

State of California
California Environmental Protection Agency
AIR RESOURCES BOARD

**Addendum to the Final Statement of Reasons for Rulemaking,
Including Summary of Comments and Agency Response**

PUBLIC HEARING TO CONSIDER THE ADOPTION, AMENDMENT
AND REPEAL OF REGULATIONS REGARDING
CERTIFICATION PROCEDURES AND TEST PROCEDURES FOR
GASOLINE VAPOR RECOVERY SYSTEMS

Public Hearing Dates: March 23, 2000
Agenda Item No.: 00-3-2

I. Introduction

As authorized by Government Code section 11349.4, the Air Resources Board (the "board" or "ARB") submits this addendum to the Final Statement of Reasons in response to the March 20, 2001, Notice of Approval in Part and Disapproval in Part of Regulatory Action and the March 27, 2001, Decision of Disapproval of Regulatory Action (Disapproval Decision). The Addendum supplements the rulemaking denominated as OAL File No. 01-0202-05 SR. From the denominated file, ARB incorporates by reference the Final statement of Reasons.

To address the Disapproval Decision, the ARB clarifies the regulations that are incorporated by reference in title 17, California Code of Regulations, section 94011. Specifically, the ARB clarifies section 18 of the Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities (herein after "certification procedure" or "CP-201"), which limits the duration, or term, of vapor recovery system certifications. Minor modifications that correct and clarify other sections of CP-201 and the test procedure, TP-201.2, Efficiency and Emission Factor for Phase II Systems, have also been made.

II. Statement of Reasons for Resubmittal Modifications

CP-201

Section 3.2.2 contains equations for calculating final allowable pressures for leak decay testing for Phase I systems. The exponent in Equation 3-1 has been corrected to reflect the more stringent standard required for assist Phase II vapor recovery systems (see section 4.2). This change will ensure that Phase I systems are compatible with both balance and assist Phase II vapor recovery systems.

Section 3.5 provides requirements for pressure/vacuum relief vent valves. Language has been added to sections 3.5.2 and 3.5.3 to clarify that the leak rates for vent valves include the vent valve connections.

Section 3.6 provides requirements for Phase I containment boxes. Section 3.6.3 has been modified to clarify removal of gasoline shall be in accordance with all applicable regulatory requirements pertaining to containment boxes as well as the requirements of the State Water Resources Control Board and the Department of Toxic Substances Control.

Section 18 describes the duration and conditions of certification. Section 18.1 limits the duration of vapor recovery system certifications. Section 18.1 has been modified to clarify that the duration of the certification is four years. Executive Officer discretion to certify a system for less than four years has been deleted.

TP-201.2

Section 12 provides equations to be used to calculate mass emission factor test results. Equation 12.1.1 of TP-201.2 is necessary to correct measured sample volumes to standard conditions for each dispensing episode. Equation 12.1.1 was inadvertently omitted in the version of TP-201.2 submitted to OAL. The modified section 12 corrects this error and includes equation 12.1.1.

III. Summary of the Comments Received in Response to Third Notice of Availability of Modified Text

The modifications to CP-201 and TP-201.2 were made available to the public for comment between May 31, 2001 and June 15, 2001. No comments were received.