

NOTICE OF PUBLIC HEARING

PROPOSED ADOPTION OF, OR AMENDMENT TO, THE BACT GUIDELINES OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT

RE: Proposed Amended Best Available Control Technology (BACT) Guidelines

NOTICE IS HEREBY GIVEN that a public hearing on the matter of adoption of the proposed amendments to the BACT Guidelines for the South Coast Air Quality Management District (South Coast AQMD) will be held on Friday, **February 2, 2024**, in the Dr. William A. Burke Auditorium at South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, at 9:00 a.m., or later, 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 South Coast AQMD's website for information regarding the format of the Public Hearing, updates if the meeting is changed to full remote via webcast format, and details on how to participate: <http://www.aqmd.gov/home/news-events/meeting-agendas-minutes>.

NOTICE IS FURTHER GIVEN that South Coast AQMD is considering amending the BACT Guidelines. The proposed amendments to the BACT Guidelines are to update the Overview section, Part A – Policy and Procedures for Major Polluting Facilities, Part C – Policy and Procedures for Minor Polluting Facilities, Part E – Policy and Procedures for Facilities Subject to Prevention of Significant Deterioration for Greenhouse Gases, and to add new and amended listings to Part B – Lowest Achievable Emission Rate and BACT Determinations for Major Polluting Facilities and Part D – BACT Determinations for Non-Major Polluting Facilities. Additionally, the proposed amendments to the BACT Guidelines are to make them consistent with recent changes to South Coast AQMD rules and regulations, permitting decisions as well as state requirements.

NOTICE IS FURTHER GIVEN that in amending the BACT Guidelines Part D for Non-Major Polluting Facilities to be more stringent, South Coast AQMD has complied with Health and Safety Code Section 40440.11(c).

NOTICE IS FURTHER GIVEN that pursuant to the California Environmental Quality Act (CEQA) Guidelines Sections 15002(k) and 15061, the proposed amendments to the BACT Guidelines (proposed project) are exempt from CEQA pursuant to CEQA Guidelines Sections 15061(b)(3) and 15308. Further, there is no substantial evidence indicating that any of the exceptions set forth in CEQA Guidelines Section 15300.2 apply to the proposed project. 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 with State Clearinghouse of the Governor's Office of Planning and Research, and with the county clerks of Los Angeles, Orange, Riverside, and San Bernardino counties.

NOTICE IS FURTHER GIVEN that South Coast AQMD staff has prepared documents for consideration by the South Coast AQMD Governing Board, including:

- Proposed Amended BACT Guidelines
- Board Letter (serves as Staff Report and includes Summary of Proposed Amendments, Cost-Effectiveness Calculations, and Response to Comments)

NOTICE IS FURTHER GIVEN that the above documents may be obtained from the South Coast AQMD website at <http://www.aqmd.gov/home/permits/bact/public-notices-docket>, or by calling the 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 Proposed Amended BACT Guidelines, which are justified by the evidence presented, or may decline to adopt some or all of the proposed amendments.

Please direct questions, comments, or requests for clarification regarding Proposed Amended BACT Guidelines to Bhaskar Chandan, Engineering and Permitting, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, (909) 396-2516, or bchandan@aqmd.gov. Please direct CEQA inquiries to Jivar Afshar, CEQA Section, Planning, Rule Development, and Implementation, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765, or jafshar@aqmd.gov, (909) 396-2040.

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: Clerk of the Boards, 21865 Copley Drive, Diamond Bar, CA, 91765-4178, (909) 396-2500, or to cob@aqmd.gov on or before 5:00 p.m. on January 30, 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. Requests can be sent to the Clerk of the Board, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA, 91765-4178, at (909) 396-2500 (for TTY, 909-396-3560) or send the request to cob@aqmd.gov.

DATED: January 2, 2024

FAYE THOMAS
Clerk of the Boards