



NOTICE OF EXEMPTION

Date: December 15, 2011

From: San Joaquin Valley Unified Air Pollution Control District
1990 East Gettysburg
Fresno, CA 93726

To: Office of Planning & Research
1400 Tenth Street
Sacramento, CA 95814

Project Title: San Joaquin Valley Unified Air Pollution Control District Rule Development:
District Rule 4352 (Solid Fuel Fired Boilers, Steam Generators, and Process Heaters)

Project Location - Specific: Not Applicable

Project Location - City: All cities within the San Joaquin Valley Air Basin (SJVAB)

Project Location - County: All counties in the San Joaquin Valley Air Basin (SJVAB): Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare.

Description of Project: This is a rule development project to amend District Rule 4352 (Solid Fuel Fired Boilers, Steam Generators, and Process Heaters) to be consistent with the EPA's limited approval and disapproval of Rule 4352. The District proposes to make minor administrative changes to Rule 4352. Proposed amendments include: administrative changes to clarify rule requirements, lowering of applicability thresholds to include sources that have a potential to emit 10 tons per year of NOx or VOC, updated test methods, and deletion of Section 5.4 (Operations of Less than 50 percent rated heat input (PRI)).

Name of Public Agency Approving Project: San Joaquin Valley Unified APCD

Name of Person or Agency Carrying Out Project: San Joaquin Valley Unified APCD

Exempt Status: (Check one)

- Ministerial: §21080(b)(1); 15268
- Declared Emergency: §21080(b)(3); 15269(a)
- Emergency Project: §21080(b)(4); 15269(b)(c)
- Categorical Exemption: (State type and section number)
- Statutory Exemptions: (State Code number)
- General Exemption: Section 15061(b)(3)

Reasons Why Project is Exempt: The project is an amendment to District Rule 4352 (Solid Fuel Fired Boilers, Steam Generators, and Process Heaters). The District has prepared a staff report, incorporated herein by reference, which demonstrates that the project would not have a significant environmental impact. The District concludes that implementation of the proposed amendments would not result in foreseeable changes in existing operating practices impacting environmental resources. Thus, the project would have no possible significant adverse effect on the environment.

Lead Agency Contact Person: Esteban Gutierrez **Area Code/Telephone:** (559) 230-6000

Signature:  **Date:** DEC 15 2011 **Title:** Director of Permit Services
David Warner

Date received for filing by OPR: _____