



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:
Rule 4402 (Crude Oil Production Sumps)

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: Rule 4402 applies to all first, second, and third stage sumps at facilities producing, gathering, separating, processing, and/or storing crude oil in an oil field. The purpose of this project is to ensure that District Rule 4402 satisfies federal Reasonably Available Control Technology (RACT) requirements, in response to a limited approval and disapproval of Rule 4402 by the U.S. Environmental Protection Agency (EPA). The District proposes to make several minor and administrative changes to Rule 4402. Proposed amendments include: administrative changes to clarify rule requirements, time limits for use of emergency pits in rule exemptions, new recordkeeping requirements to show compliance with exemption requirements, updated test methods, and deletion of Section 7.0 (Compliance Schedule) due to obsolete dates.

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

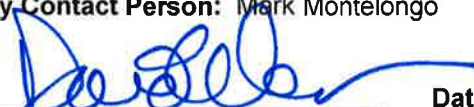
Name of Person or Agency Carrying Out Project: San Joaquin Valley Unified APCD

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 existing District Rule 4402. The SJVUAPCD performed an environmental analysis of the reasonably foreseeable methods by which compliance with the amended rule will be achieved. 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: Mark Montelongo **Area Code/Telephone:** (559) 230-6000

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

David Warner

Date received for filing by OPR: _____