**BEFORE THE BOARD OF DIRECTORS OF THE**
**AMADOR AIR DISTRICT**
**COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF: RESOLUTION NO. 19-07

RESOLUTION FOR ADOPTING A NONATTAINMENT NEW SOURCE RULE (NA NSR) PROGRAM FOR OZONE STANDARDS – RULE 400

The California Air Pollution Control District Act of 1947 allowed one or more counties to form air pollution districts. The California Air Resources Board was created in 1967 when California's legislature passed the Mulford-Carrell Act. The enactment of the federal Clean Air Act of 1970 authorized the development of comprehensive federal and state regulations to limit emissions from both stationary (industrial) sources and mobile sources.

**Whereas,** Sections 40001 and 40702 of the California Health and Safety Code authorizes the Amador Air District to adopt and enforce rules and regulations as are necessary to achieve and maintain ambient air quality standards within the District, to enforce all applicable provisions of state and federal law, and to execute the powers and duties granted to the District; and

**Whereas,** Amador County was classified nonattainment (NA) for the 1997 ozone standard, thus triggering the requirement to submit a NA NSR program to EPA for approval. Because Amador County was classified as attaining the 2008 ozone standard and EPA revoked the 1997 ozone standard, Amador County's NA NSR burden was relieved. Amador County is still classified NA for the 1997 ozone standard and is required to submit an NA NSR program for ozone. In addition, Amador County was classified NA for the 2015 standard; and

**Whereas,** The Amador Air District is adopting and submitting a single submittal of our NA NSR to satisfy both the 1997 and 2015 ozone standard NA NSR requirement.

**Whereas,** The Amador Air District provided the required notice, posting and advertising of the public hearing on August 20, 2019 at 1:30 p.m., and the Amador Air District's Board of Directors were available at said date and time for comment from the public regarding the update; and the Board of Directors closed the public hearing; and

**Whereas,** The Amador Air District's Board of Directors made the required findings of necessity, authority, clarity, consistency, nonduplication and reference required by Health and Safety Code Section 40727 in considering the updates to the rulebook including the newly adopted Rule 400, New Source Rule.

**Be It Resolved** that the Amador Air District Board of Directors does hereby repeal the earlier adopted NA NSR rule in its entirety and adopt the new version to replace it.

The foregoing resolution was duly passed and adopted by the Board of Directors of the Amador Air District at a regular meeting thereof, held on the 20th day of August, 2019 following vote:

AYES: Directors Stimpson, Reed, Brown, Oneto, Crew, Peters, and Colburn

NAYS: None

ABSENT: Directors Axe, Forster, and Knox

ABSTAINING: None

Bob Stimpson, Chair, Board of Directors

8/27/2019
Date:

ATTEST: Herminia Perry, Clerk of the Board