

**PUBLIC NOTICE OF AVAILABILITY  
INITIAL STUDY AND PROPOSED NEGATIVE DECLARATION**

April 4, 2011

Notice is hereby given that the San Joaquin Valley Unified Air Pollution Control District (District) proposes to issue an Initial Study and Proposed Negative Declaration for the following project:

**PROJECT TITLE, LOCATION, AND DESCRIPTION**

**Project Title:** Draft Amendment to Rule 3170 (Federally Mandated Ozone Non-Attainment Fee)

**Project Location:** All counties within the San Joaquin Valley Air Basin (SJVAB), including: Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare. The proposed amendments apply to any major source of Oxides of Nitrogen (NOx) or Volatile Organic Compounds (VOC). The fees required pursuant to this section shall be in addition to the permit fees and other fees required under other Rules and Regulations. This rule shall cease to be effective when the San Joaquin Valley Air Basin (SJVAB) has achieved attainment of the revoked federal one-hour standard for ozone.

**Description of Project:** The purpose of this project is amending Rule 3170 (Federally Mandated Ozone Non-Attainment Fee), section 185 of the federal Clean Air Act (CAA) Amendments mandates that "Severe" and "Extreme" ozone nonattainment areas adopt a rule that requires major stationary sources of air pollution to pay nonattainment fees in the event the area fails to reach attainment by the required attainment date.

**AVAILABILITY OF INITIAL STUDY AND PROPOSED NEGATIVE DECLARATION:**

The Proposed Negative Declaration is based upon a finding that the project will not have significant impacts on the environment or human health. The reasons to support such a finding are documented in the Initial Study and Proposed Negative Declaration prepared by the District. Copies of the Initial Study and Proposed Negative Declaration and all documents referenced therein may be reviewed at the following location:

San Joaquin Valley Unified Air Pollution Control District:

San Joaquin Valley APCD  
Central Region Office  
1990 E. Gettysburg Ave.  
Fresno, CA 93726

On the web at: [http://www.valleyair.org/notices/public\\_notices\\_idx.htm](http://www.valleyair.org/notices/public_notices_idx.htm)

**COMMENTS ON INITIAL STUDY AND PROPOSED NEGATIVE DECLARATION:**

**Public Review Period: Begins:** April 4, 2011                      **Ends:** May 3, 2011

Any interested person may submit written comments on the Initial Study and Proposed Negative Declaration. Written comments will be reviewed by the District in considering the adoption of a Final Negative Declaration for the project. To be considered, comments must be received by **5:00 pm on May 3, 2011.**