South Coast Air Quality Management District

Notice of Public Workshop and CEQA Scoping Session

Proposed Amended Rule 307.1 – Alternative Fees for Air Toxics Emissions Inventory
Proposed Amended Rule 1401 – New Source Review of Toxic Air Contaminants
Proposed Amended Rule 1402 – Control of Toxic Air Contaminants from Existing Sources
Draft Public Notification Procedures for Facilities Under the Air Toxics "Hot Spots" Information and Assessment Act (AB 2588) and Rule 1402
Draft Supplemental Guidelines for Participating in the Rule 1402 Voluntary Risk Reduction Program

August 10, 2016
10:00 a.m.
SCAQMD Auditorium
21865 Copley Drive
Diamond Bar, CA 91765

Purpose of This Meeting

The South Coast Air Quality Management District (SCAQMD) has scheduled a public workshop to present and solicit information and suggestions from the public regarding **Proposed Amended Rule (PAR) 307.1 – Alternative Fees for Air Toxics Emissions Inventory, PAR 1401 – New Source Review of Toxic Air Contaminants, and PAR 1402 – Control of Toxic Air Contaminants from Existing Sources.** The SCAQMD is also soliciting comments on the SCAQMD's "Draft Public Notification Procedures for Facilities Under the Air Toxics "Hot Spots" Information and Assessment Act (AB 2588) and Rule 1402" (Draft Notification Procedures) and "Draft Guidelines for Participating in the Rule 1402 Voluntary Risk Reduction Program" (Draft Guidelines). The Proposed Amended Rules, Draft Notification Procedures, and Draft Guidelines are scheduled for a Public Hearing on October 7, 2016.

Rule Background

On March 6, 2015, the Office of Environmental Health Hazard Assessment (OEHHA) approved revisions to their Air Toxics Hot Spots Program Guidance Manual for Preparation of Risk Assessments (Revised OEHHA Guidelines). The Revised OEHHA Guidelines incorporate age sensitivity factors which increase cancer risk estimates to residential and sensitive receptors by approximately three times, and more for certain toxic air contaminants with multi-pathway health effects. Even with no increase in toxic emissions at a facility, the estimated cancer risk using the Revised OEHHA Guidelines will increase. During the June 2015 Board Hearing to incorporate the Revised OEHHA Guidelines in Rules 1401 and 1402, the Governing Board directed staff to develop a Voluntary Risk Reduction Program that would provide streamlined notification for facilities that elect to make additional risk reductions.

Proposed Rule and Objective

PAR 1402 includes a Voluntary Risk Reduction Program that provides an option for certain facilities impacted by the Revised OEHHA Guidelines to address their increased risk estimates by reducing their risk below levels required by 1402, with a modified public notification process. PAR 1402 also includes additional risk reduction requirements that would require implementation of risk reduction measures earlier for Potentially High Risk Level Facilities. PAR 1402 includes requirements for submitting Air Toxics

Inventory Reports, Health Risk Assessments and Risk Reduction Plans, decreasing risk reduction implementation time, and changing time extension requirements. This will reduce the overall time to complete risk reduction. Other amendments are provided to improve the clarity of Rule 1402 and streamline implementation. To further implement PAR 1402, staff is also revising the "Public Notification Procedures for Phase I and II Facilities Under the Air Toxics "Hot Spots" Information and Assessment Act of 1987 (AB 2588)" and has developed "Guidelines for Participating in the Rule 1402 Voluntary Risk Reduction Program".

PAR 307.1 updates references, includes a provision requiring the facility owner or operator to directly pay or reimburse SCAQMD for costs of public meetings, adds a fee for Voluntary Risk Reduction Facilities, and minor clarifications to improve clarity. PAR 1401 removes provisions that require staff to report to the Governing Board regarding OEHHA changes to risk values, similar to proposed amendments to Rule 1402.

California Environmental Quality Act

Pursuant to the California Environmental Quality Act (CEQA) and SCAQMD Rule 110, SCAQMD staff will evaluate the proposed project and make the appropriate CEQA determination. The public workshop also serves as a CEQA scoping meeting to solicit public input on any potential environmental impacts from the proposed projects. Comments received at the public workshop on any environmental impacts will be considered when making the CEQA determination.

Comments and suggestions regarding the CEQA analysis for PAR 307.1, PAR 1401, and PAR 1402 should be directed to:

Jeff Inabinet
CEQA Section
Planning, Rule Development and Area Sources
21865 Copley Drive
Diamond Bar, CA 91765-4182
(909) 396-2453
jinabinet@aqmd.gov

Available Supporting Documents

The following supporting documents will be made available on July 22, 2016:

- Proposed Amended Rule 307.1
- Proposed Amended Rule 1401
- Proposed Amended Rule 1402
- Preliminary Draft Staff Report for Proposed Amended Rules 307.1, 1401, and 1402
- Draft Guidelines for Participating in the Rule 1402 Voluntary Risk Reduction Program
- Draft Public Notification Procedures for Facilities Under the Air Toxics "Hot Spots" Information and Assessment Act (AB 2588) and Rule 1402

To Obtain Copies of the Available Supporting Documents

Copies of the proposed amended rules, preliminary draft staff report, Draft Notification Procedures, and Draft Guidelines will be available at the public workshop and CEQA scoping session and may be obtained from:

Derrick Alatorre
Public Information Center
SCAQMD
21865 Copley Drive
Diamond Bar, CA 91765
(909) 396-2039
Email: PICrequests@aqmd.gov

Copies may also be obtained by accessing the SCAQMD's website at http://www.aqmd.gov/home/regulations/rules/proposed-rules#1402

Submission of Documents or Comments

You are invited to attend the meeting and may also send comments, documents, or other information relevant to the proposed amended rule to:

Mike Morris
Planning, Rule Development and Area Sources
SCAQMD
21865 Copley Drive
Diamond Bar, CA 91765
(909) 396-3282
mmorris@aqmd.gov

Written comments on these rules should be submitted by August 24, 2016.