

NOTICE OF PUBLIC HEARING

PROPOSED ADOPTION OF, OR AMENDMENT TO, THE RULES AND REGULATIONS
OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
AND PROPOSED SUBMISSION INTO THE STATE IMPLEMENTATION PLAN

RE: Proposed Rule 1159.1 – Control of NOx Emissions from Nitric Acid Tanks

NOTICE IS HEREBY GIVEN that a public hearing on the matter of adoption of rules and regulations for the South Coast Air Quality Management District (South Coast AQMD), or the amendments thereto, will be held on **Friday, December 6, 2024** in the Dr. William A. Burke Auditorium at South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, at **9:00 a.m.**, at which time evidence will be taken and all interested persons will be heard by the South Coast AQMD Governing Board. The meeting will be conducted through a hybrid format of in-person and/or virtual attendance via videoconferencing and by telephone with opportunities for public comment. Please refer to the instructions on South Coast AQMD's website for details on how to participate: <http://www.aqmd.gov/home/news-events/meeting-agendas-minutes>.

NOTICE IS FURTHER GIVEN that the South Coast AQMD is considering the adoption of Proposed Rule 1159.1 – Control of NOx Emissions from Nitric Acid Tanks (PR 1159.1). PR 1159.1 partially implements Control Measure CMB-05 in the 2016 Air Quality Management Plan. PR 1159.1 will reduce emissions of nitrogen oxides (NOx) by establishing NOx emission limits for nitric acid tanks at RECLAIM (REgional CLean Air Incentives Market), former RECLAIM, and non-RECLAIM facilities. PR 1159.1 includes requirements such as compliance schedules, requirements for installation of controls, parametric monitoring, source testing, and recordkeeping.

NOTICE IS FURTHER GIVEN that PR 1159.1 will be submitted to the California Air Resources Board and the United States Environmental Protection Agency for inclusion into the State Implementation Plan.

NOTICE IS FURTHER GIVEN that PR 1159.1 implements Sections 110, 172, and 182(e) of the Federal Clean Air Act.

NOTICE IS FURTHER GIVEN that a written analysis pursuant to Health and Safety Code Section 40727.2 has been prepared that identifies all existing state and federal air pollution control requirements, all existing and proposed South Coast AQMD rules and regulations, and all air pollution control requirements that apply to the same equipment or source type as PR 1159.1.

NOTICE IS FURTHER GIVEN that pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15002(k) and 15061, PR 1159.1 is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3). A Notice of Exemption will be prepared pursuant to CEQA Guidelines Section 15062, and if the proposed project is approved, the Notice of Exemption will be filed for posting with the county clerks of Los Angeles, Orange, Riverside and San Bernardino counties, and the State Clearinghouse of the Governor's Office of Planning and Research.

NOTICE IS FURTHER GIVEN that the South Coast AQMD staff will prepare and make available the following documents on or before November 6, 2024, for consideration by the South Coast AQMD Governing Board, including:

- Draft PR 1159.1
- Draft Staff Report for PR 1159.1
- Comparative Analysis for PR 1159.1, included in the Draft Staff Report
- Draft Socioeconomic Impact Assessment for PR 1159.1

NOTICE IS FURTHER GIVEN that the above documents may be obtained from the South Coast AQMD website at <https://www.aqmd.gov/home/rules-compliance/rules/scaqmd-rule-book/proposed-rules/rule-1159-1>, or by calling the South Coast AQMD's Public Information Center at (909) 396-2001, or from: Derrick Alatorre – Deputy Executive Officer/Public Advisor, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, (909) 396-2432, publicadvisor@aqmd.gov.

NOTICE IS FURTHER GIVEN that at the conclusion of the public hearing, consistent with Health and Safety Code Section 40726, the South Coast AQMD Governing Board may make other modifications to PR 1159.1, which are justified by the evidence presented, or may decline to adopt some or all of the proposed rule.

Please direct questions, comments or requests for clarification regarding: PR 1159.1 to Min Sue, msue@aqmd.gov, (909) 396-3241; CEQA to Sina Taghvaei, Ph.D., staghvaei@aqmd.gov, (909) 396-2192; and Socioeconomic Impact Assessment to Tony Tian, Ph.D., ttian@aqmd.gov, (909) 396-2323. Comments can also be submitted to the attention of the above person(s) to Planning, Rule Development and Implementation, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765.

Interested persons may provide oral or written statements at the public hearing. Ten (10) copies of all hard copy written materials must be submitted to the Clerk of the Boards. Individuals who wish to submit written or electronic comments must submit such comments to the Clerk of the Boards, 21865 Copley Drive, Diamond Bar, CA, 91765-4178, (909) 396-2500, or to cob@aqmd.gov on or before Tuesday, December 3, 2024.

Americans with Disabilities Act and Language Accessibility

Disability and language-related accommodations can be requested to allow participation in the Governing Board meeting. The agenda will be made available, upon request, in appropriate alternative formats to assist persons with a disability (Gov. Code Section 54954.2(a)). In addition, other documents may be requested in alternative formats and languages. Any disability or language related accommodation must be requested as soon as practicable. Requests will be accommodated unless providing the accommodation would result in a fundamental alteration or undue burden to the South Coast AQMD. Please contact the Clerk of the Boards Office, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765-4178, at (909) 396-2500 (for TTY, 909-396-3560) from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to cob@aqmd.gov.

DATED: October 22, 2024

FAYE THOMAS
Clerk of the Boards