



PUBLIC HEARING NOTICE

September 18, 2015

TO: INTERESTED PARTIES
FROM: EXECUTIVE OFFICER / APCO
SUBJECT: **PUBLIC HEARING ON PROPOSED AMENDMENTS TO REGULATION 6, RULE 3: WOOD-BURNING DEVICES**

On **Wednesday, October 21, 2015**, the Board of Directors of the Bay Area Air Quality Management District (Air District) will conduct a public hearing to consider adoption of the proposed amendments to **Regulation 6: Particulate Matter, Rule 3: Wood-burning Devices**, and consider the adoption of a Negative Declaration pursuant to the California Environmental Quality Act (CEQA). The hearing will be held in the 7th floor Board Room of the Air District Office, 939 Ellis Street, San Francisco. **District Board meetings begin at 9:45 a.m.**

Regulation 6, Rule 3 regulates PM_{2.5} (particulate matter of 2.5 microns in diameter or less) from wood-burning devices used for primary heat, supplemental heat or ambiance.

The proposed rule amendments:

- Restrict availability of the “sole source of heat” exemption by requiring that residences seeking to use the exemption to replace or upgrade any existing non-certified wood-burning device or fireplace to an EPA-certified wood-burning device, and register that EPA-certified device with the Air District;
- Provide a temporary exemption for non-functional, permanently installed heaters;
- Provide an exemption for loss of natural gas and/or electric power;
- Update restrictions on the sale or resale of wood-burning devices to require EPA certified cleaner burning technology;
- Require a proactive and informative disclosure describing the negative health impacts of PM_{2.5} when selling, leasing, or renting properties with a wood-burning device;
- Require rental properties in natural gas service areas to have a permanently installed form of heat that does not burn solid fuel;
- Limit installations in new building construction to only non-wood burning devices;
- Require the replacement of an existing uncertified wood-burning device with a clean burning device if a fireplace or chimney remodel exceeds \$15,000 and requires a building permit; and,
- Further restrict visible emissions from wood-burning devices to be consistent with other sources of visible emissions addressed by Regulation 6, Rule 1: General Requirements.

Pursuant to the California Environmental Quality Act (Public Resources Code § 21000 et seq.), an initial study for the proposed amendments has been conducted, concluding that the proposed amendments would not have significant adverse environmental impacts. Notice is hereby given that the Air District intends to adopt a negative declaration for the amendments pursuant to Public Resources Code section 21080(c) and CEQA Guidelines section 15070 et seq.

Written comments on the proposed rule will be accepted until 9:00 a.m. on Monday, October 19, 2015. Comments on the proposed rule and staff report should be sent to:

Mail: Attn: Tracy Lee

Bay Area Air Quality Management District

939 Ellis Street, San Francisco, California, 94109

Telephone: (415) 749-4989

Email: public@baaqmd.gov

PUBLIC TRANSPORTATION

Attendees are encouraged to ride public transit, rideshare, bicycle, walk or use other non-motorized modes to and from the Air District. Please see the following web sites for help in locating available public transportation:

www.transit.511.org, www.bayareatransit.net, www.abag.ca.gov/abag/local_gov/transit.html