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**BOARD OF SUPERVISORS
COUNTY OF TUOLUMNE**

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June 12, 2007

Dr. Robert Sawyer, Chairman
California Air Resources Board
1001 I Street
P.O. Box 2815
Sacramento, CA 95812

**RE: Tuolumne County Air Pollution Control Board - Comments Regarding
Proposed Regulation for In-Use Off-Road Diesel Vehicles**

Dear Dr. Sawyer:

The Tuolumne County Air Pollution Control Board is providing the following comments regarding the California Air Resources Board's proposed adoption of the In-Use Diesel Off-Road Equipment Rule. As you know this air district along with several others in the Mountain Counties Air Basin are rural counties with populations of much less than 100,000 people per county. Our concern for air quality and that of public health will always remain a priority. However, Tuolumne County is routinely impacted by pollutants from the upwind areas making this and adjacent mountain counties nonattainment for the State 1-hr and 8-hr Ozone Standards, and the Federal 8-Hour Ozone Standard for which we are classified Subpart 1 Basic. As you know we are designated nonattainment due to overwhelming transport. We have very little say over those areas of the state that generate pollutants that ultimately degrade the quality of air in this region. We also understand the inequity of having to abide by control measures that will severely impact the economy of this region.

Our main concern with the proposed control measure is that the businesses of this county as with other rural counties will face economic hardships due to the costs that will be incurred in complying with the NOx reduction provisions of this regulation. This Board does understand the reasons for and supports the diesel PM reduction provisions for the sake of public health.

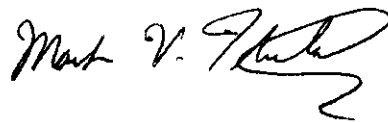


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This Board believes that requiring the larger urban counties to comply with this proposed regulation commensurate with their contribution of emissions will sufficiently reduce the lion's share of NOx and PM emissions that are generated. Adding Tuolumne, Mariposa, Calaveras, and Amador counties to the Captive Attainment Area Fleet definition and exempting these counties from the NOx Fleet Average and Turnover requirements is consistent with the California Clean Air Act and California Health and Safety Code Section 39610, which is intended to place the burden of reducing emissions on those upwind air districts that cause or contribute to ozone violations in the downwind districts.

In conclusion, the Board would like to thank you for your consideration of our recommendations. If you have any questions, or need additional information please contact myself at 209 533-5521 or Gary Caseri, Tuolumne County Air Pollution Control Officer at 209 533-5693.

Sincerely,



Mark V. Thornton, Chair
Tuolumne County Air Pollution Control Board

Cc. Governor Arnold Schwarzenegger
Senator Dave Cogdill
Assemblyman Tom Berryhill
Catherine Witherspoon, California Air Resources Board
Mary Pitto, Regional Council of Rural Counties
California State Association of Counties
Jim Harris, Amador County Air Pollution Control District
Lakhmir Grewal, Calaveras County Air Pollution Control District
Dr. Charles Mosher, Mariposa County Air Pollution Control District
Kim Heroy-Rogalski, California Air Resources Board
Mel Zeldin, California Air Pollution Control Officers Association

