

A RESOLUTION OF THE IMPERIAL COUNTY AIR POLLUTION CONTROL DISTRICT BOARD OF DIRECTORS APPROVING A TEMPORARY REDUCTION OF RULE 310 – OPERATIONAL DEVELOPMENT FEES FOR RESIDENTIAL AND COMMERCIAL DEVELOPMENT PROJECTS UNTIL DECEMBER 31, 2012

RESOLUTION NO. 2012-043

WHEREAS, on November 6, 2007, the Imperial County Air Pollution Control Board of Directors adopted Rule 310, Operational Development Fee.

WHEREAS, the purpose of Rule 310 is to provide the Imperial County Air Pollution Control District with a sound method for mitigating the emissions produced from the operation of new commercial and residential development projects throughout the County of Imperial and incorporated cities.

WHEREAS, the Imperial County is in non-attainment for ozone and PM10 and is in the process of developing State Implementation Plans (SIPs) for both pollutants and new substantial emission reductions are needed to progress toward attainment of the health based ambient air quality standards for these pollutants; and

WHEREAS, Rule 310 assists the Imperial County Air Pollution Control District in efforts to attain the State and federal ambient air quality standards for PM10 and Ozone; and

WHEREAS, due to the recent serious economical downturn in Imperial County and the State of California, the growth in the housing and commercial development markets have decreased substantially causing adverse impacts to the local economy; and

WHEREAS, the Imperial County Air Pollution Control District Board of Directors finds a temporary reduction until December 31, 2012 of Rule 310 fees in the amount not to exceed fifty (50) percent from the applicable fee may be warranted due to the unfortunate economic crisis that is facing Imperial County while still maintaining the program at a minimum level so needed mitigation occurs at temporary levels acceptable to the Imperial County Air Pollution Control Board of Directors;

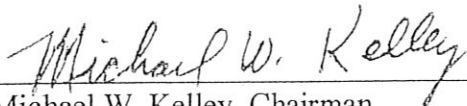
NOW THEREFORE BE IT RESOLVED, that the Imperial County Air Pollution Control Board of Directors supports and approves the temporary reduction of Rule 310 - Operational Development Fee, fees in an amount not to exceed fifty (50) percent for the applicable fee until December 31, 2012.

BE IT FURTHER RESOLVED that the Imperial County Air Pollution Control Board of Directors supports and approves a reduction of Rule 310 - Operational Development Fee, until December 31, 2012. The temporary fee reduction will sunset on December 31, 2012. Prior to the sunset date, the Imperial County Air Pollution Control District Board of Directors may choose to

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reevaluate said fees.

PASSED AND ADOPTED, by the Imperial County Air Pollution Control Board of Directors,
State of California this 17th day of April, 2012 by an affirmative roll call vote.



Michael W. Kelley, Chairman
Imperial County Air Pollution Control District