Message

From: Hong, Jeanhee [Hong.Jeanhee@epa.gov]
Sent: 10/1/2019 7:23:53 PM
To: Ungvarsky, John [Ungvarsky.John@epa.gov]; Turkiewicz, Katarzyna (Kasia)@ARB [kasia.turkiewicz@arb.ca.gov]
CC: Melissa Klundby [melissak@myairdistrict.com]; Gretchen Bennitt [gretchenb@myairdistrict.com]; Julie Ruiz [julier@myairdistrict.com]
Subject: Re: Portola Ordinance Language
Attachments: Portola ordinance [R9 edits].docx; CBDvEPA_MSJ 9-30-19.pdf

Kasia, et al,

I've attached a markup showing our suggested edits to the ordinance to address the problematic sunsetting provision. Our Office of General Counsel is comfortable with these edits. I had drafted a second version so that you would have two options to consider, but OGC had some concerns about the second one, so we have only one set of acceptable edits to share. We'd be happy to explain further if you'd like.

I'm also attaching the Center for Biological Diversity's motion for summary judgment in the deadline litigation concerning the Portola PM2.5 contingency measures, filed yesterday in the U.S. district court for the northern district of California. The plaintiffs request that the court direct EPA to act on the Portola PM2.5 contingency measures by February 2021. We will not know what our deadline is until the court issues its order, so we'd suggest you stay the course for now and continue to work toward adopting and submitting your revised contingency measure as soon as possible. But it's possible we will have a little more time -- we'll keep you posted.

Jeanhee Hong
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From: Ungvarsky, John <Ungvarsky.John@epa.gov>
Sent: Tuesday, October 1, 2019 11:28 AM
To: Turkiewicz, Katarzyna (Kasia)@ARB <kasia.turkiewicz@arb.ca.gov>
Cc: Melissa Klundby <melissak@myairdistrict.com>; Gretchen Bennitt <gretchenb@myairdistrict.com>; Julie Ruiz <julier@myairdistrict.com>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>
Subject: RE: Portola Ordinance Language

Hi Kasia –

Jeanhee will get back to you and the District later today. There was some litigation news yesterday that she is following up on. The news may affect our schedule.

Thanks for your patience.

John Ungvarsky
Environmental Scientist
USEPA Region IX, Air Division
San Francisco, CA

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From: Turkiewicz, Katarzyna (Kasia)@ARB <kasia.turkiewicz@arb.ca.gov>
Sent: Tuesday, October 1, 2019 9:47 AM
To: Hong, Jeanhee <Hong.Jeanhee@epa.gov>
Cc: Melissa Klundby <melissak@myairdistrict.com>; Gretchen Bennitt <gretchenb@myairdistrict.com>; Julie Ruiz <julier@myairdistrict.com>; Ungvarsky, John <Ungvarsky.John@epa.gov>
Subject: Portola Ordinance Language

Jeanhee,

Could you please get back to us with your edits to the Ordinance Language by COB today? We need to provide the City of Portola with the final language tomorrow. Attached is the latest version.

Kasia

Kasia Turkiewicz
Air Resources Engineer
California Air Resources Board