

**RESOLUTION NO. AQM \_\_\_\_\_**

**Rule 101 – GENERAL PROVISIONS AND DEFINITIONS**

**THE BOARD OF DIRECTORS  
OF THE SACRAMENTO METROPOLITAN AIR QUALITY  
MANAGEMENT DISTRICT**

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District is authorized to adopt, amend, or repeal rules and regulations by Sections 40001, 40702, and 41010 of the California Health and Safety Code (Health and Safety Code Section 40727(b)(2)); and

WHEREAS, the U.S. Environmental Protection Agency exempts compounds that only negligibly react to form ozone from their definition of Volatile Organic Compound; and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District has determined that a need exists to exempt six compounds from the District's definition of Volatile Organic Compound in Rule 101 – GENERAL PROVISIONS AND DEFINITIONS (Health and Safety Code Section 40727(b)(1)); and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District has determined that the meaning of Rule 101 can be easily understood by the persons affected by it (Health and Safety Code Section 40727(b)(3)); and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District has determined that the rule is in harmony with, and not in conflict with or contradictory to, existing statutes, court decisions, or state or federal regulations (Health and Safety Code Section 40727(b)(4)); and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District has determined that Rule 101 does not duplicate any existing state or federal regulations (Health and Safety Code Section 40727(b)(5)); and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District has determined that Rule 101 implements Health and Safety Code Sections 40001, 40702, and 41010 (Health and Safety Code Section 40727(b)(6)); and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District has determined a written analysis is not required because the proposed amendments to Rule 101 do not establish emissions limitations (Health and Safety Code Section 40727.2); and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District has maintained records of the rulemaking proceedings (Health and Safety Code Section 40728); and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District held a noticed public hearing on October 27, 2011 and considered public comments on the proposed amendments to Rule 101 (Health and Safety Code Sections 40725 and 40726); and

WHEREAS, the Board of Directors of the Sacramento Metropolitan Air Quality Management District has determined that a socioeconomic impact analysis is not required because the proposed amendments do not establish emission limitations, interfere with the District's attainment plan, or result in any significant increase in emissions (Health and Safety Code Section 40728.5).

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Directors of the Sacramento Metropolitan Air Quality Management District approves and adopts the amendment of Rule 101 – GENERAL PROVISIONS AND DEFINITIONS.

BE IT ORDERED that the amendment of Rule 101 be effective as of October 27, 2011; and

BE IT FURTHER ORDERED that the Board of Directors of the Sacramento Metropolitan Air Quality Management District directs Staff to forward amended Rule 101 and all necessary supporting documents to the California Air Resources Board for its approval and subsequent submittal to EPA for final approval as a revision to the State Implementation Plan.

ON A MOTION by Director \_\_\_\_\_, seconded by Director \_\_\_\_\_, the foregoing Resolution was passed and adopted by the Board of Directors of the Sacramento Metropolitan Air Quality Management District, State of California, this 27<sup>th</sup> day of October, 2011, by the following vote, to wit:

AYES: Directors

NOES: Directors

ABSENT: Directors

\_\_\_\_\_  
Chair of the Board  
Sacramento Metropolitan Air Quality Management District  
State of California

(SEAL)

ATTEST: \_\_\_\_\_  
Clerk of the Board  
Sacramento Metropolitan Air Quality Management District