



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

PUBLIC HEARING NOTICE

July 20, 2012

TO: INTERESTED PARTIES
FROM: EXECUTIVE OFFICER / APCO
SUBJECT: **PUBLIC HEARING: PROPOSED
REGULATION 9, RULE 13: NITROGEN
OXIDES, PARTICULATE MATTER AND
TOXIC AIR CONTAMINANTS FROM
PORTLAND CEMENT MANUFACTURING**

On **Wednesday, September 19, 2012**, the Board of Directors of the Bay Area Air Quality Management District will conduct a public hearing to consider adoption of proposed Regulation 9, Rule 13: Nitrogen Oxides, Particulate Matter and Toxic Air Contaminants from Portland Cement Manufacturing, and the adoption of a Negative Declaration pursuant to the California Environmental Quality Act (CEQA). The hearing will be held in the District Headquarters' Board Room, 7th floor, 939 Ellis Street, San Francisco. District Board meetings commence at 9:45 a.m.

The proposed rule will implement control measure SSM 9 of the Bay Area 2010 Clean Air Plan. Regulation 9, Rule 13 sets limits for emissions from cement manufacturing facilities. For emissions from cement manufacturing kilns, limits of 2.3 lbs NO_x per ton of cement clinker produced, averaged over 30 days, and 0.04 lbs particulate matter per ton of cement clinker produced, are proposed. The rule would require cement kilns to emit no more ammonia than 10 parts per million by volume, averaged over 24 hours, above a baseline established prior to operation of NO_x control equipment. The rule would set limits consistent with the federal National Emissions Standards for Hazardous Air Pollutants for the Portland Cement Manufacturing Industry as proposed on June 22, 2012. These limits would affect emissions of dioxins and furans, mercury, hydrochloric acid, and either total hydrocarbons or total organic hazardous air pollutants.

The rule would also set a 10% opacity (half as dark as Ringelmann 1) limit for all operations except kiln and clinker cooler emission points. The kiln and clinker cooler are subject to a 20% opacity (Ringelmann 1) limit as per Regulation 6, Rule 1 requirements. The rule would require that a Health Risk Assessment be conducted before constructing any stack from which cement kiln pollutants were to be emitted to show that the risk to the surrounding community would not

exceed the notification threshold established under the Air Toxics “Hot Spots” Information and Assessment Act requirements set forth in California Health and Safety Code Section 44300 et al. These limits would become effective on September 9, 2013. Finally, the rule would contain a variety of operational requirements to reduce fugitive dust. The proposed rule also contains monitoring, testing, recordkeeping and reporting requirements.

Pursuant to the California Environmental Quality Act (Public Resources Code § 21000 et seq.), an initial study for the proposed amendments has been conducted, concluding that the proposed amendments would not have significant adverse environmental impacts. Notice is hereby given that the District intends to adopt a negative declaration for the amendments pursuant to Public Resources Code section 21080(c) and CEQA Guidelines section 15070 et seq.

The draft CEQA environmental checklist and negative declaration will be available on the District’s website at <http://www.baaqmd.gov/Divisions/Planning-and-Research/Rule-Development/Current-Regulatory-Public-Hearings.aspx>, or at the District office at 939 Ellis Street, San Francisco, or they may be requested by calling Robert Cave at (415) 749-5048.

Comments relating to the environmental analysis should be addressed to Robert Cave, Air Quality Specialist, Bay Area Air Quality Management District, 939 Ellis Street, San Francisco, CA 94109. Comments also can be sent by fax to (415) 749-4741 or by e-mail to rcave@baaqmd.gov. Comments on the negative declaration will be received from Friday, July 20, 2012 until 5:00 pm on Friday, August 10, 2012.

A hearing notice, the rule as proposed for adoption and a staff report including a socioeconomic analysis will be available on the District’s web site at <http://www.baaqmd.gov/Divisions/Planning-and-Research/Rule-Development/Current-Regulatory-Public-Hearings.aspx>, or by request, at least 30 days before the public hearing. Questions, comments, or requests for copies of the proposed rule should be directed to Robert Cave at (415) 749-5048, or via e-mail to rcave@baaqmd.gov. Comments on the proposed rule will be received from Friday, July 20, 2012 until 5:00 pm on Friday, August 10, 2012.

SAN FRANCISCO PUBLIC TRANSPORTATION

**MUNI -- #47 AND #49 NORTH AND SOUTH ON VAN NESS AVENUE
#38 EAST AND WEST ON GEARY BOULEVARD/O’FARRELL STREET
BART -- CIVIC CENTER STATION 8th AND MARKET STREETS**

Attendees are encouraged to ride public transit, rideshare, bicycle or walk to and from the workshop.