

South Coast Air Quality Management District
Notice of Public Workshop
Proposed Amended Rule 1106 – Marine and Pleasure Craft Coating Operations
Proposed Rescinding of Rule 1106.1 – Pleasure Craft Coating Operations

Tuesday, February 12, 2019
9:00 a.m.

SCAQMD Headquarters, GB
21865 Copley Drive
Diamond Bar, CA 91765

Purpose of This Meeting

The South Coast Air Quality Management District (SCAQMD) has scheduled a public workshop on Proposed Amended Rule (PAR) 1106 – Marine and Pleasure Craft Coating Operations and the Proposed Rescinding of Rule (PRR) 1106.1 – Pleasure Craft Coating Operations. The SCAQMD Governing Board will consider the proposed amendment and rescission at a Public Hearing scheduled for May 3, 2019.

Proposed Amended Rule 1106 Background and Objectives

The proposed amendment will affect two rules, Proposed Amended Rule 1106 and Rule 1106.1. Staff proposes to subsume the requirements of Rule 1106.1 into Proposed Amended Rule 1106 - Marine and Pleasure Craft Coating Operations and rescind Rule 1106.1 - Pleasure Craft Coating Operations. Additionally, in order to align VOC limits with other California air districts and the U.S. EPA Control Techniques Guidelines, the proposal will revise the VOC content limits for pretreatment wash primers, and antenna, repair and maintenance thermoplastic, inorganic zinc, and specialty marking coatings. New coating categories for marine aluminum antifoulant, mist, nonskid and organic zinc coatings and marine deck primer sealant will also be added. The proposed amendment will include provisions for pollution prevention measures, enhanced enforceability, and for the promotion of clarity and consistency.

California Environmental Quality Act

Pursuant to the California Environmental Quality Act (CEQA) and SCAQMD's Certified Regulatory Program (Rule 110), the SCAQMD, as lead agency for the proposed project, prepared a Draft Environmental Assessment (EA) for Proposed Amended Rule (PAR) 1106 – Marine and Pleasure Craft Coating Operations and proposed rescission of Rule 1106.1 – Pleasure Craft Coating Operations. The environmental analysis in the Draft EA concluded that the proposed project would not generate any significant adverse impacts. The Draft EA was released for a 30-day public review and comment period from August 19, 2015 to September 18, 2015, and no comment letters were received relative to the analysis in the Draft EA. Subsequent to the release for public review, PAR 1106 was modified to add two exemptions. The first exemption was for high viscosity/high solids coatings for metal parts and products and the second exemption was for certain pre-treatment wash primers and special marking coatings. A new definition was added for ultraviolet/electron beam (UV/EB) curable thin film marine and pleasure craft coatings.

Staff reviewed the modifications to PAR 1106 and concluded that none of the revisions constituted: 1) significant new information; 2) a substantial increase in the severity of an environmental impact, or 3) provided new information of substantial importance relative to the draft document. Further, revisions to the proposed project, in response to verbal or written comments, did not create new, avoidable significant effects. Pursuant to CEQA Guidelines Sections 15073.5 and 15088.5, Staff determined that these revisions did not require recirculation of the Draft EA. Consequently, Staff incorporated the aforementioned changes into the Final EA and it was released as part of the Governing Board package for the October 2, 2015 public hearing. The project, however, was not adopted and moreover, the Final EA was not certified at that time.

Since the release of the Final EA, additional changes have been made to PAR 1106 that would remove the previously proposed reporting requirements. Staff has reviewed these additional modifications to PAR 1106 and

concluded that none of these additional revisions constitute: 1) significant new information; 2) a substantial increase in the severity of an environmental impact; or 3) provide new information of substantial importance relative to the draft document. Additionally, revisions to the proposed project in response to verbal or written comments would not create new, avoidable significant effects. These revisions do not require recirculation of the Draft EA pursuant to CEQA Guidelines Sections 15073.5 and 15088.5. Therefore, Staff is preparing a Revised Final EA which will be included in the Governing Board package for the May 3, 2019 public hearing (date subject to change) which will remove the reporting requirements previously proposed during the 2015 rule development process.

Comments and suggestions regarding this CEQA determination may be directed to:

Tracy Tang
Planning, Rule Development and Area Sources, CEQA Section
South Coast Air Quality Management District
21865 Copley Drive Diamond Bar, CA 91765
Phone: (909) 396-2484
Email: ttang@aqmd.gov
Fax: (909) 396-3982

Available Supporting Documents

The following supporting documents will be made available on or before the Public Workshop:

- Preliminary Draft Proposed Amended Rule 1106 – Marine and Pleasure Craft Coating Operations
- Preliminary Draft Proposed Rescinded Rule 1106.1 – Pleasure Craft Coating Operations
- Preliminary Draft Staff Report for Proposed Amended Rule 1106

To Obtain Copies of the Above Documents

Copies of the proposed amended rule will be available at the public workshop and may be obtained from:

Ms. Fabian Wesson
Public Information Center
SCAQMD
21865 Copley Drive
Diamond Bar, CA 91765
Phone: (909) 396-2039
Email: PICrequests@aqmd.gov

The documents will also be available for download from the SCAQMD website at: <http://www.aqmd.gov/home/rules-compliance/rules/scaqmd-rule-book/proposed-rules#1106>

Submission of Documents or Comments

You are invited to attend the public workshop and may also send comments, documents or other information relevant to the proposed rule listed above to:

Ms. Charlene Nguyen
Planning, Rule Development & Area Sources
21865 Copley Drive
Diamond Bar, CA 91765
Phone: (909) 396-2648
Email: cnguyen@aqmd.gov

Written comments on this proposed amended rule should be submitted by **February 26, 2019.**