

RESOLUTION NO. 2018 – XXXX

Adopted by the Sacramento Metropolitan Air Quality Management District

AB 617 EXPEDITED BARCT IMPLEMENTATION SCHEDULE

BACKGROUND:

- A. California Health and Safety Code (HSC) Section 40920.6(c)(1), as amended by California Assembly Bill 617 (Statutes of 2017, Ch. 136, Sec. 2. AB 617, Christina Garcia), requires each California air district that is a nonattainment area for one or more air pollutants to adopt an expedited schedule for implementation of Best Available Retrofit Control Technology (BARCT) on or before January 1, 2019.
- B. The schedule must provide for the implementation of BARCT by the earliest feasible date, but in any event not later than December 31, 2023. [HSC Section 40920.6(c)(1)].
- C. The schedule must apply to each industrial source that, as of January 1, 2017, was subject to the California Greenhouse Gas Cap-and-Trade regulation adopted by the California Air Resources Board pursuant to HSC Section 38562(c). [HSC Section 40920.6(c)(2)].
- D. The schedule must give highest priority to those permitted units that have not modified emissions-related permit conditions for the greatest period of time. [HSC Section 40920.6(c)(3)].
- E. The schedule does not apply to an emissions unit that has implemented BARCT due to a permit revision or a new permit issuance since 2007. [HSC Section 40920.6(c)(3)].
- F. The Sacramento Metropolitan Air Quality Management District (District) is designated nonattainment for the state and federal ozone air quality standards, the state standard for particulate matter less than 10 microns in diameter (PM10), and the federal standard for particulate matter less than 2.5 microns in diameter (PM2.5).
- G. The hydrogen plant owned and operated by Air Products Manufacturing Corp. and the natural gas production operations and compressor stations owned and operated by California Resources Production Corp. are the industrial sources in Sacramento County that were subject to the Greenhouse Gas Cap-and-Trade regulation as of January 1, 2017.
- H. The AB 617 Expedited BARCT Implementation Schedule prepared by Staff provides for the implementation of BARCT for the Air Products and California Resources emission sources.
- I. The District's Board of Directors (Board) held a public meeting on October 25, 2018, and considered the local public health and clean air benefits to the surrounding communities, the cost-effectiveness of control options, and the air quality and attainment benefits of control options. [HSC Section 40920.6(c)(4)].
- J. The Board evaluated the AB 617 Expedited BARCT Implementation Schedule to determine if it is an action that will not cause either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment, and therefore not a project subject to the California Environmental Quality Act (CEQA). [Public Resources Code Section 21065 and State CEQA Guidelines Section 15378].

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE BOARD OF DIRECTORS RESOLVES AS FOLLOWS:

- Section 1. The adoption of the AB 617 Expedited BARCT Implementation Schedule is not subject to CEQA.
- Section 2. Approves and adopts the AB 617 Expedited BARCT Implementation Schedule, shown in the attached Exhibit A.
- Section 3. Exhibit A is attached to and incorporated into this Resolution.

ON A MOTION by Director _____, seconded by Director _____, the foregoing resolution was passed and adopted by the Board of Directors of the Sacramento Metropolitan Air Quality Management District on October 25, 2018, by the following vote:

Ayes:

Noes:

Abstain:

Absent:

ATTEST:

Clerk, Board of Directors
Sacramento Metropolitan Air Quality Management District