



South Coast Air Quality Management District

21865 Copley Drive, Diamond Bar, CA 91765-4182
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October 7, 2011

Office of the Secretary for Resources
Attn: General Counsel's Office
1416 9th Street, Suite 1311
Sacramento, CA 95814

To Whom It May Concern:

Enclosed please find two copies of the Notice of Decision (NOD) for the CEQA document prepared for Proposed Amended Rule (PAR) 1470 – Requirements for Stationary Diesel-Fueled Internal Combustion and Other Compression Ignition Engines. The Final Environmental Assessment (EA) for PAR 1470 was prepared pursuant to CEQA and the South Coast Air Quality Management District's (SCAQMD) certified regulatory program. The CEQA document was certified by SCAQMD's Governing Board at its October 7, 2011 Public Hearing. Please record and post the NOD according to the provisions of CEQA.

SCAQMD Rule 110 requires that written responses to public comments on a SCAQMD CEQA document be filed with the Secretary of Resources along with the Notice of Decision. Two comment letters were received with comments primarily related to the proposed amended rule, which also contained several CEQA-related comments. Both of the letters and individual responses to comments are included in Appendix D of the Final SEA, which is attached.

It was determined that the proposed project qualifies for the “no effect” fee exemption in accordance with Department of Fish and Game Code §711.4, Title 14, California Code of Regulations (CCR) and, therefore, a copy of the signed Fish and Game “no effect” fee exemption form is attached to prove compliance and ensure immediate posting of the NOD.

Please confirm receipt of one copy of the NOD and return it to the undersigned. Two return envelopes have been provided for your convenience (one for the confirmed copy upon receipt, and one for the original NOD to be returned after the posting period). If you have any questions, please call me at (909) 396-3054 or James Koizumi at (909) 396-3234.

Sincerely,

Steve Smith, Ph.D.
CEQA Program Supervisor
Planning, Rule Development and Area Sources

Enclosures

NOTICE OF DECISION

To: Office of the Secretary for Resources
General Counsel's Office
1416 9th Street, Suite 1311
Sacramento, CA 95814

From: SCAQMD
Planning, Rules and Area Sources
21865 Copley Drive
Diamond Bar, CA 91765

Subject: FILING OF NOTICE OF DECISION IN COMPLIANCE WITH §21080.5 OF THE PUBLIC RESOURCES CODE

Project Title: Proposed Amended Rule (PAR) 1470 – Requirements for Stationary Diesel-Fueled Internal Combustion and Other Compression Ignition Engines

Lead Agency: South Coast Air Quality Management District

SCAQMD Number: 110729JKK
SCH No.: 2011071089

Date Certified: October 7, 2011

Contact Person: James Koizumi

Telephone Number: (909) 396-3234

Project Location: South Coast Air Quality Management District area of jurisdiction: South Coast Air Basin (all of Orange County and the nondesert portions of Los Angeles, Riverside, and San Bernardino counties), and the Riverside County portions of the Salton Sea Air Basin and Mojave Desert Air Basin

Project Description:

PAR 1470 would revise the limits for NOx and hydrocarbon (HC) emissions for new emergency standby engines to eliminate the current requirement to install after-treatment controls for NOx and HC. Proposed amendments would delay PM emission compliance dates for new emergency standby engines to July 1, 2012 and narrow the applicability of the current PM standards to those engines that are located within 100 meters of a sensitive receptor or residence. New direct-drive emergency standby fire pump engines, new emergency standby direct-drive flood control pump engines, emergency standby engines used to supply power to electrically driven flood control pumps, and new emergency standby engines used to supply power to water control facilities would not be required to install PM and NOx after treatment. An exemption for stationary engines used at research and development for educational facilities would be incorporated into the rule. Air Toxic Control Measure (ATCM) requirements for new agricultural engines would also be incorporated by reference, replacing existing requirements for new agricultural engines in the existing Rule 1470. ATCM requirements for in-use agricultural engines would be incorporated by reference. The Initial Study and the Draft EA for the proposed project identified air quality as the only topic where adverse impacts are expected to exceed the SCAQMD's significance thresholds. PAR 1470 is considered significant because it would result in 500 pounds per day of construction and operational NOx emissions increases and reductions foregone, which exceeds the applicable significance threshold (55 pounds per day), and health risk reductions foregone from new emergency standby direct-drive fire pump engines (27 in one million) were estimated to exceed the SCAQMD significance threshold of 10 in one million. No feasible mitigation measures or project alternatives have been identified that would further reduce air quality impacts to less than significant levels, while still achieving the overall objectives of the project.

This is to advise that the South Coast Air Quality Management District has approved the above described project and has made the following determinations regarding the above described project:

1. The project will have a significant impact on the environment.
2. Since no feasible mitigation measures were identified, while still achieving the overall objectives of the project; mitigation measures not were made a condition of the approval of this project.
3. Since no feasible mitigation measures were identified, while still achieving the overall objectives of the project; a mitigation monitoring program under PRC § 21081.6 was not adopted for this project.
4. Findings were adopted for this project.
5. A Statement of Overriding Considerations was adopted for this project.

The Final EA, supporting documentation, and record of project approval may be examined at: SCAQMD, 21865 Copley Drive, Diamond Bar, CA 91765.

Date Received for Filing

Signature: _____
Steve Smith, Ph.D.
Program Supervisor, CEQA Section
Planning, Rules, and Area Sources