1	ALBUQUERQUE/BERNALILLO COUNTY AIR QUALITY CONTROL BOARD
2	RESOLUTION #2009-1
3 4 5 6 7	ADOPTING AMENDMENTS TO ALBUQUERQUE-BERNALILLO COUNTY AIR QUALITY CONTROL BOARD REGULATIONS 20.11.63 NMAC, NEW SOURCE PERFORMANCE STANDARDS FOR STATIONARY SOURCES, 20.11.64 NMAC, EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS FOR STATIONARY SOURCES, AND REQUEST FOR UPDATED DELEGATION OF AUTHORITY FROM EPA
8 9	Whereas, the New Mexico Air Quality Control Act ("Air Act"), NMSA 74-2-5, requires the
10	Albuquerque/Bernalillo County Air Quality Control Board ("Air Board"), to "adopt, promulgate,
11	publish, amend and repeal regulations consistent with the Air Quality Control Act to attain and
12	maintain national ambient air quality standards and prevent or abate air pollution, including regulations
13	prescribing air standards" within Bernalillo County, and to meet requirements of the United States
14	Clean Air Act, the City of Albuquerque and Bernalillo County Joint Air Quality Control Board
15	Ordinances, and the Albuquerque/Bernalillo County Air Quality Control Board ("Air Board")
16	Regulations; and
17	Whereas, on January 14, 2009, the Air Board held a public hearing in the Vincent E. Griego
18	Chambers in the basement of the Albuquerque/Bernalillo County Government Center, One Civic Plaza
19	NW, in Albuquerque, New Mexico, and the hearing was held consistent with the notice requirements
20	of the New Mexico Air Quality Control Act; and
21	Whereas, on January 14, 2009, the Air Board met and determined that updating the local Air
22	Quality Control Board regulations to incorporate the latest federal emission standards for criteria air
23	pollutants and hazardous air pollutants provides an efficient and effective way to implement these
24	standards and ensure that the health and welfare of individuals in the community are protected; and
25	Whereas, at the January 14, 2009 public hearing, testimony was presented to establish a

present need, or a reasonably anticipated future need, which exists to warrant taking the following

- actions to help prevent or abate air pollution; and
- Whereas, it is necessary at the local level to keep the delegation by the United States
- 3 Environmental Protection Agency for implementing federal emission standards up-to-date.

4 NOW, THEREFORE BE IT RESOLVED BY THE BOARD THAT:

- 5 1. Regarding 20.11.63 NMAC, New Source Performance Standards for Stationary Sources, the
- 6 Board hereby adopts the amendments to 20.11.63 NMAC as proposed in AQD Exhibit 1a, which was
- 7 admitted at the January 14, 2009 hearing.
- 8 2. Regarding 20.11.64 NMAC, Emission Standards for Hazardous Air Pollutants for
- 9 Stationary Sources, the Board hereby adopts the amendments to 20.11.64 NMAC as proposed in AQD
- 10 Exhibit 1b, which was admitted at the January 14, 2009 hearing.
- 3. The Board hereby directs staff to take all actions necessary to renew the U.S. Environmental
- 12 Protection Agency's delegation of the adopted standards to the local Albuquerque-Bernalillo County
- 13 Air Program.

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- 4. The effective date of the amendments to 20.11.63 NMAC and 20.11.64 NMAC shall be
- 15 February 16, 2009.
- 5. Staff is directed to submit the amendments to 20.11.63 NMAC and 20.11.64 NMAC to the
- 17 State Records Center in the format currently required by the State Records Center, without changing
- the substance of the amendments as adopted by the Air Board on January 14, 2009.

19 [WITH THE FOLLOWING CHANGES:]

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7	PASSED AND ADOPTED THIS 14th DAY OF JANUARY, 2009	
8	BY A VOTE OF FOR AND AGAINST.	
9	Absent:	
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3	Mike Minturn Chair	
4	Albuquerque-Bernalillo Count	y
5	Air Quality Control Board	
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7	Attest:	
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9	Isreal Tayarez, Secretary	