



County of Tuolumne

Agricultural Commissioner • Weights & Measures
Animal Control • Air Pollution Control

VICKI HELMAR

*Agricultural Commissioner
Director of Weights & Measures
Director of Animal Control
Air Pollution Control Officer*

December 10, 2008

Mary Nichols, Chair
California Air Resources Board
P.O. Box 2815
Sacramento, Ca 95812

Subject: Tuolumne County Board of Supervisors Resolution No. 147-08 in Opposition to California Air Resources Board Proposed In-Use Heavy Duty On-Road Diesel-Fueled Vehicle Rule

Dear Chairman Nichols:

At its meeting on December 9, 2008, the Tuolumne County Board of Supervisors voted unanimously in favor of approving the attached Resolution opposing the California Air Resources Board's adoption of the *Regulation to Reduce Emissions of Diesel Particulate Matter, and Other Pollutants from In-Use Heavy-Duty Diesel-Fueled Vehicles*, at this time. A copy of this Resolution is being sent to your office.

The Board of Supervisors main argument for passing this resolution is that California's current economic climate is severely depressed with an unprecedented budget deficit that will have grave impacts to counties throughout the state, particularly rural counties such as Tuolumne. The Tuolumne County Board of Supervisors also believe that until an economic analysis has been conducted on rural communities, this regulation should be postponed.

There continues to be a high regard for air quality in Tuolumne County and that emissions reductions are needed to attain and maintain the state and federal air quality standards. However, at this time, in what would be considered a historical economic crisis, this is not the time to adopt a regulation that will have a significant negative impact to businesses, government agencies, school districts, and the agricultural community.

We urge you to take steps to postpone this regulation until such time as the economy improves and an assessment of the economic impacts to rural counties are addressed. We appreciate your attention to this matter.

Sincerely,

FvJ

Vicki Helmar
Tuolumne County Air Pollution Control Officer

**Agricultural Commissioner
Weights & Measures
Air Pollution Control**
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22365 S. Airport Rd.
Sonora, CA 95370
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Animal Control
Located at:
10040 Victoria place
Jamestown, CA 95327
Phone: (209) 984-1338

All Mailing:
2 So. Green St.
Sonora, CA 95370

Enclosure

cc. Governor Arnold Schwarzenegger
State Capitol Building
Sacramento, Ca 95814

Senator Dave Cogdill
State Capitol, Room 305
Sacramento, CA 95814

Assemblyman Tom Berryhill
State Capitol, Room 4116
Sacramento, Ca 95814

Richard Pland, Chair
Tuolumne County Board of Supervisors
2 South Green Street
Sonora, Ca 95370

Regional Council of Rural Counties
1215 K Street, Suite 1650
Sacramento CA 95814

California State Association of Counties
1100 K Street, Suite 101
Sacramento, CA 95814



No. 147-08

Filed December 9, 2008

By [Signature]
Clerk of the Board of Supervisors

RESOLUTION No. 147-08

**RESOLUTION OF THE TUOLUMNE COUNTY BOARD OF SUPERVISORS
REQUESTING A DELAY IN THE IMPLEMENTATION OF THE IN-USE HEAVY
DUTY ON-ROAD DIESEL-FUELED TRUCK REGULATION**

WHEREAS, the Tuolumne County Board of Supervisors recognizes that the Air Resources Board is proposing adoption of a mobile source control measure to reduce emissions from Heavy Duty On-Road Diesel Trucks; and

WHEREAS, California's economy is severely depressed and the Governor has recently announced a \$28 billion dollar revenue shortfall for the current and upcoming fiscal years; and

WHEREAS, Tuolumne County has grave concerns regarding the damage to the local economy by the adoption and implementation of the proposed Heavy Duty On-Road Diesel Truck Rule; and

WHEREAS, Tuolumne County and other rural counties within California have already or will soon be significantly economically impacted by the In-Use Off-Road Diesel Control Measure, the Public Fleet Rule, Stationary Diesel Engine Rule and other such control measures recently adopted by the Air Resources Board; and

WHEREAS, no economic analysis of the impact of the proposed Heavy Duty On-Road Diesel Truck Rule has been conducted on rural communities; and

WHEREAS, such a study would find that a significant cumulative economic impact would occur to rural communities if the proposed Heavy Duty On-Road Diesel Truck Rule were to be adopted this year in conjunction with other recently adopted Air Resources Board control measures; and

WHEREAS, diesel particulate matter is a significant health risk in densely populated areas, the risks are greatly reduced in rural communities with lower traffic volumes, lower population densities, and better ambient air quality; and

WHEREAS, a significant number of businesses in Tuolumne County operate Heavy Duty On-Road Diesel Trucks; and

WHEREAS, Heavy Duty On-Road Diesel Trucks are an essential element of the county's economy; and

WHEREAS, Tuolumne County has been significantly impacted by high fuel costs, recent wildfires, the decline in the timber industry, and the ongoing state and national economic crisis; and

WHEREAS, Tuolumne County currently has an unemployment rate of 8.2% and climbing; and

WHEREAS, Tuolumne County's per capita income is ranked 29th in the State of California; and

WHEREAS, Tuolumne County would face an even greater risk of a depressed local economy if businesses and entities are required to comply with the proposed Heavy Duty On-Road Diesel Truck Rule.

NOW, THEREFORE BE IT RESOLVED, the Tuolumne County Board of Supervisors opposes the adoption of the In-Use Heavy Duty On-Road Diesel Truck Rule, at this time or until such time as the economic impact on rural communities has been fully addressed and mitigated; and

ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF TUOLUMNE ON DECEMBER 9, 2008.

AYES: 1ST Dist. Budd NOES: _____ Dist. _____

2nd Dist. Mayer Dist. _____

3rd Dist. Merrison ABSENT: _____ Dist. _____

4th Dist. Thornton Dist. _____

5th Dist. Pland ABSTAIN: _____ Dist. _____



CHAIR OF THE BOARD OF SUPERVISORS

ATTEST: Alicia L. Jamar
Clerk of the Board

No. 147-08

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

By: Alicia L. Jamar
ALICIA L. JAMAR
Clerk of the Board