Theodore D. Schade
Air Pollution Control Officer

GREAT BASIN UNIFIED AIR POLLUTION CONTROL DISTRICT

157 Short Street, Bishop, California 93514-3537
Tel: 760-872-8211

BOARD REPORT

Mtg. Date: December 11, 2013

To: District Governing Board

From: Duane Ono, Deputy Air Pollution Control Officer

Subject: PUBLIC HEARING – Adoption and Approval of Revisions to the 2010 PM10 Maintenance Plan for the Coso Junction Planning Area to Modify Maintenance Measures Under Board Order 080128-01 Related to Controlling Dust from the Owens Valley

---

Background

On September 16, 2013, the Board approved revisions to the Owens Valley PM10 State Implementation Plan (SIP) and to Board Order 080128-01 and instructed staff to make the corresponding revisions to the Coso Junction PM10 Maintenance Plan which contains Board Order 080128-01 as a maintenance measure. Because many of the revisions to the Owens Valley SIP did not apply to the Coso Junction Maintenance Plan, it was not clear which changes were pertinent to the Coso Junction plan. After a review of the changes, only Appendix C of the Coso Junction Maintenance Plan, which is Board Order 080128-01, will need to be changed. Staff submitted the SIP revision for the Owens Valley PM10 SIP, but decided to re-notice the Coso Junction SIP revision and to propose that it be submitted to the California Air Resources Board (CARB) and the US Environmental Protection Agency (EPA) as a rule revision of Board Order 080128-01 and not a full SIP revision that would include changes to the text of the SIP.

Board Order 080128-01 was originally approved with the 2008 Owens Valley PM10 SIP to provide regulatory requirements for the implementation of dust control measures on the Owens Lake bed. Dust control measures at Owens Lake are included as a maintenance measure in the Coso Junction Maintenance Plan because windblown dust from Owens Lake has been found by the District, the CARB and the EPA to cause and contribute to exceedances of the federal PM10 standard in the adjacent Coso Junction planning area. Board Order 080128-01 is included as Appendix C of the Coso Junction Maintenance Plan. In order to make the Coso Junction plan consistent with the revised Board Order the Board is being asked to approve amendments to Board Order 080128-01 as contained in Appendix C of the Coso Junction Maintenance Plan.

The proposed changes to Board Order 080128-01 for the Coso Junction plan are consistent with the changes approved at the September 16, 2013 meeting under BO 130916-01. The changes are

summarized in the accompanying Board Resolution and are included in an underline-strikeout form in Attachment 3, and a clean version in Attachment 4. Included with the rule revision package that will be submitted to CARB and EPA is a rule analysis consistent with the requirements of California Health & Safety Code Section § 40727.2 (a).

BOARD ACTION

The District staff recommends that the District Governing Board:

1. Conduct a public hearing to take:
    a. Testimony from District staff,
    b. Testimony from the public,
    c. Discussion of the issue among the Board members, and
2. A the completion of the public hearing, District staff recommends that the Governing Board:
    a. Adopt attached Order 131211-01 revising the Coso Junction PM10 Maintenance Plan Appendix C with an amended Board Order 080128-01,
    b. Direct the Board Chair to sign the Order, and
    c. Direct the Board Clerk to forward the amendments to the California Air Resources Board for state approval and forwarding to the U.S. Environmental Protection Agency for federal approval.

Attachment

Board Order 131211-01 – Order of the Governing Board of the Great Basin Unified Air Pollution Control District Revising the 2010 PM10 Maintenance Plan for the Coso Junction Planning Area to Modify Maintenance Measures Under Board Order 080128-01 Related to Controlling Dust From the Owens Valley

Attachments to Board Order 131211 – Attachments 1 through 4 are bound separately and are available upon request.

Attachment 1 – Governing Board Order 130916-01 with Exhibits 1 – 8.

Exhibit 1 *2008 Owens Valley PM_{10} Planning Area Demonstration of Attainment State Implementation Plan* Board Order Number 080128-01 ("SIP Order")

Exhibit 2 District Hearing Board Order GB09-06, *Findings and Order Granting Regular variance from Requirements set Forth in Governing Board Order 080128-01*, September 25, 2009.

Exhibit 3 Stipulated Order for Abatement Number 110317-01

Exhibit 4 *Phase 7a and Keeler Dunes Settlement Terms* dated June 25, 2013 ("Term Sheet")

Exhibit 5 *Settlement Agreement and Release Between the Great Basin Unified Air Pollution Control District and City Of Los Angeles Acting by and Through its Department of Water and Power Concerning Modification to Phase 7a Stipulated Order for Abatement No. 110317 and Keeler Dunes Project*, dated August 19, 2013 ("Settlement Agreement")

Exhibit 6 District Governing Board Order Number 130819-01 – *Findings and Decision of District Governing Board Upon Hearing for Stipulated Modification to Stipulated Order for Abatement 110317-01*, dated August 19, 2013

Exhibit 7 Map of Phase 7a areas

Exhibit 8 Map of Keeler and Other Dune Areas

Attachment 2 – Analysis of BO 080128-01 as Amended by BO 130916-01 Under CH&SC § 40727.2 (a)

Attachment 3 – Underline-strikeout Version of Revised Board Order 080128-01

Attachment 4 – Clean Version of Revised Board Order 080128-01