



South Coast Air Quality Management District

21865 Copley Drive, Diamond Bar, CA 91765-4182
(909) 396-2000 • www.aqmd.gov

December 5, 2008

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 Final Environmental Assessment (EA) prepared for proposed Rule (PR) 1147 – NO_x Reductions from Miscellaneous Sources. The Final EA for PR 1147 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 5, 2008, Public Hearing. Please record and post the Notice of Decision 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. No comment letters were received on the Draft EA for PR 1147, therefore no responses to public comments are enclosed.

Also enclosed is the original signed CEQA Filing Fee No Effect Determination Form from the Department of Fish and Game pursuant to §711.4 of the California Fish and Game Code.

Please confirm receipt of one copy of the NOD and return it to the undersigned. Two return envelopes have been provided for your convenience (one for the confirmed copies 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 Jeff Inabinet at (909) 396-2453.

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
Attn: General Counsel's Office
1416 9th Street, Suite 1211
Sacramento, CA 95814

From: SCAQMD
Office of Planning and Policy
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 (EA) prepared for proposed Rule (PR) 1147 – NOx Reductions from Miscellaneous Sources

SCAQMD Number: 081015JJI
SCH Number: 2008101082
Contact Person: Jeffrey J. Inabinet

Date Certified: December 5, 2008
Telephone Number: (909) 396-2453

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 objective of PR 1147 is to reduce emissions of nitrogen oxides (NOx) from gas and liquid fuel fired combustion equipment. The proposed rule will regulate equipment that is not specifically addressed in SCAQMD Regulation XI – Source Specific Standards. PR 1147 applies to combustion equipment including, but not limited to: ovens, dryers, dehydrators, heaters, kilns, calciners, furnaces, heated pots, cookers, roasters, fryers, closed and open heated tanks and evaporators, distillation units, degassing units, incinerators, and soil remediation units. PR 1147 requires new, modified, relocated and in-use combustion equipment subject to the proposed rule to comply with equipment specific NOx emission limits. Compliance is phased in for equipment based on age starting July 1, 2010. Initially, equipment that is at least 25 years old must meet the emission limit, followed a year later by equipment that is 20 to 25 years old and then equipment that is 15 years old. Soil remediation equipment must comply on or after January 1, 2011, when a combustion modification or change of location occurs or when a new unit begins operating. All other equipment subject to a basic schedule is outlined in the proposed rule. PR 1147 provides additional time for specific categories of equipment that have recently replaced burners or have a permit limit of less than one pound per day NOx at the time of rule adoption. These dates are: 2014 to achieve the federal PM 2.5 standard and 2023 to achieve the federal 8-hour ozone standard. The proposed rule is estimated to reduce annual average emissions of NOx by 3.5 tons per day by 2014 and will increase the NOx reduction to 3.8 tons per day by 2023. The environmental analysis in the Draft EA concluded that PR 1147 would not generate any significant adverse environmental impacts.

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. The project will not have a significant impact on the environment.
2. Mitigation measures were not made a condition of the approval of this project.
3. A mitigation monitoring program under PRC § 21081.6 was not adopted for this project.
4. A Statement of Findings was not adopted for this project.
5. A Statement of Overriding Considerations was not adopted for this project.

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

Date Received for Filing

Signature: _____

Steve Smith, Ph.D.
Program Supervisor, CEQA Section
Planning, Rules, and Area Sources