



Regulatory  
Flexibility  
Group



July 16, 2015

VIA E-MAIL AND U.S. MAIL

Honorable Dennis Yates  
Mayor, City of Chino  
1193 Lester Avenue  
Chino, CA 91710

**SUBJECT: NO<sub>x</sub> RECLAIM INDUSTRY COALITION REQUEST FOR SPECIAL STATIONARY SOURCE COMMITTEE MEETING REGARDING PROPOSED AMENDMENTS TO REGULATION XX (NO<sub>x</sub> RECLAIM "SHAVE")**

Dear Mayor Yates:

On February 2, 2015 members of the NO<sub>x</sub> RECLAIM Industry Coalition met with you and Bob Ulloa to discuss our concerns with the SCAQMD staff's preliminary indications as to how a NO<sub>x</sub> shave to reflect new BARCT for RECLAIM sources would be implemented. At that meeting we discussed the complexity of the RECLAIM shave issues and requested that before the final Regulation XX amendment package was sent to the Governing Board for a hearing, the Stationary Source Committee have a special meeting at which the NO<sub>x</sub> RECLAIM Coalition and the SCAQMD staff would have equal time to describe their respective proposals and respond to questions. It was our understanding that you were agreeable to a special Stationary Source Committee meeting when the time was appropriate.

There was a special Stationary Source Committee meeting scheduled on April 17, 2015 to address NO<sub>x</sub> RECLAIM issues. However, how that scheduling occurred is still unclear to us as

we did not make any specific request to staff or you to schedule a meeting at that time. Staff informed us of the special meeting four days before it was to have taken place. Because the SCAQMD staff was nowhere near releasing its final proposal for how a BARCT shave would be implemented, we advised SCAQMD staff that we did not believe that a meeting at that time would meet the objective of having a full and fair airing of shave alternatives that was the basis of our original request. We certainly appreciated your willingness to have a special meeting and we apologize for the inconvenience caused by the miscommunication surrounding how that meeting was scheduled.

On July 9, District staff advised the members of the NOx RECLAIM Working Group that it will be releasing its draft Staff Report and draft rule language by July 22, 2015, the same day they plan to hold a public workshop on the RECLAIM amendments. Furthermore, staff has indicated that it will be agendaizing the NOx RECLAIM shave for the July 24, 2015 Stationary Source Committee meeting. However, neither the Draft Environmental Assessment nor the Socioeconomic Impact Report will be released until August, at the earliest. We do not believe that a full and fair discussion of the staff proposal and the NOx RECLAIM Industry Coalition proposal can take place at the July 24<sup>th</sup> meeting given (1) the short period of time (two days) we will have had to review the draft Staff Report and rule language and (2) the absence of the draft Environmental Assessment and Socioeconomic Impact report.

Accordingly, we respectfully request that the Stationary Source Committee schedule a special meeting to consider the Regulation XX amendments, CEQA document and Socioeconomic Impact Report. However, the meeting should be scheduled no earlier than two weeks after the release of both the draft Environmental Assessment and Socioeconomic Impact Report (whichever is released later).

Thank you again for your continuing willingness to hear and consider our concerns regarding the proposed BARCT shave.

Respectfully,



Curtis L. Coleman

Executive Director, Southern California Air Quality Alliance  
On behalf of the NOx RECLAIM Industry Coalition

cc: Honorable Ben Benoit, Mayor, City of Wildomar  
Dr. Joseph Lyou, Board Member, SCAQMD  
Honorable Judith Mitchell, Council member, City of Rolling Hills Estates  
Honorable Shawn Nelson, Supervisor, County of Orange  
Dr. Barry Wallerstein, Executive Officer, SCAQMD