



PUBLIC HEARING NOTICE

November 5, 2007

TO: INTERESTED PARTIES
FROM: EXECUTIVE OFFICER / APCO
SUBJECT: **PUBLIC HEARING: PROPOSED NEW REGULATION 6: PARTICULATE MATTER, RULE 2: COMMERCIAL COOKING EQUIPMENT**

On **Wednesday, December 5, 2007**, the Board of Directors of the Bay Area Air Quality Management District will conduct a public hearing to consider adoption of a new rule, Regulation 6, Rule 2: Commercial Cooking Equipment; adoption of proposed amendments to Regulation 3: Fees and Regulation 6: Particulate Matter and Visible Emissions; and 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 District Office, 939 Ellis Street, San Francisco. **District Board meetings commence at 9:45 a.m.**

Regulation 6, Rule 2 would regulate PM₁₀ (particulate matter of 10 microns in diameter or less) and organic compound emissions from some equipment used in commercial restaurant operations. The proposed rule will:

- Require catalytic oxidizers or alternative controls to be installed on chain-driven (conveyorized) charbroilers at restaurants that purchase at least 500 pounds (lbs) of beef per week and charbroil at least 400 lbs of beef per week;
- Require under-fired charbroilers with an aggregate grill surface area of ten square feet or more at restaurants that purchase at least 1000 lbs of beef per week and charbroil at least 800 lbs of beef per week to install a control device certified to emit no more than 1.0 lbs of PM₁₀ per 1000 lbs of meat cooked; and
- Require owners of chain-driven and under-fired charbroilers affected by the rule to register with the District.

The requirements for chain-driven charbroilers would go into effect on January 1, 2009, the requirements for new under-fired charbroilers on January 1, 2010, and the requirements for existing under-fired charbroilers on January 1, 2013. The proposed rule will fulfill the District's commitment to control restaurant emissions under its SB 656 Particulate Matter Implementation Schedule and implement further study measure FS-3 from the Bay Area 2005 Ozone Strategy.

In addition, the fees stipulated in District Regulation 3: Schedule R: Equipment Registration Fees would be reduced and Regulation 6: Particulate Matter and Visible Emissions would be renamed and renumbered to Regulation 6: Particulate Matter, 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 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.

Comments on the proposed rule and Negative Declaration should be directed to Virginia Lau, Senior Air Quality Specialist, Bay Area Air Quality Management District, 939 Ellis Street, San Francisco, California, 94109, telephone (415) 749-4696, fax (415) 749-4741, or e-mail at vlau@baaqmd.gov. **Written comments on the regulatory proposal and Negative Declaration will be accepted until 5:00 p.m. on Monday, November 26, 2007.**

PUBLIC TRANSPORTATION

MUNI -- #47 AND 49 NORTH AND SOUTH ON VAN NESS AVENUE

BART -- CIVIC CENTER STATION 8TH AND MARKET STREETS

Attendees are encouraged to ride public transit, rideshare, bicycle, walk or use other non-motorized modes to and from the District.