



Eastern Kern

Air Pollution Control District

Glen E. Stephens, P.E.
Air Pollution Control Officer

March 2, 2023

Ariel Fideldy
California Air Resources Board
Air Quality & Science Division
P.O. Box 2815
Sacramento, California 95812

SUBJECT: Withdraw May 6, 1999 Submittal of Eastern Kern Air Pollution Control District Rule 210.1, New and Modified Stationary Source Review (NSR)

Dear Ms. Fideldy:

On May 6, 1999, the Eastern Kern Air Pollution Control District (District) Board of Directors adopted amendments to Rule 210.1, New and Modified Stationary Source Review (NSR). Amended Rule 210.1 became affective and enforceable upon adoption. The District submitted an Action Package of amended Rule 210.1 to the California Air Resources Board (CARB) requesting that CARB forward all appropriate documentation to the U.S. Environmental Protection Agency Region IX (EPA) office as a revision to the District's State Implementation Plan (SIP). However, the EPA never acted on the 1999 submittal of Rule 210.1; therefore, it was never included in the SIP.

The EPA recently notified the District that they began reviewing their backlog of SIP rule submittals, which includes the 1999 amendment of Rule 210.1. EPA stated that since such a significant amount of time had lapsed since the submittal, amended Rule 210.1 now contains deficiencies that will prevent them from fully approving the rule. To alleviate this issue, EPA requests that the District withdraw the May 6, 1999 submittal of Rule 210.1, make all appropriate revisions pursuant to EPA guidance, formally adopt the amendments through public hearing, and submit the Board approved revision of Rule 210.1 through CARB as a SIP revision.

Therefore, the District formally requests CARB withdraw the May 6, 1999 submittal of Rule 210.1, New and Modified Stationary Source Review (NSR) from consideration and inclusion into the SIP. Additionally, the last Board adopted amendment of Rule 210.1 (May 4, 2000) will continue to be enforced locally until the District's Board adopts a new version of Rule 210.1.

Thank you in advance for your cooperation in this matter. Should you have any questions, please contact Jeremiah Cravens Senior AQS at (661) 862-5250, cravensj@kerncounty.com or myself at (661) 862-5250, glens@kerncounty.com.

Sincerely,

Glen E. Stephens, P.E.
Air Pollution Control Officer

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