State of California
AIR RESOURCES BOARD

Executive Order R-14-003

Relating to the Certification and Test Procedures for Vapor Recovery Systems at Gasoline Dispensing Facilities and Cargo Tanks

WHEREAS, on July 25, 2013, the Air Resources Board (ARB or Board) conducted a public hearing to consider for approval amendments to the Certification and Test Procedures for Vapor Recovery Systems at Gasoline Dispensing facilities (GDFs) and Cargo Tanks, as set forth in the Initial State of Reasons released to the public on June 5, 2013;

WHEREAS, the environmental analysis included in the Initial Statement of Reasons, prepared in accordance with ARB's certified regulatory program and the policy and substantive requirements of CEQA, concluded that the amendments will not result in any significant adverse impacts on the environment;

WHEREAS, following the public hearing, the Board adopted Resolution13-32, in which the Board approved for adoption amendments to sections 94011, 94014, and 94016, title 17, California Code of Regulations (CCR), and the incorporated certification and test procedures, as set forth in Attachments A and B thereto;

WHEREAS, Resolution 13-32, directed the Executive Officer to determine if additional conforming modifications to the regulation and additional supporting documents and information were appropriate and take final action to adopt the modified regulation after making the modified regulatory language and any additional supporting documents and information available to the public for a period of 15 days, consider such written comments as may be submitted during this period, make such further modifications as may be appropriate in light of the comments received, or return the regulatory amendments to the Board for further consideration if warranted;

WHEREAS, on March 3, 2014, the amendments approved by the Board and other changes made to best reflect the intent of the Board at the hearing, were made available for public comment for a period of 15-days, with the changes to the originally proposed text clearly indicated, in accordance with the provisions of title 1, California Code of Regulations, section 44;

WHEREAS, Resolution 13-32, further directed the Executive Officer to consider and approve the written responses to any comments raising environmental issues in accordance with CCR, title 17, section 60007 prior to taking final action to adopt the regulatory amendments; and

WHEREAS, two written comments were received during the initial 45-day comment period and no comments were received during the supplemental 15-day comment period, and those comments have been considered by the Executive Officer.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 13-32 are incorporated herein.

IT IS FURTHER ORDERED, the written responses prepared for comments received are hereby approved, including the written responses to any environmental issues raised as required by CCR, title 16, section 60007.

IT IS FURTHER ORDERED that sections 94014, and 94016, title 17, California Code of Regulations, as set forth in Attachment 1 to this order, CP-204 - "Certification Procedure for Vapor Recovery Procedure for Vapor Recovery Systems for Cargo Tanks", as set forth in Attachment 2 to this order, TP-204.1 - "Determination of Five Minute Static Pressure Performance of Vapor Recovery Systems of Cargo Tanks" as set forth in Attachment 3 to this order, TP-204.2 - "Determination of One Minute Static Pressure Performance of Vapor Recovery Systems of Cargo Tanks" as set forth in Attachment 4 to this order, TP-204.3 - "Determination of Leak(s)" as set forth in Attachment 5 to this order, TP-206.2 - "Determination of Emission Factor for Standing Loss Control Vapor Recovery Systems Using Processors at Gasoline Dispensing Facilities with Aboveground Storage Tanks" as set forth in Attachment 6 to this order, TP-206.4 – "Volumetric Efficiency of Phase I Vapor Recovery Systems for Aboveground Storage Tanks as set forth in Attachment 7 to this order, and CP-206 – "Vapor Recovery Certification Procedure" as set forth in Attachment 8 to this order, are adopted.

IT IS FURTHER ORDERED that the adopted regulatory text and incorporated certification and test procedures may be further revised with nonsubstantial or grammatical changes, which will be added to the rulemaking record and indicated as such.

Executed this 27th day of May 2014, at Sacramento, California.

FILED
MAY 28 2014
Resources Agency of California

Richard W. Corey
Executive Officer

Attachments