further finds the County should commit to study the feasibility of adopting vapor recovery rules consistent with the ARB model rules;

4. BE IT FURTHER RESOLVED, that the Board finds credit for emissions reduction from controls on solvent based architectural coatings cannot be taken unless the County commits to adopt a rule implementing such control. The Board commits to include in the Sutter SIP submission an architectural coatings rule. The Executive Officer is delegated the authority to adopt, after hearing, a rule for the County if he determines the County has not adopted and will not adopt by June 30, 1979 a rule as effective as the ARB model rule;

5. BE IT FURTHER RESOLVED, that the Board finds the SVABCC model degreasing rule is adequate at present for Sutter County to comply with requirements for control of emissions from degreasing activities, but Sutter County should also commit to consider a degreasing rule consistent with the ARB model rule;

6. BE IT FURTHER RESOLVED, that the Board finds the Plan fails to include a rule for control of cutback asphalt although it is a RACM Category I and EPA Control Technology Guidance Category I and commits to include in the Sutter SIP submission a cutback asphalt rule. The Executive Officer is delegated the authority to adopt, after hearing, a rule for the County if he determines the County has not adopted and will not adopt by September 30, 1979 a rule as effective as the ARB model rule;

7. BE IT FURTHER RESOLVED, that the Board finds Sutter County should, as part of a continuing planning program, commit to undertake and/or participate actively in studies to develop means for reducing emissions from pesticide usage and agricultural waste burning, and studies on photochemical oxidant formation and transport in the Sacramento Valley;

8. BE IT FURTHER RESOLVED, that the Board finds the SVABCC model New Source Review (NSR) rule, which Sutter County has committed to adopt, fails to comply with requirements of Section 173 of the Clean Air Act as amended. The Board commits to include in the Sutter Plan an adequate NSR rule and delegates to the Executive Officer the authority to adopt, after hearing, a NSR rule for Sutter County if he determines that the Sutter County APCD has not adopted or will not adopt by June 30, 1979 a rule as effective as the ARB model rule;

9. BE IT FURTHER RESOLVED, that the Board finds an ARB-developed particulate matter control plan for the Sacramento Valley will be considered by the Board in June 1979, and therefore further consideration of a particulate matter plan for Sutter County is deferred until that time;

10. BE IT FURTHER RESOLVED, that the Board directs the Executive Officer to revise the Sutter Plan to conform to this resolution and submit the appropriate portions to the EPA as an SIP revision.

I certify that the above is a true and correct copy of Resolution 79-36 as passed by the Air Resources Board.


Joan Gilpin, Board Secretary

State of California
AIR RESOURCES BOARD

Response to Significant Environmental Issues

Item: Public Hearing to Consider the Sutter County Air Quality Plan (Nonattainment Area Plan for Ozone) as a Revision to the State of California Implementation Plan (SIP) for the Attainment and Maintenance of National Ambient Air Quality Standards (NAAQS)

Resolution
Number: 79-36

Public
Hearing Date: May 8, 1979

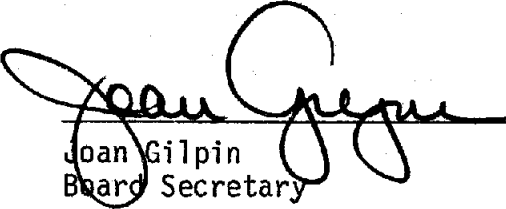
Response Date: May 9, 1979

Issuing
Authority: Air Resources Board

Comment: None received

Response: N/A

CERTIFIED:


Joan Gilpin
Board Secretary

DATE:

JUN 6 1979

Memorandum

To : Huey E. Johnson
Secretary
Resources Agency

Date : June 14, 1979

Subject: ARB Hearings
Resolutions 79-30,
79-31, 79-32, 79-33,
79-34, 79-35, ~~79-36~~,
79-49, 79-50

From : **Air Resources Board**
Joan Gilpin
Board Secretary

Pursuant to Title 17, Section 60007(b), and in compliance with Air Resources Board certification under Section 21080.5 of the Public Resources Code, the Air Resources Board hereby forwards for posting the attached notices of decision and response to environmental comments raised during the comment period.

Attachments