



South Coast Air Quality Management District

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SUBJECT: NOTICE OF EXEMPTION FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

PROJECT TITLE: PROPOSED RULE 314 – FEES FOR ARCHITECTURAL COATING MANUFACTURERS

Pursuant to the California Environmental Quality Act (CEQA) Guidelines, the South Coast Air Quality Management District (SCAQMD) is the Lead Agency and will prepare a Notice of Exemption for the project identified above.

Pursuant to CEQA, the SCAQMD is the Lead Agency and has reviewed proposed amended Rule 314 pursuant to CEQA Guidelines §§15002 (k)(1) and 15061. The proposed project clarifies the applicability of those facilities subject to the rule, imposes new reporting requirements, and provides a new exemption from assessing fees from recycled coatings manufacturers. Because the proposed project does not affect emissions or change the current environmental setting, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, therefore, the activity is not subject to CEQA pursuant to CEQA Guidelines §15061(b)(3). In addition, as a modification to a fee rule with the primary purpose of imposing fees to recover the program costs for implementing Rule 1113 – Architectural Coatings, it is statutorily exempt from CEQA pursuant to CEQA Guidelines §15273 - Rates, Tolls, Fares and Charges. A Notice of Exemption has been prepared pursuant to CEQA Guidelines §15062 - Notice of Exemption. The Notice of Exemption will be filed with the county clerks of Los Angeles, Orange, Riverside and San Bernardino counties immediately following the adoption of the proposed project.

Any questions regarding this Notice of Exemption should be sent to Michael Krause (c/o Planning, Rule Development & Area Sources) at the above address. Mr. Krause can also be reached at (909) 396-2706.

Date: January 9, 2009

Signature: Steve Smith

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

