

NOTICE OF PUBLIC HEARING

PROPOSED ADOPTION OF, OR AMENDMENT TO, THE RULES AND REGULATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT AND PROPOSED SUBMISSION INTO THE STATE IMPLEMENTATION PLAN

RE: Proposed Amended Rule 445 – Wood-Burning Devices

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 (South Coast AQMD), or the amendments thereto, will be held on **Friday, June 5, 2020**, in the Auditorium at South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, CA at 9:00 a.m., at which time evidence will be taken and all interested persons will be heard by the South Coast AQMD Board. Given the health and safety concerns regarding the coronavirus (COVID-19), please note circumstances may require that the meeting be conducted via webcast with opportunities for public comment. Should the meeting be conducted via webcast or be held subject to special instructions, the public will be notified via the South Coast AQMD website <http://www.aqmd.gov/home/news-events/meeting-agendas-minutes> with instructions on how to participate ahead of time.

NOTICE IS FURTHER GIVEN that the South Coast AQMD is considering the adoption of Proposed Amended Rule (PAR) 445. The air quality objective of the proposed amendments is to implement U.S. EPA contingency measure requirements and Control Measure BCM-09 from the 2016 Air Quality Management Plan. The proposed amendments would codify the existing practice of declaring a Basin-wide No-Burn day for any threshold exceedance and automatically trigger implementation of incrementally more stringent contingency measures in the event the Basin fails to attain the applicable PM_{2.5} standards or comply with certain other air quality requirements by the applicable deadlines. Implementation of these contingency measures would result in incrementally lower thresholds for declaring a No-Burn day, and a corresponding reduction in PM_{2.5} emissions. Other minor amendments are proposed as necessary to clarify rule requirements, including definitions of terms.

NOTICE IS FURTHER GIVEN that PAR 445 will be submitted to the California Air Resources Board and the United States Environmental Protection Agency for inclusion into the State Implementation Plan.

NOTICE IS FURTHER GIVEN that a written analysis pursuant to California Health and Safety Code Section 40727.2 has been prepared that identifies all existing federal air pollution control requirements, all South Coast AQMD existing and proposed rules and regulations, and all air pollution control requirements and guidelines that apply to the same equipment or source type as the rule proposed for amendment.

NOTICE IS FURTHER GIVEN that pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15002(k) and 15061, the proposed amendments to Rule 445 are exempt from CEQA pursuant to CEQA Guidelines Sections 15061(b)(3) and 15308. Further, there is no substantial evidence indicating that any of the exceptions to the categorical exemptions apply to the proposed project pursuant to CEQA Guidelines Section 15300.2. A Notice of Exemption will be prepared pursuant to CEQA Guidelines Section 15062, and if the project is

approved, the Notice of Exemption will be filed with the county clerks of Los Angeles, Orange, Riverside and San Bernardino counties.

NOTICE IS FURTHER GIVEN that the South Coast AQMD has prepared the following documents relevant to the proposed amended rule including:

- Proposed Amended Rule 445
- Staff Report for Proposed Amended Rule 445
- Comparative Analysis for Proposed Amended Rule 445, included in the Staff Report

NOTICE IS FURTHER GIVEN that the above documents may be obtained from the South Coast AQMD website at <http://www.aqmd.gov/home/rules-compliance/rules/scaqmd-rule-book/proposed-rules>, or South Coast AQMD's publication request line at (909) 396-2001, or from: Ms. Fabian Wesson – Assistant Deputy Executive Officer/Public Advisor, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, (909) 396-2432, PICrequests@aqmd.gov.

NOTICE IS FURTHER GIVEN that at the conclusion of the public hearing, consistent with Health and Safety Code Section 40726, the South Coast AQMD Board may make other modifications to PAR 445, 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 PAR 445 can be directed to Henry Pourzand, Planning, Rule Development and Area Sources, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, hpourzand@aqmd.gov, (909) 396-2414. All CEQA inquiries can be directed to Ryan Banuelos, CEQA Section, Planning, Rule Development and Area Sources, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, rbanuelos@aqmd.gov, (909) 396-3479. Interested persons may attend and submit oral or written statements at the Board Hearing. All written materials must be submitted to the Clerk of the Board. Individuals who wish to submit written or electronic comments for review prior to the hearing must submit such comments to the Clerk of the Board, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA, 91765-4178, (909) 396-2500, or to cob@aqmd.gov, on or before Tuesday, May 26, 2020. Electronic submittals will only be accepted if no more than 10 pages including attachments; and in MS Word, plain, or HTML format. Otherwise, if more than 10 pages, please submit in paper format as described above.

Americans with Disabilities Act and Language Accessibility

Disability and language-related accommodations can be requested to allow participation in the Governing Board meeting. The agenda will be made available, upon request, in appropriate alternative formats to assist persons with a disability (Gov't Code Section 54954.2(a)). In addition, other documents may be requested in alternative formats and languages. Any disability or language-related accommodation must be requested as soon as practicable. Requests will be accommodated unless providing the accommodation would result in a fundamental alteration or undue burden to the South Coast AQMD. Please contact the Clerk of the Board Office, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, at (909) 396-2500 (for TTY, 909-396-3560) from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to PICrequests@aqmd.gov.

DATED: April 15, 2020

FAYE THOMAS
Clerk of the Boards