

# SAN PEDRO BAY PORTS

# CLEAN AIR ACTION PLAN

July 24, 2024

Wayne Nastri  
Executive Officer  
South Coast Air Quality Management District  
21865 Copley Dr.  
Diamond Bar, CA 91765

## **SUBJECT: COMMENTS ON PROPOSED RULE 2306 - FREIGHT RAIL YARDS**

Dear Mr. Nastri,

The Port of Long Beach (POLB) and Port of Los Angeles (POLA) (Ports) appreciate the opportunity to provide comments on Proposed Rule 2306 for Freight Rail Yards. We also want to thank SCAQMD staff, specifically Elaine Shen, for making herself available to discuss our comments related to the exemption included within Proposed Rule 2306 for certain POLB rail operations. We are following up on our previous comments, to better ensure that SCAQMD accomplishes its stated intent to regulate Port-related locomotive activity under Proposed Rule 2304 and not under Proposed Rule 2306. This important distinction must be adequately reflected in the rule language. However, the exemption (j) (2) language, as most recently revised in the 30-day package, would not exempt all rail activity occurring on property owned by the POLB and POLA, and therefore, would result in rail activity that would be regulated by both PR 2304 and PR 2306.

We are requesting minor changes to the proposed language to better fulfil the exemption's intent and reflect our geographical and jurisdictional boundaries. Our proposed edits are indicated below in bold underline:

### (j) Exemptions

(1) The Freight Rail Yard Owner or Operator is not subject to the requirements in paragraphs (d)(1) through (d)(3), subparagraphs (d)(4)(C) through (d)(4)(D), paragraph (d)(5), and subdivision (f) of this rule for any of its owned- or operated Freight Rail Yards that is not an Intermodal Rail Yard and where Switching Activities occur no more than 30 calendar days per year within a Milestone Year and any of the two preceding calendar years.

(2) The City of Long Beach, the City of Los Angeles, and/or any third party under contractual operating agreement(s) with the City of Long Beach and/or the City of Los Angeles are not subject to the requirements of this rule for any of its owned- or operated-Freight Rail Yard that meets one of the following:

(A) An Intermodal Rail Yard located on dock at a Marine Terminal **that is wholly or partially** located within the Long Beach Harbor District or the Los Angeles Harbor District (Harbor Districts); or

(B) A Freight Rail Yard that is not an Intermodal Rail Yard and where the Freight Rail Yard Operations are solely for the purpose of moving Railcars to and/or from Marine Terminal(s) **that are wholly or partially** located within the Harbor Districts.

This clarification is necessary because at least one marine terminal in Long Beach – Pier A – is partially outside the Long Beach Harbor District. As shown in the attached map, the Harbor District boundary runs through the northwest corner of the Pier A marine terminal; this boundary has no effect on terminal operations, which are continuous across the property. The Ports believe our minor suggested edits achieve the proposed exemption’s intention while further clarifying the scope. The Ports are happy to provide more clarification upon request.

Thank you in advance for considering our comment. If you need any further information, please contact Renee Moilanen, POLB Director of Environmental Planning at (562) 283-7100 or Lisa Wunder, POLA Acting Director of Environmental Management at (310) 732-7688 or via email at [lwunder@portla.org](mailto:lwunder@portla.org).

Sincerely,



RENEE MOILANEN  
Director of Env. Planning  
Port of Long Beach



LISA WUNDER  
Acting Director of Env. Management  
Port of Los Angeles

Attachment: Long Beach Harbor District Boundary Map  
Los Angeles Harbor District Boundary Map



Port of **LONG BEACH**  
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*The San Pedro Bay Ports Clean Air Action Plan was developed with the participation and cooperation of the staff of the US Environmental Protection Agency, California Air Resources Board and the South Coast Air Quality Management District.*

# Long Beach Harbor District and Coastal Zone Boundary





