

BOARD MEETING DATE: December 7, 2018

AGENDA NO. 22

REPORT: Mobile Source Committee

SYNOPSIS: The Mobile Source Committee held a meeting on Friday, November 16, 2018. The following is a summary of the meeting.

RECOMMENDED ACTION:  
Receive and file.

Dr. Clark E. Parker, Sr., Chair  
Mobile Source Committee

PMF:AF

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### **Committee Members**

Present: Dr. Clark E. Parker, Sr./Chair (videoconference)  
Dr. Joseph Lyou, Vice Chair  
Mayor Larry McCallon  
Supervisor V. Manuel Perez (videoconference)  
Supervisor Hilda L. Solis (videoconference)

Absent: Mayor Pro Tem Judith Mitchell

### **Call to Order**

Chair Dr. Parker called the meeting to order at 9:01 a.m.

### **ACTION ITEM:**

#### **1. Execute Contract to Conduct Preliminary Cost and Economic Impact Analysis of Proposed Warehouse Indirect Source Rule**

Ian MacMillan, Planning and Rules Manager, reported that staff is requesting approval to execute a contract with Industrial Economics, Incorporated to conduct preliminary cost and economic impact analysis of a proposed warehouse indirect source rule in an amount not to exceed \$200,000.

Supervisor Solis asked whether the study will analyze traffic impacts related to warehouse employees commuting to work, and any impacts of the proposed warehouse indirect source rule (ISR) on independent truck owners/operators. Mr. MacMillan replied that the contracted study will examine, under different

hypothetical scenarios, the proposed rule's impact on cargo diversion to warehouses in areas adjacent to SCAQMD's jurisdiction, thus potentially increasing commuting distance for current warehouse workers. The study will also categorize and evaluate various fleet types and warehouse types and how they could be affected by a potential ISR.

Dr. Lyou inquired whether the contracted study will examine any potential cargo diversion from other areas into the South Coast Basin (Basin), for example as a result of San Joaquin Valley Air Pollution Control District's existing ISR. Mr. MacMillan replied that the study will assess industrial real estate markets in the regions adjacent to the Basin, and that this study could evaluate this point. Dr. Lyou then inquired whether the contracted study will identify the parties/industry sectors that will bear the compliance cost under different regulatory scenarios. Mr. MacMillan replied that the structure of the rule may determine which entities would experience higher costs (e.g., truckers vs. beneficial cargo owners), and that hypothetical scenarios could be tailored to evaluate this.

Mayor McCallon suggested that an evaluation of economic impacts on the entire logistics industry is needed, not one just focused on warehousing. Dr. Parker also mentioned a prior decision by this Committee to use a national study co-funded by SCAQMD and industry to quantify truck trips going to warehouses. Mr. MacMillan replied that staff plans to use the best available science such as the study Dr. Parker mentioned, and will evaluate economic impacts on the broader logistics sector both through this current study, and through other ongoing efforts being evaluated in others studies (e.g., the Ports' Clean Truck Program Fee Rate Study).

Mr. Peter Herzog, Assistant Director of Legislative Affairs with NAIOP SoCal (Commercial Real Estate Development Association), commented that the Board-directed economic analysis of the warehouse ISR needs to examine the impacts on the competitiveness of the logistics sector as a whole.

Moved by Perez; seconded by Solis; unanimously approved

Ayes: Lyou, McCallon, Parker, Perez and Solis  
Noes: None  
Absent: Mitchell

### **INFORMATIONAL ITEM:**

#### **2. Warehouse Indirect Source Rule Update**

Mr. MacMillan provided a summary of regulatory options for a potential indirect source rule for warehouses and other related topics discussed with the Warehouse Working Group.

Dr. Lyou commented that facility caps that placed a limit on emissions per facility, or emissions per goods throughput unit seemed very difficult to implement and asked how the voluntary approaches, such as a voluntary fleet certification program, would potentially satisfy mandatory rule requirements. Mr. MacMillan clarified that compliance with rule requirements would be mandatory for warehousing facilities, whereas fleet owners/operators could choose whether or not to participate in a voluntary fleet certification program. Dr. Lyou emphasized that special attention needs to be paid to environmental justice (EJ) considerations, especially when considering approaches such as local government measures, crediting/banking program, and mitigation fees. These programs would need to adequately address localized impacts of air toxics on the communities in close proximity to warehouse-related operations.

Supervisor Solis added that the warehouse ISR should not result in worsened air quality impacts on low-income communities. She then inquired about the available tools to SCAQMD for assisting disadvantage communities, especially regarding enforcement and considering AB 617. Wayne Natri, Executive Officer, mentioned that recent state legislation (e.g., AB 617 and AB 1132) provides SCAQMD with additional monitoring and enforcement authorities and allows actions to be taken promptly to protect communities. Other tools include rulemaking, compliance and enforcement, and coordination with other agencies for broad-based rule enforcement activities. SCAQMD also provides financial incentives that prioritize EJ communities, as well as technical and scientific advice for residents and businesses in those communities. Mr. MacMillan added that many industry and community stakeholders in the working group have expressed how important it is to ensure the proposed warehouse ISR is workable and enforceable so that there is a level playing field for industry and effective air quality reductions for communities.

Dr. Parker commented that the funds collected from the potential mitigation fee program should be used to help the most impacted communities. Moreover, the mitigation fee should be a strong deterrent for generating air pollution. Supervisor Perez stressed the need for outreach and education efforts in the impacted communities. He further inquired about the warehouse ISR rulemaking timeline. Mr. MacMillan replied that staff plans to present the rule package to the Board for consideration in late 2019, and in the interim, staff will provide regular status updates to the Mobile Source Committee.

Mr. Herzog from NAIOP commented that the potential warehouse ISR needs to be based on hard data, real facts, and good analysis, especially given the complexity of the logistics sector.

### **WRITTEN REPORTS:**

**3. Rule 2202 Activity Report: Rule 2202 Summary Status Report**

This item was received and filed.

**4. Monthly Report on Environmental Justice Initiatives: CEQA Document Commenting Update**

Dr. Lyou inquired about the deadline for comment on the China Shipping Container Terminal Project. Ms. Veera Tyagi, Principal Deputy District Counsel, responded that SCAQMD was given a 2-week extension for the comment period, and a copy of staff comments will be provided to Dr. Lyou, per his request.

This item was received and filed.

### **OTHER MATTERS:**

**5. Other Business**

There was no other business.

**6. Public Comment Period**

There were no public comments.

**7. Next Meeting Date:**

The next regular Mobile Source Committee meeting is scheduled for Friday, January 18, 2019.

### **Adjournment**

The meeting adjourned at 10:01 a.m.

### **Attachments**

1. Attendance Record
2. Rule 2202 Activity Report – Written Report
3. Monthly Report on Environmental Justice Initiatives: CEQA Document Commenting Update – Written Report

# ATTACHMENT 1

## **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT MOBILE SOURCE COMMITTEE MEETING Attendance – November 16, 2018**

Dr. Clark E. Parker, Sr. (videoconference) .....	SCAQMD Board Member
Dr. Joseph Lyou .....	SCAQMD Board Member
Mayor Larry McCallon .....	SCAQMD Board Member
Supervisor V. Manuel Perez (videoconference) .....	SCAQMD Board Member
Supervisor Hilda Solis (videoconference) .....	SCAQMD Board Member
Mark Abramowitz .....	Board Consultant (Lyou)
Guillermo Gonzalez .....	Board Consultant (Perez)
Ron Ketcham .....	Board Consultant (McCallon)
Curt Coleman .....	Southern CA Air Quality Alliance
Peter Herzog .....	NAIOP SoCal (Commercial Real Estate Development Association)
Bill LaMarr .....	California Small Business Alliance
Rongsheng Luo .....	Southern California Association Governments
Bill Pearce .....	Boeing
Peter Whittingham .....	Whittingham Public Affairs
Sam Atwood .....	SCAQMD Staff
Barbara Baird .....	SCAQMD Staff
Arlene Farol .....	SCAQMD Staff
Philip Fine (videoconference) .....	SCAQMD Staff
Carol Gomez .....	SCAQMD Staff
Erika Graham .....	SCAQMD Staff
Sang-Mi Lee .....	SCAQMD Staff
Megan Lorenz .....	SCAQMD Staff
Ian MacMillan .....	SCAQMD Staff
Matt Miyasato .....	SCAQMD Staff
Wayne Nastri (videoconference) .....	SCAQMD Staff
Zorik Pirveysian .....	SCAQMD Staff
Sarah Rees .....	SCAQMD Staff
Elaine Shen .....	SCAQMD Staff
Laki Tisopoulos .....	SCAQMD Staff
Veera Tyagi .....	SCAQMD Staff
Jill Whynot .....	SCAQMD Staff
Paul Wright .....	SCAQMD Staff



# South Coast Air Quality Management District

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## Rule 2202 Summary Status Report

### Activity for January 1, 2018 to October 31, 2018

Employee Commute Reduction Program (ECRP)	
# of Submittals:	231

Emission Reduction Strategies (ERS)	
# of Submittals:	525

Air Quality Investment Program (AQIP) Exclusively		
County	# of Facilities	\$ Amount
Los Angeles	49	\$ 287,086
Orange	17	\$ 165,354
Riverside	2	\$ 31,075
San Bernardino	6	\$ 32,337
<b>TOTAL:</b>	<b>74</b>	<b>\$ 515,852</b>

ECRP w/AQIP Combination		
County	# of Facilities	\$ Amount
Los Angeles	6	\$ 30,094
Orange	0	\$ 0
Riverside	1	\$ 4,907
San Bernardino	1	\$ 9,253
<b>TOTAL:</b>	<b>8</b>	<b>\$ 44,253</b>

### Total Active Sites as of October 31, 2018

ECRP (AVR Surveys)			TOTAL Submittals w/Surveys	AQIP	ERS	TOTAL
ECRP <sup>1</sup>	AQIP <sup>2</sup>	ERS <sup>3</sup>				
497	17	11	525	106	728	1,359
36.57%	1.25%	0.81%	38.63%	7.8%	53.57%	100% <sup>4</sup>

### Total Peak Window Employees as of October 31, 2018

ECRP (AVR Surveys)			TOTAL Submittals w/Surveys	AQIP	ERS	TOTAL
ECRP <sup>1</sup>	AQIP <sup>2</sup>	ERS <sup>3</sup>				
359,868	5,880	10,972	376,720	16,267	328,592	721,579
49.87%	.81%	1.52%	52.21%	2.25%	45.54%	100% <sup>4</sup>

- Notes:**
1. ECRP Compliance Option.
  2. ECRP Offset (combines ECRP w/AQIP). AQIP funds are used to supplement the ECRP AVR survey shortfall.
  3. ERS with Employee Survey to get Trip Reduction credits. Emission/Trip Reduction Strategies are used to supplement the ECRP AVR survey shortfall.
  4. Totals may vary slightly due to rounding.

BOARD MEETING DATE: December 7, 2018

AGENDA NO.

REPORT: Lead Agency Projects and Environmental Documents Received By SCAQMD

SYNOPSIS: This report provides, for the Board's consideration, a listing of CEQA documents received by the SCAQMD between October 1, 2018 and October 31, 2018, and those projects for which the SCAQMD is acting as lead agency pursuant to CEQA.

COMMITTEE: Mobile Source, November 16, 2018; Reviewed

RECOMMENDED ACTION:  
Receive and file.

Wayne Nastri  
Executive Officer

PF:SN:JW:DG:LW

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**CEQA Document Receipt and Review Logs (Attachments A and B)** – Each month, the SCAQMD receives numerous CEQA documents from other public agencies on projects that could adversely affect air quality. A listing of all documents received and reviewed during the reporting period October 1, 2018 through October 31, 2018 is included in Attachment A. A list of active projects from previous reporting periods for which SCAQMD staff is continuing to evaluate or has prepared comments is included in Attachment B. A total of 103 CEQA documents were received during this reporting period and 15 comment letters were sent. Notable project to highlight in this report include the Port of Los Angeles's Berths 97-109 (China Shipping) Container Terminal Project.

The Intergovernmental Review function, which consists of reviewing and commenting on the adequacy of the air quality analysis in CEQA documents prepared by other lead agencies, is consistent with the Board's 1997 Environmental Justice Guiding Principles and Environmental Justice Initiative #4. As required by the Environmental Justice Program Enhancements for FY 2002-03 approved by the Board in October 2002, each of

the attachments notes those proposed projects where the SCAQMD has been contacted regarding potential air quality-related environmental justice concerns. The SCAQMD has established an internal central contact to receive information on projects with potential air quality-related environmental justice concerns. The public may contact the SCAQMD about projects of concern by the following means: in writing via fax, email, or standard letters; through telephone communication; as part of oral comments at SCAQMD meetings or other meetings where SCAQMD staff is present; or by submitting newspaper articles. The attachments also identify, for each project, the dates of the public comment period and the public hearing date, if applicable. Interested parties should rely on the lead agencies themselves for definitive information regarding public comment periods and hearings as these dates are occasionally modified by the lead agency.

At the January 6, 2006 Board meeting, the Board approved the Workplan for the Chairman's Clean Port Initiatives. One action item of the Chairman's Initiatives was to prepare a monthly report describing CEQA documents for projects related to goods movement and to make full use of the process to ensure the air quality impacts of such projects are thoroughly mitigated. In response to describing goods movement, CEQA documents (Attachments A and B) are organized to group projects of interest into the following categories: goods movement projects; schools; landfills and wastewater projects; airports; general land use projects, etc. In response to the mitigation component, guidance information on mitigation measures were compiled into a series of tables relative to: off-road engines; on-road engines; harbor craft; ocean-going vessels; locomotives; fugitive dust; and greenhouse gases. These mitigation measure tables are on the CEQA webpages portion of the SCAQMD's website at: <http://www.aqmd.gov/home/regulations/ceqa/air-quality-analysis-handbook/mitigation-measures-and-control-efficiencies>. Staff will continue compiling tables of mitigation measures for other emission sources, including airport ground support equipment and other sources.

As resources permit, staff focuses on reviewing and preparing comments for projects: where the SCAQMD is a responsible agency; that may have significant adverse regional air quality impacts (e.g., special event centers, landfills, goods movement, etc.); that may have localized or toxic air quality impacts (e.g., warehouse and distribution centers); where environmental justice concerns have been raised; and those projects for which a lead or responsible agency has specifically requested SCAQMD review. If staff provided written comments to the lead agency as noted in the column "Comment Status," there is a link to the "SCAQMD Letter" under the Project Description. In addition, if staff testified at a hearing for the proposed project, a notation is provided under the "Comment Status." If there is no notation, then staff did not provide testimony at a hearing for the proposed project.

During the period October 1, 2018 through October 31, 2018, the SCAQMD received 103 CEQA documents. Of the total of 120 documents\* listed in Attachments A and B:

- 15 comment letters were sent;
- 25 documents were reviewed, but no comments were made;
- 28 documents are currently under review;
- 18 documents did not require comments (e.g., public notices);
- 0 documents were not reviewed; and
- 33 documents were screened without additional review.

\* These statistics are from October 1, 2018 to October 31, 2018 and may not include the most recent “Comment Status” updates in Attachments A and B.

Copies of all comment letters sent to lead agencies can be found on the SCAQMD’s CEQA webpage at the following internet address:  
<http://www.aqmd.gov/home/regulations/ceqa/commenting-agency>.

**SCAQMD Lead Agency Projects (Attachment C)** – Pursuant to CEQA, the SCAQMD periodically acts as lead agency for stationary source permit projects. Under CEQA, the lead agency is responsible for determining the type of CEQA document to be prepared if the proposal is considered to be a “project” as defined by CEQA. For example, an Environmental Impact Report (EIR) is prepared when the SCAQMD, as lead agency, finds substantial evidence that the proposed project may have significant adverse effects on the environment. Similarly, a Negative Declaration (ND) or Mitigated Negative Declaration (MND) may be prepared if the SCAQMD determines that the proposed project will not generate significant adverse environmental impacts, or the impacts can be mitigated to less than significance. The ND and MND are written statements describing the reasons why proposed projects will not have a significant adverse effect on the environment and, therefore, do not require the preparation of an EIR.

Attachment C to this report summarizes the active projects for which the SCAQMD is lead agency and is currently preparing or has prepared environmental documentation. As noted in Attachment C, the SCAQMD continued working on the CEQA documents for four active projects during October.

### **Attachments**

- A. Incoming CEQA Documents Log
- B. Ongoing Active Projects for Which SCAQMD Has or Will Conduct a CEQA Review
- C. Active SCAQMD Lead Agency Projects











**ATTACHMENT A  
INCOMING CEQA DOCUMENTS LOG  
October 01, 2018 to October 31, 2018**

**DRAFT**

SCAQMD LOG-IN NUMBER PROJECT TITLE	PROJECT DESCRIPTION	TYPE OF DOC.	LEAD AGENCY	COMMENT STATUS
<i>Industrial and Commercial</i> <b>RVC181009-02</b> All American's Surface Mine Permit (SMP2017-0101)	The proposed project consists of an extension to a permit termination from December 31, 2021 to December 31, 2121, reduction of the mining boundary from 298 to 263 acres, increase in extraction of mineral reserves from 112 to 177 million tons, increase in mining depth from 500 to 400 feet above mean sea level, and relocation of processing plant. The project is located at 1776 All American Way on the southwest corner of All American Way and Copper Road. Reference RVC180911-14 and RVC180410-14 <a href="http://www.aqmd.gov/docs/default-source/ceqa/comment-letters/2018/092618MNDallamericansurfacemine.pdf">http://www.aqmd.gov/docs/default-source/ceqa/comment-letters/2018/092618MNDallamericansurfacemine.pdf</a>  Comment Period: N/A Public Hearing: N/A	Response to Comments	City of Corona	Document reviewed - No comments sent
<i>Industrial and Commercial</i> <b>RVC181012-01</b> Pilot Flying J Travel Center Project	The proposed project consists of construction of a 15,220-square-foot truck travel center on 11.95 acres. The project is located on the northwest corner of Riverside Drive and Etiwanda Avenue. Reference RVC180615-02, RVC180613-03, RVC180320-03, RVC170620-02, RVC170321-03, RVC170222-02 and RVC161101-23 <a href="http://www.aqmd.gov/docs/default-source/ceqa/comment-letters/2018/deirpilotflyingjtravel-072018.pdf">http://www.aqmd.gov/docs/default-source/ceqa/comment-letters/2018/deirpilotflyingjtravel-072018.pdf</a>  Comment Period: N/A Public Hearing: 10/24/2018	Final Environmental Impact Report	City of Jurupa Valley	Document reviewed - No comments sent
<i>Industrial and Commercial</i> <b>RVC181017-04</b> Trumble Road Open Pit Restoration Project (Planning Case No. 2017-361)	The proposed project consists of restoration of an open pit on 9 acres. An existing 72 square-foot building will be demolished, 5,000 cubic yards of soil will be cut and 207,000 cubic yards of soil will be imported as fill. The project is located at 25675 Trumble Road on the southeast corner of Waston Road and Trumble Road.  Comment Period: N/A Public Hearing: 10/24/2018	Notice of a Public Hearing	City of Menifee	Document reviewed - No comments sent
<i>Industrial and Commercial</i> <b>RVC181030-12</b> PEN18-0028-Plot Plan, PEN18-0027- Tentative Parcel Map No. 37478 (PAMA Business Park)	The proposed project consists of construction of seven warehouse buildings totaling 252,800 square feet, as well as 28,000 square feet of office space, and 246,000 square feet of parking on a 15.62 acre site. The project is located on the northeast corner of Alessandro Boulevard and Heacock Street. Reference RVC181005-02 <a href="http://www.aqmd.gov/docs/default-source/ceqa/comment-letters/2018/101918-mnd-pama.pdf">http://www.aqmd.gov/docs/default-source/ceqa/comment-letters/2018/101918-mnd-pama.pdf</a>  Comment Period: N/A Public Hearing: N/A	Response to Comments	City of Moreno Valley	Document reviewed - No comments sent

# - Project has potential environmental justice concerns due to the nature and/or location of the project.

\*\* Disposition may change prior to Governing Board Meeting

Documents received by the CEQA Intergovernmental Review program but not requiring review are not included in this report.

































**ATTACHMENT C  
ACTIVE SCAQMD LEAD AGENCY PROJECTS  
THROUGH OCTOBER 31, 2018**

PROJECT DESCRIPTION	PROPONENT	TYPE OF DOCUMENT	STATUS	CONSULTANT
<p>The Phillips 66 (formerly ConocoPhillips) Los Angeles Refinery Ultra Low Sulfur Diesel project was originally proposed to comply with federal, state and SCAQMD requirements to limit the sulfur content of diesel fuels. Litigation against the CEQA document was filed. Ultimately, the California Supreme Court concluded that the SCAQMD had used an inappropriate baseline and directed the SCAQMD to prepare an EIR, even though the project has been built and has been in operation since 2006. The purpose of this CEQA document is to comply with the Supreme Court's direction to prepare an EIR.</p>	<p>Phillips 66 (formerly ConocoPhillips), Los Angeles Refinery</p>	<p>Environmental Impact Report (EIR)</p>	<p>The Notice of Preparation/Initial Study (NOP/IS) was circulated for a 30-day public comment period on March 26, 2012 to April 26, 2012. The consultant submitted the administrative Draft EIR to SCAQMD in late July 2013. The Draft EIR was circulated for a 45-day public review and comment period from September 30, 2014 to November 13, 2014. Two comment letters were received and the consultant has prepared responses to comments which are undergoing SCAQMD review.</p>	<p>Environmental Audit, Inc.</p>
<p>Quemetco is proposing to modify existing SCAQMD permits to allow the facility to recycle more batteries and to eliminate the existing daily idle time of the furnaces. The proposed project will increase the rotary feed drying furnace feed rate limit from 600 to 750 tons per day and increase the amount of total coke material allowed to be processed. In addition, the project will allow the use of petroleum coke in lieu of or in addition to calcined coke, and remove one existing emergency diesel-fueled internal combustion engine (ICE) and install two new emergency natural gas-fueled ICEs.</p>	<p>Quemetco</p>	<p>Environmental Impact Report (EIR)</p>	<p>A Notice of Preparation/Initial Study (NOP/IS) was released for a 56-day public review and comment period from August 31, 2018 to October 25, 2018, and 154 comment letters were received. Two CEQA scoping meetings were held on September 13, 2018 and October 11, 2018. SCAQMD staff is reviewing the comment letters.</p>	<p>Trinity Consultants</p>

**ATTACHMENT C  
ACTIVE SCAQMD LEAD AGENCY PROJECTS  
THROUGH OCTOBER 31, 2018**

PROJECT DESCRIPTION	PROPONENT	TYPE OF DOCUMENT	STATUS	CONSULTANT
<p>Southern California Edison (SCE) is proposing to modify the air pollution control system for the Barre Peaker unit to repair current and prevent future water damage by: 1) decreasing the water-injection rate into the turbine’s combustor; 2) replacing the oxidation catalyst and increasing the overall area of catalyst beds in the selective catalytic reduction (SCR) unit; 3) replacing the ammonia injection grid to improve the deliverability of ammonia to the catalyst; and, 4) increasing the concentration of the aqueous ammonia that is delivered to the facility, stored on-site, and injected into the SCR unit from 19% to 29%. In addition, SCE is proposing to revise its SCAQMD Title V Operating Permit to allow the turbine to generate power over its full operating range, from less than one megawatt (MW) to full load (e.g., 45 MW net), while continuing to meet the emission limits in the current permit.</p>	<p>Southern California Edison</p>	<p>Addendum to the April 2007 Final Mitigated Negative Declaration for the Southern California Edison Barre Peaker Project in Stanton</p>	<p>This project was approved on October 30, 2018.</p>	<p>Yorke Engineering, LLC</p>
<p>Southern California Edison (SCE) is proposing to modify the air pollution control system for the Mira Loma Peaker unit to repair current and prevent future water damage by: 1) decreasing the water-injection rate into the turbine’s combustor; 2) replacing the oxidation catalyst and increasing the overall area of catalyst beds in the Selective Catalytic Reduction (SCR) unit; 3) replacing the ammonia injection grid to improve the deliverability of ammonia to the catalyst; and, 4) increasing the concentration of the aqueous ammonia that is delivered to the facility, stored on-site, and injected into the SCR unit from 19% to 29%. In addition, SCE is proposing to revise its SCAQMD Title V Operating Permit to allow the turbine to generate power over its full operating range, from less than one megawatt (MW) to full load (e.g., 45 MW net), while continuing to meet the emission limits in the current permit.</p>	<p>Southern California Edison</p>	<p>Addendum to the April 2007 Final Mitigated Negative Declaration for the Southern California Edison Mira Loma Peaker Project in Ontario</p>	<p>SCAQMD staff has provided revisions to the Draft Addendum for the consultant to incorporate.</p>	<p>Yorke Engineering, LLC</p>