

State of California
AIR RESOURCES BOARD

Executive Order R-15-005

*Relating to New and Amended Certification Procedures for Vapor Recovery Systems
at Gasoline Dispensing Facilities*

WHEREAS, on April 23, 2015, the Air Resources Board (ARB or Board) conducted a public hearing to consider the proposed amendments to Certification Procedures for Vapor Recovery Systems at Gasoline Dispensing Facilities: Aboveground Storage Tanks and Enhanced Conventional Nozzles, as set forth in Appendix A to the Initial Statement of Reasons released to the public on March 3, 2015;

WHEREAS, the environmental analysis prepared under ARB's regulatory program certified under Public Resources Code section 21080.5 of the California Environmental Quality Act (CEQA; California Code of Regulations, Title 14, section 15251(d)) in the Staff Report concluded that the amendments will not result in any significant adverse impacts on the environment;

WHEREAS, two written comments unrelated to the proposed rulemaking action were received during the initial 45-day comment period, and those comments were considered by the Executive Officer;

WHEREAS, following the public hearing, the Board adopted Resolution 15-8 in which the Board approved for adoption amendments to Sections 94010, 94011, and 94016; and new Section 94017, Title 17 California Code of Regulations, as set forth in Attachment A and Attachment B of the resolution;

WHEREAS, Resolution 15-8 directed the Executive Officer to make any additional conforming modifications deemed appropriate available for public comment, with any additional supporting documents and information, for a period of at least 15 days; to consider written comments submitted during the public review period; and to present the regulation to the Board for further consideration if warranted, or if no conforming modifications are appropriate, to take final action to adopt the regulation;

WHEREAS, no additional conforming modifications have been made to the proposed amendments.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 15-8 are incorporated herein.

IT IS FURTHER ORDERED that the amendments to sections 94010, 94011, 94016, and new section 94017, Title 17 California Code of Regulations, as set forth in Attachment 1 to this order, which incorporate by reference the following documents: D-200 - "Definitions for Vapor Recovery Procedures," as set forth in Attachment 2 to this order, CP-201 - "Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities," as set forth in Attachment 3 to this order, CP-206 - "Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities Using Aboveground Storage Tanks," as set forth in Attachment 4 to this order, and CP-207 - "Certification Procedure for Enhanced Conventional (ECO) Nozzles and Low Permeation Conventional Hoses for Use at Gasoline Dispensing Facilities," as set forth in Attachment 5 to this order, are adopted.

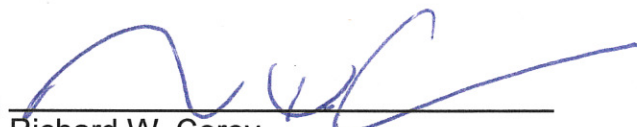
IT IS FURTHER ORDERED that the adopted regulatory text and incorporated certification procedures may be further revised with non-substantial or grammatical changes, which will be added to the rulemaking record and indicated as such.

Executed this 9th day of November at Sacramento, California.

FILED
NOV 24 2015

Resources Agency of California

Attachments



Richard W. Corey
Executive Officer