

# Notice of Exemption

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

☒ County Clerk  
County of Fresno  
2221 Kern Street  
Fresno, CA 93721  
(559) 600-2575

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**From (Public Agency):**

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

(For County Use Only)

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**Project Title:** Proposed Adoption of Rule 3172 (Federally Mandated Ozone Nonattainment Fee – 2008 8-Hour Standard) and Rule 3173 (Federally Mandated Ozone Nonattainment Fee – 2015 8-Hour Standard)

**Project Location (Specific):** Not applicable

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

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**Description of Nature, Purpose and Beneficiaries of Project:** The District proposes to adopt Rule 3172 (Federally Mandated Ozone Nonattainment Fee - 2008 8-Hour Standard) in order to implement the Clean Air Act (CAA) Section 185 mandated fees for the 2008 8-Hour Ozone National Ambient Air Quality Standards (NAAQS), which has an attainment deadline of July 20, 2032, and District Rule 3173 (Federally Mandated Ozone Nonattainment Fee - 2015 8-Hour Standard) in order to implement the CAA Section 185 mandated fees for the 2015 8-Hour Ozone NAAQS, which has an attainment deadline of August 3, 2038.

**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, 1990 E. Gettysburg Avenue, Fresno, CA 93726, 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 the Environment)  
☐ Statutory Exemptions:  
☒ Common Sense Exemption: Section 15061(b)(3)

**Reasons Why Project is Exempt:** The project is to implement the CAA Section 185 mandated fees for the 2008 8-Hour Ozone National Ambient Air Quality Standards NAAQS, and to implement the CAA Section 185 mandated fees for the 2015 8-Hour Ozone NAAQS. 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 Guideline §15308 (Actions by Regulatory Agencies for Protection of Natural Resources), 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: Harout Sagherian

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

Signature

  
Brian Clements

Title: Director of Permit Services

Date

DEC 21 2023

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P.O. Box 3044, Room 212  
Sacramento, CA 95812-0344  
(916) 445-0613

☒ County Clerk  
County of Madera  
200 W. 4<sup>th</sup> Street  
Madera, CA 93637  
(559) 675-7721

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P.O. Box 3044, Room 212  
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(916) 445-0613

☒ County Clerk  
County of Stanislaus  
1021 "I" Street, Suite 101  
Modesto, CA 95354  
(209) 525-5250

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P.O. Box 3044, Room 212  
Sacramento, CA 95812-0344  
(916) 445-0613

☒ County Clerk  
County of Kern  
1115 Truxton Avenue  
Bakersfield, CA 93301  
(661) 868-3588

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Signature

  
Brian Clements

Title: Director of Permit Services

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

☒ County Clerk  
County of Tulare  
221 S. Mooney Blvd. Room 105  
Visalia, CA 93291  
(559) 636-5051

---

**From (Public Agency and Lead Agency):**

San Joaquin Valley Unified Air Pollution Control District  
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Fresno, CA 93726-0244  
Harout Sagherian  
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(For County Use Only)

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Title: Director of Permit Services

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P.O. Box 3044, Room 212  
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(916) 445-0613

☒ County Clerk  
County of San Joaquin  
44 N. San Joaquin Street, Suite 260  
Stockton, CA 95202  
(209) 468-2362

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**From (Public Agency):**

San Joaquin Valley Unified Air Pollution Control District  
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Brian Clements

Title: Director of Permit Services

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

☒ County Clerk  
County of Merced  
2222 "M" Street  
Merced, CA 95340  
(209) 385-7627

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San Joaquin Valley Unified Air Pollution Control District  
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☒ County Clerk  
County of Kings  
Kings County Government Center  
1400 W. Lacey Blvd.  
Hanford, CA 93230  
(559) 582-3211 x2674

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**Fee Exemption:** ☒ The District requests an exemption from all filing/recording fees pursuant to Government Code §6103.

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