

## APCD\_slcleanair

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**From:** Michael C. Normoyle <m.normoyle@mcnlegal.com>  
**Sent:** Monday, January 25, 2021 12:18 PM  
**To:** boardclerk@slcleanair.org  
**Cc:** Gary Willey; Karl Tupper; Dan Carl (Dan.Carl@coastal.ca.gov); Kevin.Kahn\_coastal.ca.gov  
**Subject:** [EXT]Comments for APCD Board Meeting - January 27, 2021

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Dear Board members, Counsel, Mr. Willey and Mr. Tupper,

Greetings.

I would appreciate it, and believe many others would too, if the following items could be addressed during the APCO's report this coming Wednesday. They all relate to and arise from draft Public Works Plan (PWP) recently made available for public review and comment by State Parks and its OHMVR Division.

1. The draft PWP references and discusses the Hearing Board approved and amended Stipulated Order of Abatement (SOA), and notes that it is set to expire December 1, 2023. The PWP is not so clear about what happens after that date. If the SOA is not extended beyond that date (although it could be), what regulatory controls will be in place to monitor and assure ODSVRA compliance with air quality standards for PM10 and PM2.5?
2. As a related question, is APCD Rule 1001 currently in force and effect, and is compliance monitored and confirmed? Will the rule be in force and effect, and monitored for compliance, after 2023?
3. The draft PWP references various dust control measures such as the 48-acre foredunes project and intimates that such measures might be merely "temporary" (i.e. temporary during the life of the SOA). See "temporary" reference at PWP page 3-77. Does the APCO view this mitigation measure as temporary? Will "permanent" dust control measures required during the life of the SOA remain permanent after the SOA expires?
4. If there are inconsistencies in the PWP and State Parks' Habitat Conservation Plan between the description of dust control measure State Parks has committed to, which plan prevails?

These questions really do need to be answered.

Thanks.

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