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8 **UNIVERSAL CITY STUDIOS LLC**

9 **BEFORE THE HEARING BOARD OF THE**

10 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

11 In the Matter of

12 **UNIVERSAL CITY STUDIOS LLC**

13 Petitioner.

Case No.: 4935-21

Facility I.D.: 800202

14 **FINDINGS AND DECISION OF THE**
15 **HEARING BOARD AND [PROPOSED]**
16 **ORDER**

Section 42350 of the California Health and
Safety Code

Hearing Date: August 7, 2024

17 **FINDINGS AND DECISION OF THE HEARING BOARD**

18 This petition for a short variance was heard on the Hearing Board’s Consent Calendar
19 on August 7, 2024, pursuant to notice and in accordance with the provisions of California
20 Health and Safety Code Section 40825. The following members of the Hearing Board were
21 present: Micah Ali, Chair; Jerry P. Abraham, MD MPH CMQ; Mohan Balagopalan; Adrienne
22 Konigar-Macklin, Esq., Alternate; and Cynthia Verdugo-Peralta. Petitioner, represented by
23 Maya Lopez Grasse, Alston & Bird LLP, did not appear. Respondent Executive Officer,
24 represented by Josephine Lee, did not appear. The joint Stipulation to Place Matter on Consent
25 Calendar, the Declaration of Joseph C. Bellas and the Proposed Findings and Decision were
26 received as evidence, and the case submitted. The public was given the opportunity to testify.

The Hearing Board finds and decides as follows:

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Nature of Business and Location of Facility

Petitioner is in the business of producing television programs, motion pictures, and theme entertainment at 100 Universal City Plaza, Universal City, California.

Equipment that is the Subject of the Variance Petition

The equipment that will be used to create special fog effects during the “Halloween Horror Nights” event is fog-generating machines that are exempt from the requirement to have a written permit pursuant to Rule 219(d)(16)(M). A fog machine produces an opaque fog that remains close to the ground to create a fog effect. The fog machines heat a theatrical fog fluid consisting of propanediol and triethylene glycols and water, releasing a vapor that creates artificial “fog.” Upon release, the vapor cools and forms an aerosol, to create the fog effect.

The special effects fog is widely used throughout the entertainment industry. It is necessary for Petitioner to use the fog as part of “Halloween Horror Nights,” an event marketed to teenagers and adults and generally considered to be too intense for small children, in order to create a “scary” Halloween atmosphere that will provide entertainment value and achieve financial success.

SUMMARY

Petitioner will be in violation of District Rule 401 and California Health and Safety Code Section 41701 during the hours the event is open and will achieve compliance at the conclusion of the special Halloween event, on or before November 5, 2024.

Following are the facts and conclusions supporting the findings set forth in California Health and Safety Code Section 42352 necessary to grant the variance. The Executive Officer did not oppose the granting of the variance.

FINDINGS OF FACT AND CONCLUSIONS

(a)(1) The petitioner for a variance is or will be in violation of 41701 or any rule, regulation, or order of the District.

1. Petitioner will be in violation of District Rule 401(b)(1)(B) and California Health and Safety Code Section 41701 because the emissions from the special effects required to simulate the appearance of fog will result in opacity exceeding the limits in District Rule

1 401(b)(1) and in the California Health and Safety Code Section 41701 for more than three
2 minutes in any one hour.

3 **(a)(2) Non-compliance with District Rule(s) is due to conditions beyond the reasonable**
4 **control of the Petitioner.**

5 1. Petitioner will create special effects of fog that are necessary to heighten the
6 frightening experience typically associated with Halloween-themed activities and to create a
7 successful event of a caliber expected of a major Hollywood Studio.

8 2. The special effects will take place during up to 69 scheduled events between
9 August 13 and November 4, 2024, including 14 test nights and rehearsal nights between
10 August 13 and September 1, 2024 and one employee preview night on September 3, 2024. The
11 events will begin at 5:30 p.m. and end at 3:30 a.m. the following day, including warm-up and
12 shut down. Therefore, each event will technically occur over two days; however, an additional
13 day is not affected where events are held on consecutive nights (e.g. events occurring back to
14 back Friday, Saturday, and Sunday consist of three consecutive two-day events over a four-
15 day period). Test nights and rehearsal nights are currently scheduled for August 13, 16, 19, 20,
16 21, 22, 23, 24, 26, 27, 28, 29, 30, and 31, 2024. This is an increase of rehearsal and test nights
17 from prior years; Universal requests these rehearsal and test event nights in order to have the
18 flexibility to adjust and optimize the public event, which has increased in popularity over the
19 years. In addition to those test nights and rehearsal nights, there is a scheduled September 3
20 employee preview night, and events are currently scheduled for September 5, 6, 7, 8, 12, 13,
21 14, 15, 19, 20, 21, 22, 26, 27, 28, 29, October 3, 4, 5, 6, 9, 10, 11, 12, 13, 16, 17, 18, 19, 20,
22 23, 24, 25, 26, 27, 30, 31, November 1, 2, and 3, 2024. Therefore, fog is currently scheduled
23 to be generated on a total of fifty-six (56) nights carrying into the next morning, covering a
24 total number of up to sixty-nine (69) days within an eighty-four (84) day period (see the Table
25 below). Additionally, Universal may schedule up to three additional events during that same
26 timeframe. Universal will inform the District immediately if a decision to hold an extra event
27 night is scheduled.

Event #	Opacity Days	Events (<i>Rehearsal/test/ employee nights in italics</i>)	Time Beginning	Time Ending
1	1	<i>Tuesday, 8/13</i>		
			5:30 p.m.	11:59 p.m.
2	2	<i>Wednesday, 8/14</i>	12:00 a.m.	3:30 a.m.
3	3	<i>Friday, 8/16</i>		
			5:30 p.m.	11:59 p.m.
4	4	<i>Saturday, 8/17</i>	12:00 a.m.	3:30 a.m.
5	5	<i>Monday, 8/19</i>		
			5:30 p.m.	11:59 p.m.
6	6	<i>Tuesday, 8/20</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
7	7	<i>Wednesday, 8/21</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
8	8	<i>Thursday, 8/22</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
9	9	<i>Friday, 8/23</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
10	10	<i>Saturday, 8/24</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
11	11	<i>Sunday, 8/25</i>	12:00 a.m.	3:30 a.m.
12	12	<i>Monday, 8/26</i>		
			5:30 p.m.	11:59 p.m.
13	13	<i>Tuesday, 8/27</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
14	14	<i>Wednesday, 8/28</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
15	15	<i>Thursday, 8/29</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
16	16	<i>Friday, 8/30</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
17	17	<i>Saturday, 8/31</i>	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
18	18	<i>Sunday, 9/1</i>	12:00 a.m.	3:30 a.m.
19	19	<i>Tuesday, 9/3 (employee preview night)</i>		
			5:30 p.m.	11:59 p.m.
20	20	<i>Wednesday, 9/4</i>	12:00 a.m.	3:30 a.m.
21	21	Thursday, 9/5		
			5:30 p.m.	11:59 p.m.
22	22	Friday, 9/6	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.

Event #	Opacity Days	Events <i>(Rehearsal/test/ employee nights in italics)</i>	Time Beginning	Time Ending
18	23	Saturday, 9/7	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
19	24	Sunday, 9/8	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
	25	Monday, 9/9	12:00 a.m.	3:30 a.m.
20	26	Thursday, 9/12		
			5:30 p.m.	11:59 p.m.
21	27	Friday, 9/13	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
22	28	Saturday, 9/14	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
23	29	Sunday, 9/15	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 a.m.
	30	Monday, 9/16	12:00 a.m.	3:30 a.m.
24	31	Thursday, 9/19		
			5:30 p.m.	11:59 p.m.
25	32	Friday, 9/20	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
26	33	Saturday, 9/21	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
27	34	Sunday, 9/22	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
	35	Monday, 9/23	12:00 a.m.	3:30 a.m.
28	36	Thursday, 9/26		
			5:30 p.m.	11:59 p.m.
29	37	Friday, 9/27	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
30	38	Saturday, 9/28	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
31	39	Sunday, 9/29	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
	40	Monday, 9/30	12:00 a.m.	3:30 a.m.
32	41	Thursday, 10/3		
			5:30 p.m.	11:59 p.m.
33	42	Friday, 10/4	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
34	43	Saturday, 10/5	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
35	44	Sunday, 10/6	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.

Event #	Opacity Days	Events <i>(Rehearsal/test/ employee nights in italics)</i>	Time Beginning	Time Ending
	45	Monday, 10/7	12:00 a.m.	3:30 a.m.
36	46	Wednesday, 10/9	5:30 p.m.	11:59 p.m.
37	47	Thursday, 10/10	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
38	48	Friday, 10/11	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
39	49	Saturday, 10/12	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
40	50	Sunday, 10/13	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
	51	Monday, 10/14	12:00 a.m.	3:30 a.m.
41	52	Wednesday, 10/16	5:30 p.m.	11:59 p.m.
42	53	Thursday, 10/17	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
43	54	Friday, 10/18	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
44	55	Saturday, 10/19	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
45	56	Sunday, 10/20	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
	57	Monday, 10/21	12:00 a.m.	3:30 a.m.
46	58	Wednesday, 10/23	5:30 p.m.	11:59 p.m.
47	59	Thursday, 10/24	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
48	60	Friday, 10/25	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
49	61	Saturday, 10/26	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
50	62	Sunday, 10/27	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
	63	Monday, 10/28	12:00 a.m.	3:30 a.m.
51	64	Wednesday, 10/30	5:30 p.m.	11:59 p.m.
52	65	Thursday, 10/31	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
53	66	Friday, 11/1	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.

Event #	Opacity Days	Events <i>(Rehearsal/test/ employee nights in italics)</i>	Time Beginning	Time Ending
54	67	Saturday, 11/2	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
55	68	Sunday, 11/3	12:00 a.m.	3:30 a.m.
			5:30 p.m.	11:59 p.m.
56	69	Monday, 11/4	12:00 a.m.	3:30 a.m.

3. Universal anticipates that it will achieve final compliance on or before November 5, 2024, the day after the final event date that is currently scheduled completes in the early morning of November 4, 2024.

4. The exposure to opacity exceedances will be short in duration. Opacity exceedances will occur at attractions contained in the area shown on the attached map (Petition Attachment 1) and areas added in order to achieve the necessary effects.

5. Theatrical fog-producing products are widely used in the entertainment industry. The Safety Data Sheet (“SDS”) for the Pro Beam Long Lasting Fog Fluid to be used in the fog machines for this event (Petition Attachment 3) indicates that the product is not known to be a “Hazardous Chemical” as defined by the Occupational Safety and Health Administration’s (“OSHA”) Hazard Communication Standard. Universal Studios understands that the Pro Beam Long Lasting Fog Fluid and the fog machines that will be used, are still widely used and considered safe in the industry. The short duration of exposure at Petitioner’s events and minimal prior complaints support the conclusion that negative effects are unlikely to occur during the variance period. Universal Studios estimates it will use the same amount of fog fluid per event day that it has used in previous years for the Halloween event.

6. Universal Studios first began holding the Halloween event in the early 2000s, and it has been held annually since at least 2011 (except during the pandemic in 2020). For each year that Universal has received the variance for the Halloween event, Universal has followed the conditions in its variance. Those conditions include procedures for Universal Studios to post warning signs for event attendees with a medical sensitivity to fog effects, track any complaints from the event’s attendees, report any health-related complaints to the District,

1 and provide any attendees who complain with the District’s complaint number—1-800-CUT-
2 SMOG.

3 7. Historically, Universal Studios has received very few complaints during the
4 event. Specifically, Universal Studios received very few complaints from the millions of
5 guests who attended the event over the past five years. Universal received three complaints
6 from attendees related to the fog generated during the Halloween event in 2014, one complaint
7 in 2015, six complaints in 2016, two complaints in 2017, and one complaint in 2018. After
8 each of those complaints, Universal promptly verified its machines were not overproducing
9 fog so attendees could proceed through the event safely, and Universal Studios notified the
10 Air District of those complaints. Universal Studios also promptly notified each complainant
11 of the District’s 1-800-CUT-SMOG complaint number. After each of those complaints,
12 Universal promptly verified its machines were not over producing fog so attendees could
13 proceed through the event safely and notified the Air District of those complaints. Universal
14 Studios also promptly notified each complainant of the District’s 1-800-CUT-SMOG
15 complaint number. Universal received no health-related complaints in 2019, 2021, 2022 and
16 2023 (the event was not held in 2020 due to the pandemic).

17 8. Universal will continue to comply with all conditions in the variance, including
18 posting warning signs, promptly reporting any complaints related to the emissions of fog to
19 the Air District’s Inspector, and notifying any complainants of the Air District’s complaint
20 number—1800-CUT-SMOG. Universal Studios will also continue to monitor its fog machines
21 throughout the event to ensure the machines produce fog at appropriate levels. Universal
22 Studios has a technician onsite every night of the event to monitor the levels and positioning
23 of the fog machines.

24 9. Universal Studios understands that the fog machines and fog fluid used by
25 Universal Studios in the past and that will be used in this year’s event are widely and safely
26 used in the entertainment industry to achieve the desired scary effect during its events. In
27 addition, Universal Studios has confirmed with Ultratec, the manufacturer of the Pro-Beam
28 Long Lasting Fog Fluid, that fog machines using the Pro Beam fog fluid should operate below

1 340°C to prevent degradation of the fog fluid. Universal Studios contacted the manufacturers
2 of the fog machines that will be used during the Halloween event, and those manufacturers
3 confirmed that their fog machines operate at maximum temperatures below 250°C.

4 10. Petitioner further consulted with the District in 2022, 2023 and 2024 regarding
5 the possibility of a rule amendment and/or rulemaking that would establish a permit process
6 for activities like those proposed by Petitioner. The District ultimately communicated that
7 there is no rulemaking currently underway to change Rule 401, and staff continues to believe
8 a variance is the appropriate means to facilitating Petitioner’s event at this point in time.

9 11. Petitioner has used these special fog effects for its past Halloween events held
10 almost annually since 2000, most recently in 2023, and cannot achieve the necessary
11 atmosphere without these special effects. Therefore, compliance with the aforementioned
12 District rules will be beyond Petitioner’s reasonable control during the duration of “Halloween
13 Horror Nights” events.

14 **(a)(2) Requiring compliance would result in either (A) an arbitrary or unreasonable**
15 **taking of property, or (B) the practical closing and elimination of a lawful business.**

16 12. Failure to grant the variance would limit or preclude Petitioner’s ability to create
17 the frightening and foreboding atmosphere that is critical to achieving a high-quality,
18 financially successful event, and would cause economic injury to Petitioner of \$6-7 million
19 and result in the loss of over 1,400 jobs if the event is not held.

20 **(a)(3) The closing or taking would be without a corresponding benefit in reducing air**
21 **contaminants.**

22 13. The excess opacity emissions during the variance period may reach up to 100
23 percent in some locations close to the machines but will dissipate rapidly. Generally, the
24 expected excess emissions would be 80 percent during the event hours.

25 14. Petitioner will use a mixture of food-grade propanediol and triethylene glycols
26 and water in the fog machines in accordance with permits and approvals issued by the Los
27 Angeles County Fire Department and the Los Angeles County Department of Building and
28 Safety.

1 15. The opacity exceedances will occur in a limited area on the park property as
2 shown on the map attached hereto (Petition Attachment 1) and will not migrate off-site. The
3 opacity exceedances will occur at the specific sites listed on Attachment 1 and areas added in
4 order to achieve the necessary affects. Event attendees will participate in the event on a
5 voluntary basis and will only be exposed to any opacity exceedances for the short duration
6 during which event attendees choose to participate in the event. Areas between these sites will
7 not be affected.

8 16. In response to comments from the Hearing Board for its variance petition for the
9 Halloween event in 2018, Universal Studios engaged AECOM Technical Services
10 (“AECOM”) to conduct an industrial hygiene assessment during Universal Studios’
11 Halloween Horror Nights even in 2018 to evaluate employee and guest exposures to the
12 theatrical fog during the event. That monitoring concluded employee and guest exposures to
13 the theatrical fog during the event were and are expected to continue to be at safe airborne
14 levels. The level of fog produced during the 2024 event will be comparable to those levels
15 produced during the 2018, 2019, 2021, 2022 and 2023 events. (*See Declaration of Joe Bellas.*)

16 17. Exposure to fog emissions by any event participant would be on a voluntary
17 basis and would be very limited. Typically, event guests spend more time outside of the event
18 areas with fog than they do inside those event areas with fog. In addition, the opacity
19 exceedances will occur in a limited area on the park property and will not migrate off-site.
20 Preventing the event, therefore, would be without a corresponding benefit in reducing air
21 contaminants.

22 **(a)(4) The Petitioner has given consideration to curtailing operations of the source in**
23 **lieu of obtaining a variance.**

24 18. Petitioner considered curtailment in lieu of obtaining a variance and will in fact
25 limit the use of fog to the minimum required to create the necessary effects. However, the fog
26 is necessary in order to make the event an entertainment and financial success. Petitioner has
27 researched other options and it is impractical to generate the desired “fog” effect without using
28 a theatrical fog product.

1 **(a)(5) During the period the variance is in effect, the petitioner will reduce excess**
2 **emissions to the maximum extent feasible.**

3 1. During the period the variance is in effect, Petitioner will operate the equipment
4 at the minimum level necessary to create the required special effects and has agreed to comply
5 with the mitigation measures set forth in this variance order.

6 2. Petitioner will operate up to 82 machines at the approximate locations indicated
7 in Attachment 1 to the Petition. Petitioner may reallocate the machines among these or other
8 sites within the event to create the desired effect. The fog machines will only be operated for
9 a maximum of ten (10) hours per event, including machine warm-up time, shut down, and
10 operating hours of the event. Fog will generally be emitted at the ground level, which can be
11 defined generally as within two feet of the ground. Universal Studios will post clear, visible
12 warning signs at all entrances to the park and at every attraction stating: “Warning: persons
13 with medical sensitivity to fog effects should be aware of the park scare zone.” Universal
14 Studios has determined that warning language provides a comprehensive warning that can
15 effectively communicate the necessary warning to all event attendees. Additionally, event
16 attendees will participate in the event on a voluntary basis and will only be exposed to any
17 opacity exceedances for the short duration during which attendees choose to participate in the
18 event. Event attendees also have many platforms through which they may report complaints
19 related to the fog to Universal Studios in real time, including through an online general
20 message system, a smartphone application, by social media outlets, by telephone, or in person
21 to any employee or at a customer service desk.

22 **(a)(6) During the period the variance is in effect, the Petitioner will monitor or otherwise**
23 **quantify emission levels from the source, if requested to do so by the District, and report**
24 **these emission levels to the District pursuant to a schedule established by the District.**

25 1. During the period the variance is in effect, Petitioner has agreed to comply with
26 the conditions set forth in this variance order.

27 **Operation under the order is not expected to result in a violation of California Health**
28 **and Safety Code Section 41700.**

1 1. The fog is generated from the machines are not expected to travel beyond the
2 theme park’s boundaries so as to create a nuisance in violation of California Health and Safety
3 Code Section 41700.

4 **[PROPOSED] ORDER**

5 THEREFORE, good cause appearing, the Hearing Board orders as follows:

6 A. Petitioner is granted a short variance from District Rule 401(b)(1)(B) and California
7 Health and Safety Code Section 41701 for the use of up to 82 fog-generating machines
8 to create special effects for its “Halloween Horror Nights” special event at Universal
9 Studios Hollywood for fifty-six (56) scheduled and three (3) potential additional events,
10 in the timeframe beginning on August 13 and concluding on or before November 4,
11 2024. The final compliance date will be November 5, 2024, which is the day following
12 the conclusion of the last event.

13 B. The variance granted herein is subject to the following conditions:

14 1. Petitioner shall limit the generation and emission of special effects fog reaching
15 up to 100% opacity to the following periods (as listed in the Petition): A
16 maximum of an 84-day timeframe, during the period commencing on August 13
17 and ending on or before November 4, 2024. Within that 84-day timeframe, fifty-
18 six (56) event nights, including rehearsal/test nights and an employee preview
19 night, will take place within the period commencing on August 13 and ending
20 on November 4, 2024, starting at 5:30 p.m. and ending no later than 3:30 a.m.
21 the following day. Those fifty-six (56) events will generate fog emissions over
22 sixty-nine (69) days within the 84-day timeframe. Universal may schedule up to
23 three (3) additional events during that same 84-day timeframe. Petitioner shall
24 only emit fog under this variance from the 82 generating machines identified on
25 the site map (Attachment 1 to the variance Petition), although the machines may
26 be reallocated among various sites to create the necessary effects.

27 2. No opacity beyond the limits of District Rule 401 shall be permitted to travel
28 beyond the perimeter of the Petitioner’s property.

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3. Petitioner shall not use more than a total of 180 gallons of fog fluid per 10-hour event. The fog fluid must be food grade Pro Beam Long Lasting Fog Fluid manufactured by Ultratec Special Effects.
4. Petitioner shall keep records of the amount of fog fluid used on each date. Said records shall be made available to the District upon request. Petitioner shall submit a written summary to the District at the expiration of the subject variance.
5. Petitioner shall immediately respond to any complaints received and shall promptly notify the District (Telephone: 1-800-CUT-SMOG) of any complaints, including health related complaints, that it receives related to the emission of fog from the event. Petitioner shall also notify each complainant, when they call in complaints, of the aforesaid District complaint number.
6. Petitioner shall post clearly visible warning signs at all entrances to the park and at every attraction stating: “Warning: persons with medical sensitivity to fog effects should be aware of the park scare zone.”
7. Petitioner will notify the District (Telephone: 1-800-CUT-SMOG) immediately if a decision to add any of the additional three events is made.
8. Petitioner shall pay all applicable fees to the Clerk of the Board by November 5, 2024, or the variance shall be invalidated pursuant to Rule 303.
9. Petitioner shall notify the Clerk of the Board in writing when final compliance is achieved.

BOARD MEMBER: _____

DATED: _____

Prepared by Maya Lopez Grasse
and Reviewed by Josephine Lee