Air Resources Board

Mary D. Nichols, Chair
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Matthew Rodriquez
Secretary for
Environmental Protection

Edmund G. Brown Jr.
Governor

June 15, 2017

Ms. Alexis Strauss
Acting Regional Administrator
Region 9
U.S. Environmental Protection Agency
75 Hawthorne Street
San Francisco, California 94105

Dear Ms. Strauss:

The California Air Resources Board (CARB) is submitting the enclosed regulations covered by Clean Air Act Section 209 waivers and authorizations to the U.S. Environmental Protection Agency (U.S. EPA) for inclusion into the California State Implementation Plan (SIP).

On May 20, 2015, the Ninth Circuit U.S. Court of Appeals ruled that U.S. EPA had erred in approving California SIPs that relied on emission reductions from waiver and authorization measures without specifically including those measures in the SIP. (See, *Committee For a Better Arvin, et al. v. U.S. EPA, et al.* (No. 11-73924).) Consequently, to facilitate U.S. EPA approval of California's pending and future SIP submittals, California is submitting regulations for which U.S. EPA has granted California waiver or authorization actions, and upon which California is relying to attain national ambient air quality standards.

At its July 23, 2015 Board Hearing, CARB approved submittal of these measures into the SIP once U.S. EPA approval of the waiver and authorizations is obtained. No comments were received at the Board Hearing. U.S. EPA recently granted waivers and authorizations for the regulations as shown in the enclosed Waiver Authorization List.

CARB's submittal consists of one hard copy and one duplicate electronic copy on compact discs of the following items.

1) A list of the measures with approved waivers and authorizations that includes the relevant sections of the California Code of Regulations, federal register notice, and related docket numbers;

2) CARB Resolution 15-40 directing CARB staff to submit waiver and authorization measures as a revision to the California SIP;

3) CARB Staff Report, *Submission of Waiver and Authorization Measures into the California SIP,* dated June 19, 2015;

4) Public Hearing Notice for the CARB Board Hearing on July 23, 2015, and public notice evidence;

5) Comment Log demonstrating that no comments were submitted;

6) Final Regulation Orders, Test Procedures, and documents incorporated by reference for each measure; and

7) SIP Completeness Checklist.

CARB is committed to working with U.S. EPA to provide any additional clarifying information that may be needed. If you have any questions, please contact Kurt Karperos, Deputy Executive Officer, at (916) 322-2739, or have your staff contact Karen Magliano, Chief, Air Quality Planning and Science Division, at (916) 322-5350.

Sincerely,

Richard W. Corey
Executive Officer

Enclosures

cc: See next page.

cc: (w/o enclosures)

Elizabeth Adams
Acting Director
Region 9, Air Division
U.S. Environmental Protection Agency
75 Hawthorne Street
San Francisco, California 94105

Mr. Kurt Karperos
Deputy Executive Officer
Executive Office

Ms. Karen Magliano, Chief
Air Quality Planning and Science Division