



# South Coast Air Quality Management District

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December 4, 2009

Office of the Secretary for Resources  
Attn: General Counsel's Office  
1416 9th Street, Suite 1311  
Sacramento, CA 95814

To Whom It May Concern:

Enclosed please find two copies of the Notice of Decision (NOD) for the CEQA document prepared for Proposed Rule (PR) 1155 – *Particulate Matter (PM) Control Devices*. The Final Environmental Assessment (EA) for PR 1155 was prepared pursuant to CEQA and the South Coast Air Quality Management District's (SCAQMD) certified regulatory program. The CEQA document was certified by SCAQMD's Governing Board at its December 4, 2009, Public Hearing. Please record and post the NOD according to the provisions of CEQA.

SCAQMD Rule 110 requires that written responses to public comments on a SCAQMD CEQA document be filed with the Secretary of Resources along with the Notice of Decision. However, no comment letters on the Draft EA were received.

It was determined that the proposed project qualifies for the "no effect" fee exemption in accordance with recently revised Department of Fish and Game Code §711.4, Title 14, California Code of Regulations (CCR) and, therefore, a copy of the signed Fish and Game "no effect" fee exemption form is attached to prove compliance and ensure immediate posting of the NOD.

Please confirm receipt of one copy of the NOD and return them to the undersigned. Two return envelopes have been provided for your convenience (one for the confirmed copy upon receipt, and one for the original NOD to be returned after the posting period). If you have any questions, please call me at (909) 396-3054 or Michael Krause at (909) 396-2706.

Sincerely,

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

Enclosures

## NOTICE OF DECISION

**To:** Office of the Secretary for Resources  
General Counsel's Office  
1416 9th Street, Suite 1311  
Sacramento, CA 95814

**From:** SCAQMD  
Planning, Rules and Area Sources  
21865 Copley Drive  
Diamond Bar, CA 91765

**Subject:** FILING OF NOTICE OF DECISION IN COMPLIANCE WITH §21080.5 OF THE PUBLIC RESOURCES CODE

**Project Title:** Final Environmental Assessment: Proposed Rule 1155 – Particulate Matter (PM) Control Devices

**Lead Agency:** South Coast Air Quality Management District

**SCAQMD Number:** 090918MK

**Date Certified:** December 4, 2009

**State Clearinghouse #:** 2009091077

**Contact Person:** Michael Krause

**Telephone Number:** (909) 396-2706

**Project Location:** South Coast Air Quality Management District area of jurisdiction: South Coast Air Basin (all of Orange County and the nondesert portions of Los Angeles, Riverside, and San Bernardino counties), and the Riverside County portions of the Salton Sea Air Basin and Mojave Desert Air Basin

**Project Description:** The purpose of proposed Rule (PR) 1155 – Particulate Matter (PM) Control Devices, is to implement the 2007 AQMP control measure BCM-01 by establishing performance and maintenance requirements for permitted PM control devices, including, but not limited to, baghouses, high efficiency particulate air (HEPA) systems, bin vents, dust collectors using high efficiency air filters, cyclones, electrostatic precipitators and wet scrubbers. The new requirements involve restricting visible emissions, limiting PM concentration, replacing and upgrading old equipment, operating and maintenance (O&M) requirements, installing monitoring systems, and conducting associated recordkeeping. The Draft EA concluded that no environmental topic areas would be significantly adversely affected by the proposed project.

This is to advise that the South Coast Air Quality Management District has approved the above described project and has made the following determinations regarding the above described project:

1. A Final Environmental Assessment (EA) for proposed Rule 1155 was approved pursuant to the provision of CEQA and SCAQMD Rule 110.
2. The Final EA concluded that the proposed project would not have a significant impact on the environment so Findings and a Statement of Overriding Considerations were not adopted.
3. Mitigation measures were not required or identified for this project and, therefore, a mitigation monitoring program under PRC § 21081.6 was not adopted for this project.

The Final EA, supporting documentation, and record of project approval may be examined at: SCAQMD, 21865 Copley Drive, Diamond Bar, CA 91765.

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Date Received for Filing

Signature: \_\_\_\_\_

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