

Broken Promises
San Joaquin Valley Unified Air Pollution Control District (1/20/05)

PM-10 Plan commitment	Rule #	Deadlines	Status	On track?
Apply visible emission limits to agricultural internal combustion engines . This rule, combined with rule 4702 must reduce daily NOx emissions by 9.3 tons.	4101	Adopt by fourth quarter of 2004. Full compliance by third quarter, 2005.	A workshop was held in September 2004. The amended rule will be considered at the February board meeting.	No.
Adopt NOx emission limits on agricultural internal combustion engines rated greater than 50 brake horsepower. This rule, combined with rule 4101 must reduce daily NOx emissions by 9.3 tons.	4702	Adopt by July 1, 2005. Commence implementation by January 1, 2006.	A workshop will be held in January. The amended rule had not been adopted.	Yes. As long as the rule is adopted by July of 2005.
Adopt controls on cotton gins that will reduce daily PM-10 emissions by 1.7 tons.	4204	Adopt by fourth quarter of 2004. Implement by 2005.	The latest workshops for Rule 4204 were held in October 2004. The rule might be considered at the February board meeting.	No.
Adopt Agricultural Control Management Practices program to reduce daily PM-10 emissions by 33.8 tons.	4550, 3190 (fees)	Adopt by April 2004. Implement by July 2004.	The rule was first adopted in May 2004 then “re-adopted” in August of 2004. The rule requires implementation beginning in July and permits were collected in December.	Not entirely. The District was four months late in formally adopting the rule, but only one month late in adopting it the first time. However, there were no changes made to the final adopted version.

PM-10 Plan commitment	Rule #	Deadlines	Status	On track?
Adopt amendments to Regulation VIII, the fugitive dust rules that will reduce daily PM-10 emissions by 18.8 tons.	8011-8081	Adopt and implement by September 2004.	Adopted in September of 2004. The new rules applied beginning on October 1, 2004.	Yes
Adopt an indirect source mitigation program that will contribute to programs that will reduce daily PM-10 emissions by 6.2 tons and daily NOx emissions by 4.1 tons.	9510, 3180 (fees)	Adopt by 2004. Implement in 2005.	A workshop was held in March 2004. Rule development has been delayed until at least the second quarter of 2005.	No, the Air District is scheduled to be at least half a year late in adopting the rule. It would need to implement the rule by the end of 2005 to get back on track.
Establish NOx and SOx emission limits for commercial dryers that will reduce daily NOx levels by 1.0 tons.	4309	Adopt by second quarter of 2004 and implement in 2006.	Adoption of new rule is not planned until the second quarter of 2005 at the earliest.	No, the District is at least half a year behind rule adoption.
Adopt NOx emission limits for small boilers, steam generators and process heaters that will reduce daily NOx emissions by 1.0 tons.	4307	Adopt by fourth quarter of 2004 and implement in 2006.	Workshops may be held in January. Rule adoption is delayed at least until the fourth quarter of 2005.	No. The Air District is scheduled to adopt the rule at least one year late. It must implement the rule in 2006 to get back on track.
Adopt NOx emission limits for industrial, commercial and institutional water heaters (rated 0.075-2 MMBtu/hr ³) that will reduce daily NOx emissions by 0.2 tons.	New	Adopt and implement by fourth quarter of 2004.	Adoption is delayed until at least the third quarter of 2006	No, rule adoption is expected almost two years later than committed.

PM-10 Plan commitment	Rule #	Deadlines	Status	On track?
Adopt NOx limits on residential space heaters that will reduce daily NOx emissions by 0.1 tons.	4903	Adopt by the third quarter of 2004 and implement fully by 2020.	No formal rule development has occurred.	No.
Prepared by Earthjustice.				