

1 **ALBUQUERQUE - BERNALILLO COUNTY AIR QUALITY CONTROL BOARD**

2 **RESOLUTION #2011-4**

3 **ADOPTING AN AMENDED 20.11.100 NMAC, *MOTOR VEHICLE INSPECTION-***
4 ***DECENTRALIZED*, AND INCORPORATING AN AMENDED 20.11.100 NMAC INTO THE**
5 **NEW MEXICO STATE IMPLEMENTATION PLAN (SIP) FOR AIR QUALITY**

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 May 11, 2011, 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 May 11, 2011, the Air Board met and determined that 20.11.100 NMAC, *Motor*
21 *Vehicle Inspection - Decentralized*, should be amended, and said amendments should be submitted to
22 EPA, as a revision to the SIP; and

23 **Whereas**, at the May 11, 2011 public hearing, testimony was presented to establish a present
24 need, or a reasonably anticipated future need, which exists to warrant taking the following actions.

25 **NOW, THEREFORE BE IT RESOLVED BY THE BOARD THAT:**

1 1. Regarding 20.11.100 NMAC, *Motor Vehicle Inspection - Decentralized* as proposed in
2 AQD Exhibit 1a which was admitted at the May 11, 2011 hearing as amended by the “Staff’s Proposed
3 Floor Amendments” shown as AQD Exhibit #6, an amended 20.11.100 NMAC, *Motor Vehicle*
4 *Inspection - Decentralized* is hereby adopted.

5 2. The Board hereby directs staff to take all actions necessary to submit amended regulations
6 to EPA as a revision to the SIP.

7 3. The effective date of the amended 20.11.100 NMAC, *Motor Vehicle Inspection -*
8 *Decentralized* shall be January 1, 2012.

9 4. Staff is directed to submit the amended 20.11.100 NMAC, *Motor Vehicle Inspection -*
10 *Decentralized* to the State Records Center in the format currently required by the State Records Center,
11 without changing the substance of the amendments as adopted by the Air Board on May 11, 2011.

12 **[WITH THE FOLLOWING CHANGES:]**

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17 PASSED AND ADOPTED THIS 11th DAY OF May, 2011

18 BY A VOTE OF ___FOR, AND ___ AGAINST.

19 Absent: ___

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Dr. Margaret Menache, Chair
Albuquerque-Bernalillo County
Air Quality Control Board

25 Attest:

28 _____
29 Margaret Nieto, Secretary to the Air Quality Control Board