BEFORE THE GOVERNING BOARD OF THE
SAN JOAQUIN VALLEY UNIFIED
AIR POLLUTION CONTROL DISTRICT

IN THE MATTER OF:
ADOPTING THE SAN JOAQUIN VALLEY
UNIFIED AIR POLLUTION CONTROL
DISTRICT NATURAL EVENTS ACTION
PLAN

RESOLUTION NO. 06-02-10

WHEREAS, the San Joaquin Valley Unified Air Pollution Control District (District) is a
duly constituted unified district, as provided in California Health and Safety Code
(CH&SC) Sections 40150 to 40161; and

WHEREAS, the San Joaquin Valley Air Basin (SJVAB) is classified by the United
States Environmental Protection Agency (EPA) as a serious nonattainment area for
particulate matter less than 10 microns in diameter (PM10); and

WHEREAS, on September 3, 2004, air monitoring data collected in Corcoran,
California indicated an exceedance of the 24-hour National Ambient Air Quality
Standard (NAAQS) for particulate matter less than 10 microns in diameter (PM10)
that was caused by a natural event of high winds; and

WHEREAS, in accordance with the 1996 United States Environmental Protection
Agency (EPA) memorandum, Areas Affected by PM10 Natural Events, the District
prepared documentation of the September 3, 2004 Corcoran event, as well as a
request to have the air monitoring data flagged as having been caused by a natural
event, and submitted these items to EPA; and

WHEREAS, the EPA Natural Events Policy provides that EPA will: (1) exercise its
discretion under section 107 (d)(3) of the federal Clean Air Act not to redesignate
areas as nonattainment if the State develops and implements a plan to respond to the
health impacts of natural events; and, (2) redesignate nonattainment areas as
attainment by applying Appendix K to 40 CFR, part 50, on a case-by-case basis, to
discount data in circumstances where an area would attain but for exceedances that
result from uncontrollable natural events; and
WHEREAS, the EPA concurred with the District request of data flagging for the September 3, 2004 Corcoran event; and

WHEREAS, EPA concurrence with the data flagging request and federal guidance requires the District to prepare a Natural Events Action Plan (NEAP) and submit the NEAP to EPA by March 3, 2006; and

WHEREAS, the NEAP is to include forecasting and public outreach to protect public health in the event of PM10 exceedances caused by natural events; and

WHEREAS, a public workshop was held on the NEAP on November 10, 2005; the District summarized and developed written responses to written and verbal comments from the workshop as a Response to Comments document provided as an attachment to the NEAP; and

WHEREAS, a public hearing for the adoption of NEAP was duly noticed and held on February 16, 2006.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The District Governing Board adopts the Natural Events Action Plan. Said NEAP is attached hereto and incorporated herein as Exhibit "A."

2. The NEAP has been prepared consistent with the requirements of EPA guidance.

3. The Governing Board finds that, because said NEAP will have no possible significant adverse effect on the environment, the proposed actions are exempt from the provisions of the California Environmental Quality Act of 1970 (CEQA) under the provisions of Section 15061 (b)(3) of the State CEQA Guidelines. The Executive Director/Air Pollution Control Officer is directed to file a Notice of Exemption with the County Clerks of each of the counties in the District.

4. The District Governing Board hereby finds, based on the evidence and information presented at the hearing upon which its decision is based, that all notices required to be given by law have been duly given, and that the District Governing Board has allowed public testimony.
5. Adoption of said NEAP is necessary to comply with federal guidance and will promote the health and welfare of the residents of the San Joaquin Valley Air Basin.

6. The Executive Director/Air Pollution Control Officer is hereby directed to forward a copy of this Resolution and the NEAP to the California Air Resources Board (ARB).

7. The District Governing Board requests that the ARB Executive Officer transmit the NEAP, as adopted by the District Governing Board, to the EPA.

8. District staff is hereby authorized to make any minor typographical and technical changes in the NEAP that are necessary to correct minor errors, clarify wording, or to satisfy ARB and EPA technical requirements.

THE FOREGOING was passed and adopted by the following vote of the Governing Board of the San Joaquin Valley Unified Air Pollution Control District this 16th day of February 2006, to wit:


NOES: None.

ABSENT: Armentrout.

SAN JOAQUIN VALLEY UNIFIED AIR POLLUTION CONTROL DISTRICT

By [Signature]
Mike Maggard, Chair
Governing Board

ATTEST:
Clerk to the Governing Board
By [Signature]
Sissy Smith