



San Joaquin Valley
Air Pollution Control District

**PUBLIC NOTICE OF AVAILABILITY
PROPOSED NEGATIVE DECLARATION**

May 7, 2004

Project Title: Amendment of Regulation VIII (Fugitive PM 10 Prohibitions)

Project Location: All land within the boundaries of the San Joaquin Valley Unified Air Pollution Control District, including the entire counties and all the cities of Fresno, Kings, Madera, Merced, Tulare, San Joaquin, Stanislaus, and the San Joaquin Valley portion of Kern County

Description of Project:

The San Joaquin Valley Air Basin (SJVAB) does not meet the federal health-based National Ambient Air Quality Standards (NAAQS) for particulate matter with an aerodynamic diameter of 10 microns or less (PM10). Specifically, the SJVAB is classified as a "serious" PM10 nonattainment area, the most severe PM10 classification. The Federal Clean Air Act (FCAA) requires the San Joaquin Valley Unified Air Pollution Control District (SJVUAPCD) and other serious PM10 areas to implement Best Available Control Measures (BACM) to control fugitive PM10 emissions.

Regulation VIII applies only to fugitive dust sources. Regulation VIII applies to primary PM10 sources that include construction, demolition, excavation, extraction, handling and storage of bulk materials, landfills, unpaved roads, and vehicle/equipment parking, shipping, receiving, transfer, and service areas. The proposed amendments to Regulation VIII are necessary to address the deficiencies identified by United States Environmental Protection Agency (EPA) and to upgrade existing Reasonably Available Control Measures (RACM) level rules to meet the more stringent BACM level.

In general, the proposed amendments to Regulation VIII would provide broader applicability, reduce certain thresholds, remove certain exemptions, and includes updated tables that clarify dust control requirements and options. District staff estimates implementation of the proposed amendments to Regulation VIII to reduce cumulative emissions by approximately 18.8 tons per day for all categories of fugitive emissions.

Lead Agency: San Joaquin Valley Unified Air Pollution Control District

Lead Agency Contact Person: Mr. Hector R. Guerra, (559) 230-5800

Addresses where document may be obtained: San Joaquin Valley Unified Air Pollution Control District Offices:

Headquarters Office
1990 E. Gettysburg Ave.
Fresno, CA 93726

Southern Regional Office
2700 'M' Street, Ste 275
Bakersfield, CA 93301

Northern Regional Office
4230 Kiernan Avenue, Ste 130
Modesto, CA 95356

Or on the internet at www.valleyair.org

Public Review Period: Begins May 7, 2004 Ends June 5, 2004 *

Public Hearing: A public hearing will be held to consider this action on August 19, 2004, 9:00 a.m. at the District Headquarters Office.

***Anyone interested in this matter is invited to comment on the document by
written response on or before June 5, 2004***