

## Special Advisory

April 11, 2018

This advisory is to inform manufacturers, distributors, and contractors that the District is currently working on amendments to District Rule 4905 – *Natural Gas-Fired, Fan-Type Central Furnaces*, to revise elements of the rule including the emission fee option provisions.

### **Background**

Rule 4905 was adopted on October 20, 2005, to reduce NO<sub>x</sub> emissions from central furnaces to 40 ng/J. On January 22, 2015, it was amended to reduce NO<sub>x</sub> to 14 ng/J through a phased in approach. The rule also included an emission fee option that allowed non-compliant units to be sold, distributed and/or installed for a limited amount of time while compliant units were developed and commercialized. For manufacturers utilizing this option, an emission fee for each unit was required to be paid. After April 1, 2015, non-weatherized condensing units that did not meet 14 ng/J were prohibited from being distributed, sold, or installed into the San Joaquin Valley Air Basin unless emissions fee option of \$290 for each unit was paid to the District. The emissions fee option was in effect for three years and expired on April 1, 2018. Non-weatherized non-condensing units and weatherized units had later compliance dates under the rule.

### **Regulatory Advisory**

The District has determined that widespread compliance with the deadlines in the rule is not feasible. Furnaces are not sufficiently available in all sizes and configurations to meet the needs of Valley residents. On March 8, 2018, the District held a workshop on the proposed amendments. The District invited and considered all comments, suggestions, and recommendations that encouraged development of amendments that will better promote and protect public health while considering economic impacts. The District is continuing the public process for developing amendments to the rule, with consideration for adoption by the District's Governing Board anticipated on June 21, 2018.

### **Enforcement Advisory**

As the emission fee option period for non-weatherized condensing units expired prior to the June 21, 2018, Governing Board meeting where the amendments will be considered, the District will be exercising enforcement discretion and allowing the continuation of the emissions fee option period for non-weatherized condensing units provided a \$290 per unit fee is paid and the necessary documentation and reporting is provided to the District. All other requirements and deadlines in the Rule 4905 will remain in effect until amendments are approved by the District's Governing Board.

### **More Information**

Additional information about the upcoming amendments can be found at [http://www.valleyair.org/Workshops/public\\_workshops\\_idx.htm](http://www.valleyair.org/Workshops/public_workshops_idx.htm).

If you have any questions regarding this advisory, please contact Patrick Houlihan by phone at (559) 230-5975 or by email at [patrick.houlihan@valleyair.org](mailto:patrick.houlihan@valleyair.org)