1	ALBUQUERQUE - BERNALILLO COUNTY AIR QUALITY CONTROL BOARD
2	RESOLUTION #2010-9
3 4 5	ADOPTING AN AMENDED 20.11.2 NMAC, <i>FEES</i> , AND INCORPORATE AN AMENDED 20.11.2 NMAC INTO THE NEW MEXICO STATE IMPLEMENTATION PLAN FOR AIR QUALITY (SIP)
6 7	Whereas, the New Mexico Air Quality Control Act ("Air Act"), NMSA 74-2-5, requires the
8	Albuquerque - Bernalillo County Air Quality Control Board ("Air Board"), to "adopt, promulgate,
9	publish, amend and repeal regulations consistent with the Air Quality Control Act to attain and
10	maintain national ambient air quality standards and prevent or abate air pollution, including regulations
11	prescribing air standards" within Bernalillo County, and to meet requirements of the United States
12	Clean Air Act, the City of Albuquerque and Bernalillo County Joint Air Quality Control Board
13	Ordinances, and the Albuquerque - Bernalillo County Air Quality Control Board ("Air Board")
14	Regulations; and
15	Whereas, on December 8, 2010, the Air Board held a public hearing in the Vincent E. Griego
16	Chambers, on the basement level of the Albuquerque/Bernalillo County Government Center, One
17	Civic Plaza NW, in Albuquerque, New Mexico, and the hearing was held consistent with the notice
18	requirements of the New Mexico Air Quality Control Act, and 20.11.82 NMAC, Rulemaking
19	Procedures - AQCB; and
20	Whereas, on December 8, 2010, the Air Board met and determined that 20.11.2 NMAC, Fees,
21	should be amended, and said amendments should be submitted to EPA, as a revision to the SIP; and
22	Whereas, at the December 8, 2010 public hearing, testimony was presented to establish a
23	present need, or a reasonably anticipated future need, which exists to warrant taking the following
24	actions to cover specific costs.
25	NOW, THEREFORE BE IT RESOLVED BY THE BOARD THAT:

1	1. Regarding 20.11.2 NMAC, Fees as proposed in AQD Exhibit 1b which was admitted at the
2	December 8, 2010 hearing as amended by the "Staff's Proposed Floor Amendments" shown as AQD
3	Exhibit #9, an amended 20.11.2 NMAC, Fees is hereby adopted.
4	2. The Board hereby directs staff to take all actions necessary to submit amended regulations
5	to EPA as a revision to the SIP.
6	3. The effective date of the amended 20.11.2 NMAC, Fees shall be January 10, 2011.
7	4. Staff is directed to submit the amended 20.11.2 NMAC, Fees to the State Records Center in
8	the format currently required by the State Records Center, without changing the substance of the
9	amendments as adopted by the Air Board on December 8, 2010.
10	[WITH THE FOLLOWING CHANGES:]
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16	PASSED AND ADOPTED THIS 8 th DAY OF DECEMBER, 2010
17	BY A VOTE OFFOR, AND AGAINST.
18	Absent:
19 20	
21	Jens Deichmann Chair
22	Albuquerque-Bernalillo County
23	Air Quality Control Board
24	Attest:
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27 28	Margaret Nieto, Secretary to the Air Quality Control Board
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