State of California
AIR RESOURCES BOARD

Resolution 79-34

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, Butte County was designated nonattainment for oxidant, carbon monoxide, and particulate matter by the ARB under the provisions of Section 107(d) of the Clean Air Act;

D. WHEREAS, the Butte County Association of Governments 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 Butte County;

E. WHEREAS the Butte County Association of Governments held a public hearing on January 17, 1979 and adopted a nonattainment plan for Butte County;

F. WHEREAS, Butte County on February 16, 1979 transmitted the "Butte County Nonattainment Plan" (Butte 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.);

1. 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, air quality monitoring conducted in Butte County during 1978 revealed

violations of the ozone standard, such that the designation of non-attainment for ozone is continued in Butte County;

2. BE IT FURTHER RESOLVED, that the Board finds Butte 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 air quality analysis for carbon monoxide in the Butte Plan showing the effect of federally mandated motor vehicle emission standards will be sufficient to demonstrate attainment of the NAAQS for CO by 1982 to be adequate, and, therefore, no RACMs for CO are required;

4. 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 Butte County to comply with requirements for a RACM for Stage I vapor recovery systems. The Board, furthermore, finds the County should commit to study the feasibility of adopting vapor recovery rules consistent with the ARB model rules;

5. 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 Butte 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;

6. BE IT FURTHER RESOLVED, that the Board finds emissions from degreasing activities in Butte County are approximately 100 tons per year and the SVABCC model degreasing rule is not adequate for Butte County to comply with RACM requirements. The Board commits to include in the Butte SIP submission rules for cold and vapor degreasing. 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 the Plan fails to include a rule for control of cutback asphalt although it is a RACM Category I and EPA Control Technique Guidance I and commits to include in the Butte 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;

8. BE IT FURTHER RESOLVED, that the Board finds the Butte County commitment to adopt the SVABCC proposed model rule for petroleum dry cleaners to be acceptable, but Butte County should also commit to study the feasibility of adopting a dry cleaning rule that is consistent with the ARB model rule;

9. BE IT FURTHER RESOLVED, that the Board finds Butte 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;

10. BE IT FURTHER RESOLVED, that the Board finds the SVABCC model New Source Review (NSR) rule, which Butte 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 Butte SIP submission an adequate NSR rule and delegates to the Executive Officer the authority to adopt, after hearing, a NSR rule for Butte County if he determines that the Butte County APCD has not adopted or will not adopt by June 30, 1979 a rule as effective as the ARB model rule;

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

12. BE IT FURTHER RESOLVED, that the Board directs the Executive Officer to revise the Butte 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 79-34 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 Butte County Nonattainment Plan 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: 79-34

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
Joan Gilpin
Board Secretary

DATE: JUN 6 1979

State of California

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