

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, REAFFIRMING THE CITY'S COMPLIANCE WITH SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT RULE 9510 (INDIRECT SOURCE REVIEW) AND DIRECTING STAFF TO EXPLORE THE FEASIBILITY OF DEVELOPING REQUIRED STANDARD CONDITIONS OF APPROVAL TO EXCEED THE RULE 9510 REQUIREMENTS

WHEREAS, the San Joaquin Valley Air Pollution Control District (District) is a public health regulatory agency whose mission is to improve the health and quality of life for all Central Valley residents through efficient, effective and entrepreneurial air quality management strategies; and

WHEREAS, in pursuit of this mission, the District adopted and amended Rule 9510 Indirect Source Review (Exhibit A) on December 15, 2005, and December 21, 2017, respectively; and

WHEREAS, Rule 9510 seeks to reduce the amount of NOx and PM10 emissions associated with construction and operation of new development, transportation, and transit projects in the San Joaquin Valley; and

WHEREAS, the City of Fresno is a public agency that exercises discretionary powers on development activities within the San Joaquin Valley Air Basin, and is therefore subject to compliance with Rule 9510; and

WHEREAS, in an effort to comply with this regulation, the Planning and Development Department requires projects subject to Rule 9510 submit the documentation required by the District as listed in Exhibit A; and

1 of 3

Date Adopted:  
Date Approved:

Effective Date:

City Attorney Approval:



Resolution No. \_\_\_\_\_

WHEREAS, the Fresno City Council entered into a settlement agreement March 17, 2021, directing the City to consider approval of a resolution for the incorporation of emission reduction measures into development projects to reduce emissions occurring during construction and operational phases of the project to meet or exceed compliance with the emission reduction requirements of Rule 9510 and that are specifically designed to reduce impacts in the location of proposed development projects.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The City reaffirms its commitment to complying with the District's Rule 9510.
2. Staff are directed to continue to require an Air Impact Assessment at the time of application from any applicant subject to Rule 9510.
3. Staff are directed to explore the feasibility of developing standard conditions of approval to require development projects exceed the Rule 9510 requirements; and
4. Staff will incorporate the development standard recommendations into the policies within the public review draft of the South Central Specific Plan.
5. This resolution shall be effective upon final approval.

\* \* \* \* \*

STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, BRIANA PARRA, Interim City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_ 2021.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

BRIANA PARRA, CMC  
Interim City Clerk

By: \_\_\_\_\_  
Deputy Date

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: \_\_\_\_\_  
Talía Kolluri Date  
Assistant City Attorney

Attachment: Exhibit A