

State of California
Environment Protection Agency
AIR RESOURCES BOARD

Notice of Exemption

- Project Title:** Amendments to the List of Equipment Defects that Substantially Impair the Effectiveness of Gasoline Vapor Recovery Systems.
- Project Location:** Statewide
- Public Meeting Date:** None requested
- Project Description:** Amendments to identify and list defects in vapor recovery equipment that substantially impair the effectiveness of gasoline vapor recovery systems used in motor vehicle refueling operations. Updates to the current Vapor Recovery Equipment Defects (VRED) List includes the following: 1) including defects for equipment certified in Executive Orders (EO) signed since the last amendment to the VRED List; 2) adding new defect verification procedures; and 3) making editorial changes to remove minor inconsistencies and improve clarity. Amendments to the current VRED List will enhance the ability to identify, repair, or replace equipment where those defects could significantly affect the effectiveness of the vapor recovery system.

This notice is to advise that the California Air Resources Board (ARB or Board), as the lead agency, approved the above action on September 9, 2016.

ARB has determined that this regulatory action is exempt from CEQA under the "general rule" or "common sense" exemption (14 CCR 15061(b)(3)). The common sense exemption states a project is exempt from CEQA if "the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA." This activity is also categorically exempt from CEQA under the "Class 8" exemption (14 CCR 15308) because it is an action taken by a regulatory agency for the protection of the environment. Based on ARB's review it can be seen with certainty that there is no possibility that this regulatory action would result in a significant adverse impact on the environment. Further, the action is designed to protect the environment and ARB found no substantial evidence indicating the proposal could adversely affect air quality or any other environmental resource area, or that any of the exceptions to the exemption apply (14 CCR 15300.2). Therefore, this activity is exempt from CEQA. A brief explanation of the basis for reaching this conclusion is included in Chapter V of the Staff Report.

The Staff Report and all other related documents are available for public inspection on the ARB webpage at: www.arb.ca.gov/regact/2015/vrdef15/vrdef15.htm.

These documents may also be examined at:

California Air Resources Board
Attn: Board Administration and Regulatory Coordination Unit
1001 I Street
Sacramento, CA 95814

Certified:



ARB CEQA Unit

FILED

SEP 14 2016

Date:

9/14/2016

Resources Agency of California