



# South Coast Air Quality Management District

21865 Copley Drive, Diamond Bar, CA 91765-4182  
(909) 396-2000 • [www.aqmd.gov](http://www.aqmd.gov)

September 7, 2012

Office of the Secretary for Resources  
Attn: General Counsel's Office  
1416 9th Street, Suite 1311  
Sacramento, CA 95814

To Whom It May Concern:

Enclosed please find two copies of the Notice of Decision (NOD) for the CEQA document prepared for Proposed Amended Rule (PAR) 1110.2 – Emissions from Gaseous - and Liquid-Fueled Engines. The Addendum to the 2007 Final Environmental Assessment (Final EA) for Proposed Amended Rule 1110.2 – Emissions from Gaseous - and Liquid-Fueled Engines was prepared pursuant to CEQA and the South Coast Air Quality Management District's (SCAQMD) certified regulatory program. The CEQA document was certified by SCAQMD's Governing Board at its September 7, 2012 Public Hearing. Please record and post the NOD according to the provisions of CEQA. SCAQMD Rule 110 requires that written responses to public comments on a SCAQMD CEQA document be filed with the Secretary of Resources along with the Notice of Decision. However, since the CEQA document is an addendum to a Final EA, the document was not circulated for public review, so no public comments were received.

Since the CEQA document is an addendum, a copy of the approved “no effect” fee exemption form that was approved for the 2007 Final EA in accordance with Department of Fish and Game Code §711.4, Title 14, California Code of Regulations (CCR) is attached to prove compliance and ensure immediate posting of the NOD.

Please confirm receipt of one copy of the NOD and return it to the undersigned. Two return envelopes have been provided for your convenience (one for the confirmed copy upon receipt, and one for the original NOD to be returned after the posting period). If you have any questions, please call me at (909) 396-3054 or James Koizumi at (909) 396-3234.

Sincerely,

Steve Smith, Ph.D.  
CEQA Program Supervisor  
Planning, Rule Development and Area Sources

Enclosures

## NOTICE OF DECISION

**To:** Office of the Secretary for Resources  
General Counsel's Office  
1416 9th Street, Suite 1311  
Sacramento, CA 95814

**From:** SCAQMD  
Planning, Rules and Area Sources  
21865 Copley Drive  
Diamond Bar, CA 91765

**Subject:** FILING OF NOTICE OF DECISION IN COMPLIANCE WITH §21080.5 OF THE PUBLIC RESOURCES CODE

**Project Title:** Addendum to the 2007 Final Environmental Assessment (Final EA) for Proposed Amended Rule 1110.2 – Emissions from Gaseous - and Liquid-Fueled Engines

**Lead Agency:** South Coast Air Quality Management District

**SCAQMD Number:** 120817JK

**Date Certified:** September 7, 2012

**Contact Person:** James Koizumi

**Telephone Number:** (909) 396-3234

**Project Location:** South Coast Air Quality Management District area of jurisdiction: South Coast Air Basin (all of Orange County and the nondesert portions of Los Angeles, Riverside, and San Bernardino counties), and the Riverside County portions of the Salton Sea Air Basin and Mojave Desert Air Basin

**Project Description:** The proposed project would allow biogas facility operators/owners three and one-half to six additional years to comply with the emission limits were provisionally adopted by the SCAQMD Governing Board, but never went into effect. The final compliance date would be January 1, 2016. Permit application fees would be refunded to biogas-fueled engines owner/operators who establish to the satisfaction of the Executive Officer that they have complied with the emission limits of Table III-B by January 1, 2015. Owners or operators of biogas-fired units that operate under long-term fixed price power purchase agreements that have been entered into prior to February 1, 2008, and extended beyond January 1, 2016, may elect to defer compliance by up to two additional years, but no later than January 1, 2018 provided that they submit an alternative compliance plan and pay a compliance flexibility fee. The compliance flexibility fees associated with the alternative compliance plan would be applied to SCAQMD NOx reduction programs pursuant to protocols approved under SCAQMD rules. PAR 1110.2 would also provide a compliance option with a longer averaging time, provided that the engine operator can demonstrate through continuous emission monitoring systems (CEMS) that emissions are at least 9.9 ppmv for NOx and 225 ppmv for CO.

This is to advise that the South Coast Air Quality Management District has approved the above described project and has made the following determinations regarding the above described project:

1. The project will not create a new, or make worse a significant adverse impact identified in the original 2007 Final EA.
2. Mitigation measures that were identified in the 2007 Final EA were readopted for this project.
3. The mitigation monitoring program associated with the 2007 Final EA was readopted for this project.
4. Findings for the 2007 Final EA were readopted for this project.
5. The Statement of Overriding Considerations for the 2007 Final EA was readopted for this project.

The Addendum to the 2007 Final EA, supporting documentation, and record of project approval may be examined at: SCAQMD, 21865 Copley Drive, Diamond Bar, CA 91765.

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Date Received for Filing

Signature: \_\_\_\_\_

Steve Smith, Ph.D.  
Program Supervisor, CEQA Section  
Planning, Rules, and Area Sources