Proposed Amended Rule 1304

Part 70 Operating Permits – Issuance, Renewal, Modification and Reopening

Community Advisory Council

Santa Barbara County
Air Pollution Control District

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Presentation Overview

• Rule 1304 Background
• Proposed Changes
• Rule Impacts
• Questions, Discussion, and CAC Recommendation
Rule 1304 Background

• Regulation XIII (Rules 1301 – 1305) was adopted in 1993
  – Based on the 1990 amendments to the Federal Clean Air Act
  – Encompasses the Part 70 (Title V) Operating Permit Program
  – Rule 1304 contains the requirements for public involvement

• When the regulation was originally written, newspapers were the primary means of effective communication.

• Since the 1990s, newspaper subscriptions have been declining.
  – Newspaper is less effective in soliciting public involvement.
E-Notice & E-Access

• **11/10/2016**: EPA amended their rules to allow the District to remove the newspaper notice and replace it with an electronic notice (“e-notice”) and electronic access (“e-access”).

• **E-Notice**: Public notice posted online and sent to subscription list.
• **E-Access**: The draft permit, the permit application, and all relevant supporting materials can be accessed online.

• The District has already been implementing e-notice and e-access for the last decade as it is an effective way to communicate with the public.
Proposed Changes

Rule 1304.D.6
• Language based on EPA Region IX and CAPCOA model rule.
  – Removes the requirement to issue newspaper notices.
  – Codifies the District’s e-notice and e-access procedures.

Rule 1304 – All Sections
• Fixed minor grammatical and reference errors in the rule language.
Rule Impacts

1) **Reduces the administrative noticing costs**
   - Issuing around 6 newspaper notices per year for Part 70 sources
   - Saves District staff time
   - Decreases the permitting fees for Part 70 sources

2) **Enhances the clarity of the District’s rulebook**
   - Improved communication methods with the public
   - Improved public access by making permit actions available online
   - Broader and better informed public participation
Next Steps

• Questions and Discussion

• CAC Consideration and Recommendation

• Bring the Rule Package to the District Board