

**Notice of Exemption****Appendix E**

To: Office of Planning and Research P.O. Box 3044, Room 113 Sacramento, CA 95812-3044	From: (Public Agency): Bay Area Air Quality Management District 375 Beale Street, Suite 600 San Francisco, CA 94105
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**Project Title:** BAAQMD Emissions Statement Certification for 8-hour Ozone Standard

**Project Applicant:** Bay Area Air Quality Management District

**Project Location - Specific:** San Francisco Bay Area Air Basin

**Project Location:** Multi-jurisdictional (Counties of: Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, Santa Clara, Solano, Sonoma)

**Description of Nature, Purpose and Beneficiaries of Project:** The Federal Clean Air Act section 182 (a)(3)(B) requires all ozone non-attainment areas to have in place a program that requires emissions statements from stationary sources of NOx and VOC. Due to BAAQMD's marginal non-attainment status with the 2015 8-hour ozone standards, the Air District is required to submit a certification that its existing program continues to comply with federal requirements. BAAQMD intends to certify that Rule 2-1-429 is adequate and continues to fulfill the Clean Air Act section 182(a)(3)(B) emissions statement requirements. This project also seeks to adopt Emissions Statement certifications for the 1997 and 2008 8-hour Ozone NAAQS.

**Name of Public Agency Approving Project:** Bay Area Air Quality Management District

**Name of Person or Agency Carrying Out Project:** Bay Area Air Quality Management District

**Exempt Status: (check one):**

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption: State type and section number: Common Sense 15061(b)(3)
- Statutory Exemptions: State code number:

**Reasons why project is exempt:** This project is categorically exempt from provisions of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) pursuant to State CEQA Guidelines, Sections 15061, subd. (b)(3) (the 'common sense' exemption). The finds made in the proposed Emissions Statement certification do not affect air emissions from any sources, and can be seen with certainty to have no possibility of causing significant environmental effects. The District intends to file a Notice of Exemption pursuant to State CEQA Guidelines, Section 15062.

**Lead Agency Contact Person:** Yvette DiCarlo **Area Code/Telephone/Extension:** (415) 749-5191

**If filed by applicant:** 1. Attach certified document of exemption finding.

2. Has a Notice of Exemption been filed by the public agency approving the project?  Yes  No

**Signature:** Yvette DiCarlo **Date:** 7/20/20 **Title:** Asst. Manager

Signed by Lead Agency  Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code. Date Received for filing at OPR:  
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Governor's Office of Planning & Research

**Jul 20 2020**

**STATE CLEARINGHOUSE**