

NOTICE OF PUBLIC HEARING

PROPOSED ADOPTION OF, OR AMENDMENT TO,
THE RULES AND REGULATIONS OF THE SOUTH COAST AIR QUALITY
MANAGEMENT DISTRICT

**RE: Proposed Amended Regulation III – Fees and Rule 209 – Transfer and
Voiding of Permits**

NOTICE IS HEREBY GIVEN that a public hearing on the matter of adoption of rules and regulations for the South Coast Air Quality Management District (SCAQMD), or the amendments thereto, will be held on Friday, May 3, 2019 in the Auditorium at SCAQMD Headquarters, 21865 Copley Drive, Diamond Bar, CA 91765, at 9:00 a.m., or later, at which time evidence will be taken and all interested persons will be heard by the SCAQMD Board.

NOTICE IS FURTHER GIVEN that the SCAQMD is considering the adoption of Proposed Amended Regulation III – Fees and Proposed Amended Rule 209. Proposed Amended Regulation III will: 1) pursuant to Rule 320, increase fees where applicable by 3.5% consistent with the Consumer Price Index; 2) add new fees which are necessary to meet the requirements of recently adopted rules and state mandates; 3) add new or increased fees which are necessary to provide more specific cost recovery for other regulatory actions taken by the agency; and 4) make administrative changes that include clarification, deletions, or corrections of existing rule language, which have no fee impact. Proposed Amended Rule 209 will add a clarification on how permit transfers are considered when there is a change of owner/operator.

NOTICE IS FURTHER GIVEN that the proposed amendments to Regulation III – Fees and Rule 209 – Transfer and Voiding of Permits will not be submitted for inclusion into the State Implementation Plan.

NOTICE IS FURTHER GIVEN that the proposed amended regulation and the proposed amended rule do not impose a new emission limit or standard, make an existing emission limit or standard more stringent, or impose new or more stringent monitoring, reporting, or recordkeeping requirements and therefore, a comparative analysis pursuant to Health and Safety Code Section 40727.2 is not required.

NOTICE IS FURTHER GIVEN that SCAQMD staff has reviewed the proposed project pursuant to CEQA Guidelines Section 15002 (k) – General Concepts, the three-step process for deciding which document to prepare for a project subject to CEQA and CEQA Guidelines Section 15061 – Review for Exemption, procedures for determining if a project is exempt from CEQA and has determined that the proposed amendments to Regulation III and Rule 209 – Transfer and Voiding of Permits are exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) – Activities Covered by General Rule. Additionally, the proposed amendments to Regulation III are statutorily exempt from CEQA pursuant to Section 15273 – Rates, Tolls, Fares, and Charges. Also, the proposed amendments to Rule 209 are categorically exempt from CEQA pursuant to CEQA Guidelines Section 15308 – Action by Regulatory Agencies for Protection of the Environment. Further, SCAQMD staff has determined that there is no substantial evidence indicating that any of the exceptions to the categorical exemption apply to the proposed project pursuant to CEQA Guidelines Section 15300.2 – Exceptions. A Notice

of Exemption (NOE) will be prepared pursuant to CEQA Guidelines Section 15062 - Notice of Exemption, and if the project is approved, the NOE will be filed with the county clerks of Los Angeles, Orange, Riverside and San Bernardino counties.

NOTICE IS FURTHER GIVEN that SCAQMD staff has prepared documents, for consideration by the SCAQMD Board, including:

- Proposed Amended Regulation III - Fees and Rule 209 – Transfer and Voiding of Permits
- Staff Report for Proposed Amended Regulation III and Rule 209
- Socioeconomic Impact Assessment for Rule 320 – Automatic Adjustment Based on Consumer Price Index for Regulation III Fees
- Socioeconomic Impact Assessment for Proposed Amended Regulation III - Fees and Rule 209 – Transfer and Voiding of Permits

NOTICE IS FURTHER GIVEN that the above documents may be obtained from the SCAQMD's Public Information Center located in the SCAQMD headquarters lobby, or the SCAQMD's publication request line at (909) 396-2039 or from: Ms. Fabian Wesson – Assistant Deputy Executive Officer/Public Advisor, SCAQMD, 21865 Copley Drive, Diamond Bar, CA 91765, PICrequests@aqmd.gov.

NOTICE IS FURTHER GIVEN that at the conclusion of the public hearing, the SCAQMD Board may make other modifications to Proposed Amended Regulation III and Proposed Amended Rule 209, which are justified by the evidence presented, or may decline to adopt some or all of the proposed amendments.

Questions, comments or requests for clarification regarding Proposed Amended Regulation III and Proposed Amended Rule 209 can be directed to Mr. Shah Dabirian, Planning, Rule Development and Area Sources, SCAQMD, 21865 Copley Drive, Diamond Bar, CA 91765, sdabirian@aqmd.gov, (909) 396-3076. All CEQA inquiries can be directed to Mr. Ryan Bañuelos, CEQA Section, Office of Planning, Rule Development and Area Sources, SCAQMD, 21865 Copley Drive, Diamond Bar, CA 91765, rbañuelos@aqmd.gov or by calling (909) 396-3479. All inquiries regarding the Socioeconomic Impact Assessments can be directed to Mr. Ryan Finseth, Socioeconomic Section, Office of Planning, Rule Development and Area Sources, SCAQMD, 21865 Copley Drive, Diamond Bar, CA 91765, rfinseth@aqmd.gov, (909) 396-3575.

Interested persons may attend and submit oral or written statements at the Board Hearing. Twenty-five (25) copies of all written materials must be submitted to the Clerk of the Board. Individuals who wish to submit written comments for review prior to the hearing must submit such comments to the Clerk of the Board, 21865 Copley Drive, Diamond Bar, CA, 91765-4178, (909) 396-2500, or to cob@aqmd.gov on or before Tuesday, April 23, 2019. Electronic submittals will only be accepted if no more than 10 pages including attachments; and in MS Word, plain, or HTML format.

DATED: March 27, 2019

DENISE GARZARO
Clerk of the Boards