

NOTICE OF EXEMPTION

Date: December 19, 2013
From: San Joaquin Valley Unified Air Pollution Control District
1990 East Gettysburg
Fresno, CA 93726

To: County Clerk/Recorder
c/o Kings County Planning Department
1400 W. Lacey Blvd.
Hanford, CA 93230

Project Title: San Joaquin Valley Unified Air Pollution Control District Rule Development:
Amendments to Rule 4622 (Gasoline Transfer into Motor Vehicle Fuel Tanks)

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 existing District Rule 4622 (Gasoline Transfer into Motor Vehicle Fuel Tanks). Rule 4622 applies to any gasoline storage and dispensing operation or mobile fueler from which gasoline is transferred into motor vehicle fuel tanks except as provided in section 4.0 of the rule. The purpose of this rule amendment project is to improve understanding of the existing rule requirements by removing expired and redundant language, and adding clarifying language. The proposed amendments include: Adding new definitions in Section 3.0 for E85 fuel, IOM Manual, In-Station Diagnostics (ISD) system, and Liquid Condensate Trap; In Section 4.5 a new exemption was added to allow mobile fuelers registered under District Permit Exempt Equipment Registration program to not be subject to the testing requirements of Section 6.4.1; In Section 4.6 a new exemption was added to exempt E85 fuel dispensing operations from rule requirements; Amend section 5.4.1 to eliminate redundant language that is already included in the definition of Major Defect (Section 3.22); The Air Resources Board (ARB) Executive Order requirements for ISD systems and liquid condensate traps will be added to Rule 4622 as new Sections 5.12 and 5.13; Amend Section 6.3.3.3 to eliminate the reference to ARB Certification Procedure CP 201, and make Rule language more inclusive of ARB certification procedures; Amend Section 6.4.1.2 to reduce the frequency of the Dynamic Back-Pressure Test from once every twelve (12) months to once every five (5) years; Section 7.1 would be modified to clarify the six (6) month period to complete construction from the issuance date of Authority to Construct (ATC) and sixty (60) day testing requirements; Section 7.3 would be added allowing time to comply, if necessary, for facilities becoming subject to the requirements of the installation and operation of an ISD system

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:
Statutory Exemptions:
[X] General Exemption: Section 15061(b)(3)

Reasons Why Project is Exempt: The project is an amendment to existing District Rule 4622 (Gasoline Transfer into Motor Vehicle Fuel Tanks). District staff concludes that there is no substantial evidence in the whole record before the District that the proposed amendments to Rule 4622 would cause any adverse effects on the environment. The District finds that the project is exempt per the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment (CCR §15061(b)(3)).

Lead Agency Contact Person: David McDonough Area Code/Telephone: (559) 230-6000

Signature: [Handwritten Signature] Date: DEC 19 2013 Title: Director of Permit Services
David Warner

Date received for filing by OPR: _____