State of California
AIR RESOURCES BOARD

TRANSPORTATION CONFORMITY BUDGETS FOR THE SAN JOAQUIN VALLEY PM2.5 STATE IMPLEMENTATION PLAN

Resolution 15-39

July 23, 2015

Agenda Item No.: 15-6-03

WHEREAS, the Legislature in Health and Safety Code, section 39602, has designated the State Air Resources Board (ARB or Board) as the air pollution control agency for all purposes set forth in federal law;

WHEREAS, the ARB is responsible for the preparation of the State Implementation Plan (SIP) for attaining and maintaining the National Ambient Air Quality Standards (NAAQS) as required by the federal Clean Air Act (CAA); 42 U.S.C. section 7401 et. seq.), and to this end, is directed by Health and Safety Code, section 39602 to coordinate the activities of all local and regional air pollution control and air quality management districts (districts) necessary to comply with the CAA;

WHEREAS, the Health and Safety Code, section 39602, also provides that the SIP shall include only those provisions necessary to meet the requirements of the CAA;

WHEREAS, ARB has responsibility for ensuring that the districts meet their responsibilities under the CAA pursuant to Health and Safety Code, sections 39002, 39500, 39602, and 41650;

WHEREAS, ARB is authorized by the Health and Safety Code, section 39600 to do such acts as may be necessary for the proper execution of its powers and duties;

WHEREAS, the Health and Safety Code, sections 39515 and 39516, provide that any duty may be delegated to the Board's Executive Officer as the Board deems appropriate;

WHEREAS, the San Joaquin Valley Air Basin includes Fresno, Kings, Madera, Merced, San Joaquin, Stanislaus, Tulare, and western Kern Counties;

WHEREAS, the eight metropolitan planning organizations in the San Joaquin Valley are the regional transportation planning agencies in each of the eight counties, and have responsibility for preparing transportation control measures and strategies for the purpose of reducing motor vehicle emissions;

WHEREAS, the CAA requires that the SIPs for nonattainment areas include transportation conformity emission budgets to ensure that federally supported highway and transit activities are consistent with the SIP;

WHEREAS, in July, 1997, the United States Environmental Protection Agency (U.S. EPA) promulgated 24-hour and annual NAAQS for fine particulate matter (PM2.5) of 65 $\mu g/m^3$ and 15 $\mu g/m^3$, respectively;

WHEREAS, effective April 5, 2005, U.S. EPA designated the San Joaquin Valley Air Basin as nonattainment for the PM2.5 NAAQS;

WHEREAS, U.S. EPA SIP implementation regulations and guidance require that PM2.5 SIPs include air quality and emissions data, a control strategy, a modeled attainment demonstration, rate of progress milestones, conformity emission budgets, reasonably available control measure/technology demonstration and contingency measures;

WHEREAS, on April 16, 2015, the Governing Board of the San Joaquin Valley Air Pollution Control District (District) approved the *2015 Plan for the 1997 PM2.5 Standard* (2015 Plan), which demonstrates attainment of the annual PM2.5 standard in 2020 and the 24-hour PM2.5 standard in 2018;

WHEREAS, on May 21, 2015, the Board approved the District's 2015 Plan as a revision to the California SIP;

WHEREAS, the 2015 Plan contains transportation conformity emissions budgets for years 2014, 2017 and 2020 consistent with attainment of the 15 $\mu g/m^3$ annual PM2.5 standard in 2020;

WHEREAS, to support its approval of the District's 2015 Plan, U.S. EPA requested the State submit additional transportation conformity budgets for the year 2018;

WHEREAS, ARB proposed additional transportation conformity budgets for 2018 that are consistent with the 24-hour standard attainment demonstration in the Transportation Conformity Budgets for the San Joaquin Valley PM2.5 SIP Plan Supplement, released for public review on
June 19, 2015, (Attachment A);

WHEREAS, federal law set forth in the CAA, section 110(l) and Code of Federal Regulations, title 40, section 51.102, requires that one or more public hearings, preceded by at least 30 days notice and opportunity for public review, must be conducted prior to the adoption and submittal to the U.S. EPA of any SIP revision; and,

WHEREAS, the Board finds that proposed Transportation Conformity Budgets for the San Joaquin Valley PM2.5 SIP Plan Supplement meets the applicable requirements established by the CAA and U.S. EPA regulations.

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby approves the Transportation Conformity Budgets for the San Joaquin Valley PM2.5 SIP Plan Supplement, as set forth in Attachment A to this resolution, as a revision to the California SIP.

BE IT FURTHER RESOLVED, that the Board hereby directs the Executive Officer to forward the Transportation Conformity Budgets for the San Joaquin Valley PM2.5 SIP Plan Supplement as approved to U.S. EPA for inclusion in the SIP to be effective, for purposes of federal law, upon a finding of adequacy or approval by U.S. EPA.

BE IT FURTHER RESOLVED, that the Board directs the Executive Officer to work with U.S. EPA and take appropriate action to resolve any completeness or approvability issues that may arise regarding the SIP submission.

BE IT FURTHER RESOLVED, that the Board authorizes the Executive Officer to include in the SIP submittal any technical corrections, clarifications, or additions that may be necessary to secure U.S. EPA approval.

BE IT FURTHER RESOLVED, that the Board hereby certifies pursuant to California Federal Regulations, title 40, section 51.102, that the Transportation Conformity Budgets for the San Joaquin Valley PM2.5 SIP were adopted after notice and public hearing as required by California Federal Regulations, title 40, section 51.102.

I hereby certify that the above is a true and correct copy of Resolution 15-39 as adopted by the Air Resources Board.

Tracy Jensen

Tracy Jensen, Clerk of the Board

Resolution 15-39

July 23, 2015

Identification of Attachments to the Board Resolution

Attachment A: **Transportation Conformity Budgets for the San Joaquin Valley PM2.5 SIP Plan Supplement**