

Notice of Exemption

FILED

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STANISLAUS CO. CLERK-RECORDER

Jennine Creakmore

To: Office of Planning and Research
P.O. Box 3044, Room 212
Sacramento, CA 95812-0344
(916) 445-0613

County Clerk/Recorder
County of Stanislaus
1021 "I" Street, Ste. 101
Modesto, CA 95354
(209) 525-5250

From (Public Agency):

San Joaquin Valley Unified Air Pollution Control District
1990 E. Gettysburg Avenue
Fresno, CA 93726-0244
Cherie Clark
(559) 230-6000

(For County Use Only)

Project Title: Proposed Amendments to District Rule 4311 (Flares) (District Project No. 20200339)

Project Location (Specific): Not Applicable

Project Location (City): All Cities within the San Joaquin Valley Air Basin

Project Location (County): All Counties within the San Joaquin Valley Air Basin (Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus and Tulare)

Description of Nature, Purpose and Beneficiaries of Project: The District is proposing to amend District Rule 4311 (Flares) to add additional low NOx flare emission limitations for existing and new flaring activities, additional flare minimization requirements, and expand applicability of the rule by removing exemption for non-major sources in order to meet commitments made to the 2018 PM2.5 Plan.

Name of Public Agency Approving Project: San Joaquin Valley Air Pollution Control District

Name of Person or Agency Carrying Out Project: San Joaquin Valley Air Pollution Control District

Applicant Name, Address, & Phone Number: San Joaquin Valley Air Pollution Control District (559) 230-6000

Exempt Status: (Check one)

- Ministerial: §21080(b)(1); 15268
- Declared Emergency: §21080(b)(3); 15269(a)
- Emergency Project: §21080(b)(4); 15269(b)(c)
- Categorical Exemption: §15308 (Actions by Regulatory Agencies for Protection of Natural Resources)
- Statutory Exemptions:
- Common Sense Exemption: Section 15061(b)(3)

Reasons Why Project is Exempt: The project is the amendment of Rule 4311 (Flares). District staff concludes that there is substantial evidence in the whole record before the District that the proposed project would not cause any adverse impacts on the environment. The District finds that the project is categorically exempt from the provisions of CEQA pursuant to CEQA Guidelines §15308 (Actions by Regulatory Agencies for Protection of the Environment) §15378 (Projects), and finds that the project is exempt per the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment (CCR §15061(b)(3)).

Lead Agency Contact Person: Cherie Clark

Area Code/Telephone/Extension: (559) 230-6000

Signature: 

Date: Dec 17 2020 Title: Director of Permit Services

Arnaud Marjollet

Date Received for filing at OPR: _____

Signed by Lead Agency

Date Received for filing at OPR: _____

Signed by Applicant

Date removed from posting 2/8/2021