



Linda S. Adams
Secretary for
Environmental Protection

Air Resources Board

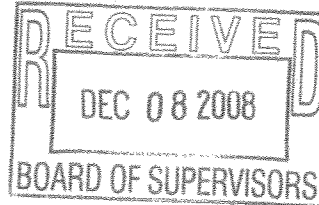
Mary D. Nichols, Chairman
1001 I Street • P.O. Box 2815
Sacramento, California 95812 • www.arb.ca.gov



Arnold Schwarzenegger
Governor

December 4, 2008

Supervisor Don Nottoli, Chair
Sacramento Valley Basinwide
Air Pollution Control Council
700 H Street, Suite 2450
Sacramento, California 95814



Dear Supervisor Nottoli:

Thank you for your recent letter to Chairman Nichols on behalf of the Sacramento Valley Basinwide Air Pollution Control Council. Chairman Nichols has asked me to respond to your letter. In your letter, you expressed concerns related to the Stationary Diesel Engine Airborne Toxic Control Measure (ATCM) affecting agricultural engines, specifically "low-use" engines, operating in the greater Sacramento Valley.

As you may know, establishing a statewide "low-use" engine provision was considered during the development of the ATCM. What our analysis found is that elevated potential cancer risk levels can occur even for engines operated and located close to sensitive receptors. As a result, we decided it was not appropriate to provide a statewide "low-use" exemption. We did however, provide a remote-location exemption.

We continue to believe that a generic statewide "low-use" exemption will not provide adequate public health protection in many situations. However, if a local air district wishes to provide a "low-use" exemption for agricultural engines in their jurisdiction, ARB staff is committed to working with them to develop alternative requirements that are at least equally protective of public health as the adopted ATCM. These alternative requirements could then be adopted by the district in a local rule as an approved alternative to the statewide ATCM.

Should you have additional questions or are interested in discussing any of these issues further, please contact me at (916) 324-8167 or Mr. Richard Boyd, Manager, Process Evaluation Section, at rboyd@arb.ca.gov or at (916) 322-8285.

Sincerely,

Robert D. Fletcher, Chief
Stationary Source Division

cc: See next page.

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website: <http://www.arb.ca.gov>.

California Environmental Protection Agency

Supervisor Don Nottoli, Chair
December 4, 2008
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cc: Jim Wagoner
Air Pollution Control Officer
Butte County Air Quality Management District
2525 Dominic Drive, Suite J
Chico, California 95928

Mary D. Nichols, Chairman
Air Resources Board

James N. Goldstene, Executive Officer
Air Resources Board

Richard Boyd, Manager
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