



BAY AREA  
AIR QUALITY  
MANAGEMENT  
DISTRICT

**California Environmental Quality Act**

**NOTICE OF DETERMINATION**

**TO:** Solano County Clerk  
Attn: Clerk to the Board of  
Supervisors 675 Texas  
Street, Suite 6500  
Fairfield, CA 94533

**FROM:** Bay Area Air Quality  
Management District  
375 Beale Street, Suite 600  
San Francisco, CA 94105  
Contact: Mark Tang, 415-749-4778

**SUBJECT: FILING OF NOTICE OF DETERMINATION PURSUANT TO SECTION 21152 OF THE PUBLIC RESOURCES CODE AND CEQA GUIDELINES SECTION 15075**

**Project Title:** Amendments to Air District Regulation 2, Rule 1 (Permits – General Requirements) and Regulation 2, Rule 5 (Permits – New Source Review of Toxic Air Contaminants).

**Lead Agency and Agency Approving Project:** Bay Area Air Quality Management District (Air District).

**Project Location:** The amended Regulation 2, Rule 1 and Regulation 2, Rule 5 apply within the Air District's jurisdiction, which includes all of Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, and Santa Clara counties, and the southern portions of Solano and Sonoma counties.

**Project Description:** The Air District has regulatory authority over stationary sources of air pollution in the San Francisco Bay Area. Regulation 2, Rule 1 and Regulation 2, Rule 5 address how the Air District issues permits for regulated sources of air pollution. The Air District has adopted amendments to these permitting rules to increase public health protection and transparency in communities overburdened by pollution and health vulnerabilities by (i) reducing the allowable increase in carcinogenic risk associated with any new or modified source of toxic air contaminants in specified overburdened communities to six additional cancers per one million exposed population, and (ii) requiring public notification of permit applications for certain projects proposed for overburdened communities. The amendments also update the Air District's health risk evaluation procedures to incorporate the most accurate and up-to-date information, and update and clarify the District's internal permit application processing procedures. The amendments are described in detail in the Staff Report prepared for this project, which is available for public review as indicated below.

**Agency Determination and Adoption of Negative Declaration:** On December 15, 2021, the Air District's Board of Directors approved the rule amendment project described above and determined that the project will not have a significant effect on the environment. A Negative Declaration was prepared and adopted for this project pursuant to the provisions of CEQA. Mitigation measures were not made a condition of the approval of this project, and no mitigation monitoring plan or program has been adopted.

**Location of Negative Declaration and Supporting Documentation:** Copies of the Negative Declaration, amended rules, Staff Report, and certain other relevant documents are available on the Air District's website at [www.baaqmd.gov/ruledev](http://www.baaqmd.gov/ruledev). Physical copies of the Negative Declaration and all supporting documentation for this project are available for public review at Air District headquarters at 375 Beale Street, Suite 600, San Francisco, CA 94105.

Document Posted From

12/17/21 to \_\_\_\_\_

FILED

DEC 17 2021

Birgitta E. Corsello, Clerk of  
the Board of Supervisors of  
the County of Solano, State of California  
Deputy:

**2021 ENVIRONMENTAL FILING FEE CASH RECEIPT**

DFW 753.5a (REV. 01/01/21) Previously DFG 753.5a

Print Save

RECEIPT NUMBER:  
38 — 12/15/2021 — 73

STATE CLEARINGHOUSE NUMBER (If applicable)

**SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.**

LEAD AGENCY <b>BAY AREA AIR QUALITY MANAGEMENT</b>	LEAD AGENCY EMAIL	DATE 12/15/2021
COUNTY/STATE AGENCY OF FILING San Francisco	DOCUMENT NUMBER 202100779337	

PROJECT TITLE

AMENDMENTS TO AIR DISTRICT REGULATION 2, RULE 1 (PERMITS-GENERAL REQUIREMENTS) AND REGULATION 2, RULE 5 (PERMITS-NEW SOURCE REVIEW OF TOXIC AIR CONTAMINANTS)

PROJECT APPLICANT NAME <b>LAURA CACKETTE</b>	PROJECT APPLICANT EMAIL	PHONE NUMBER (415) 749-4628
PROJECT APPLICANT ADDRESS 375 BEALE ST, STE 600	CITY SAN FRANCISCO	STATE CA
		ZIP CODE 94105

**PROJECT APPLICANT** (Check appropriate box)

- Local Public Agency    
  School District    
  Other Special District    
  State Agency    
  Private Entity


**CHECK APPLICABLE FEES:**

- |                                                                                                             |            |    |          |
|-------------------------------------------------------------------------------------------------------------|------------|----|----------|
| <input type="checkbox"/> Environmental Impact Report (EIR)                                                  | \$3,445.25 | \$ | 0.00     |
| <input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)                                | \$2,480.25 | \$ | 2,480.25 |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW         | \$1,171.25 | \$ | 0.00     |
| <br>                                                                                                        |            |    |          |
| <input type="checkbox"/> Exempt from fee                                                                    |            |    |          |
| <input type="checkbox"/> Notice of Exemption (attach)                                                       |            |    |          |
| <input type="checkbox"/> CDFW No Effect Determination (attach)                                              |            |    |          |
| <input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)                   |            |    |          |
| <br>                                                                                                        |            |    |          |
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only) | \$850.00   | \$ | 0.00     |
| <input checked="" type="checkbox"/> County documentary handling fee                                         |            | \$ | 72.00    |
| <input type="checkbox"/> Other                                                                              |            | \$ |          |

**PAYMENT METHOD:**

- Cash    
  Credit    
  Check    
  Other

**TOTAL RECEIVED** \$ 2,552.25

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE FALLON LIM, DEPUTY COUNTY CLERK
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