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BOARD OF SUPERVISORS - COUNTY OF MARIPOSA
RESOLUTION NO. 74-76

WHEREAS, the State of California Air Resources Board on June 13, 1974, approved the creation of the Mountain Counties Air Basin effective July 1, 1974; and

WHEREAS, the Mountain Counties Air Basin consists of the following County Air Pollution Control Districts: Plumas, Sierra, Nevada, Placer, El Dorado, Amador, Calaveras, Tuolumne and Mariposa; and

WHEREAS, all of the aforesaid Air Pollution Control Districts have submitted coordinated subvention applications to the Air Resources Board for fiscal year 1974-1975; and

WHEREAS, an Agreement relating to coordinated air pollution control subvention has been passed and adopted by the Air Pollution Control Coordinating Council on the 18th day of July, 1974, pursuant to California Administrative Code, Subsection 90120(b) of the Subvention Regulation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Mariposa, State of California, hereby approves said Mountain Counties Air Basin Air Pollution Control Coordinating Council Agreement dated July 18, 1974.

PASSED AND ADOPTED by the Board of Supervisors of the County of Mariposa this 23rd day of July, 1974, by the following vote:

- AYES: Davis, Hurlbert, Long, Moffitt, Richardson
- NOES: None
- ABSENT: None
- NOT VOTING: None

Attest:
Ellen P. Ritter
ELLEN P. RITTER, County Clerk

Herbert K. Davis
Chairman of the Board

1 MOUNTAIN COUNTIES AIR BASIN

2 AIR POLLUTION CONTROL COORDINATING COUNCIL

3 AGREEMENT

4
5 I. This Agreement made and entered into this 18th day of July, 1974
6 by and between the following County Air Pollution Control Districts: Plumas,
7 Sierra, Nevada, Placer, El Dorado, Amador, Calaveras, Tuolumne, and Mariposa,
8 for the 1974-1975 fiscal year.

9 II. This Agreement shall be applicable for the 1974-1975 fiscal year,
10 provided, however, any Air Pollution Control District shall have the right to
11 terminate and cancel this Agreement upon ninety (90) days notice before the end
12 of the fiscal year, in writing, to the Coordinating Council.

13 III. A. The Coordinating Council shall consist of nine (9) members who
14 are elected officials of and designated by the Board of Directors of each Air
15 Pollution Control District.

16 B. There shall be an alternate, who is also an elected official
17 of, and designated by, the Board of Directors of each Air Pollution Control
18 District. This alternate shall have the same rights and privileges as a regular
19 member of the Coordinating Council when the regular member is not in attendance
20 at a council meeting.

21 C. Each Air Pollution Control District shall be entitled to one vote.

22 IV. It is the intention of the Coordinating Council that the Implementation
23 Plan of the Mountain Counties Air Basin shall be the minimum standards adopted
24 by each district within the basin. However, the Coordinating Council may, with
25 the approval of the Executive Officer of the Air Resources Board of the State
26 of California, establish zones within the air basin that take into account
27 topography, geography, population density and air quality. These zones may
28 have rules which are more or less stringent than those rules adopted for the
29 remainder of the Basin.

30 V. The Coordinating Council shall meet at least quarterly and may review
31 and recommend to the respective Air Pollution Control District Boards on such
32 matters as enforcement policies, engineering, air monitoring or on other

1 matters which may affect air quality within the air basin. A copy of the
2 Coordinating Council minutes shall be submitted to the Executive Officer of
3 the Air Resources Board. A quorum must be present to transact official business.
4 Five (5) qualified Coordinating Council members constitute a quorum.

5 VI. In the event the Air Pollution Control Districts who are parties
6 hereto are not in agreement as to matters pertaining to enforcement, engineer-
7 ing, air monitoring, or any other dispute which might arise, the Coordinating
8 Council agrees that the matter shall be subject to binding arbitration through
9 the following processes:

10 A. The Air Pollution Control Districts involved in the dispute
11 shall meet and attempt to resolve the dispute.

12 B. When disputes cannot be resolved between various Air Pollution
13 Control Districts, the Chairman of the Coordinating Council shall appoint a
14 committee consisting of three Coordinating Council members who are not directly
15 involved in the dispute, to hear, resolve or recommend corrective action.

16 C. If the committee cannot resolve any dispute then the committee
17 shall recommend methods of resolving the dispute to the Coordinating Council.
18 A majority of the Coordinating Council membership may vote to resolve the
19 dispute.

20 D. If no decision has been reached by the above methods the dispute
21 shall be heard by a neutral arbitrator appointed by the Presiding Superior
22 Court Judge of the most populace county not involved in the dispute, and the
23 decision of such arbitrator shall be binding on the districts involved and the
24 Coordinating Council. Cost of such arbitration shall be borne proportioned
25 per capita by the districts involved.

26 VII. The Air Pollution Control Districts in the Basin desire to increase
27 the effectiveness of air pollution control by the sharing of air pollution
28 personnel and equipment in a manner which would result in the most effective
29 use of the basinwide resources as follows:

30 A. Administration - All districts in the Basin are presently pro-
31 viding for their own administration operations. Should a district request
32 administrative assistance, the other districts within the Basin agree to

1 furnish such assistance.

2 B. Enforcement - All districts presently have established their own
3 enforcement procedures and have provided manpower to enforce the district's
4 rules and regulations. Should a district require assistance with some
5 enforcement problem then the other districts within the Basin agree to furnish
6 same.

7 C. Engineering - The Basin presently has two qualified engineers,
8 one employed by the Placer County Air Pollution Control District and the other
9 by Sierra County Air Pollution Control District. However, the Basin districts
10 are not equipped presently to source test stationary sources, so this service
11 must be furnished from outside the Basin, by a district that has equipment,
12 by State Air Resources Board or by other means.

13 D. Air Monitoring - There has been very little monitoring within our
14 Basin to date. Some districts have Hi-Volume samplers for particulate
15 sampling and their own capabilities to analyze the data; others are allowing
16 the State Air Resources Board to compile such data. Under this Agreement the
17 Basin districts agree to assist each other on a limited basis. Should a
18 district request yearly assistance or service from another district, then a
19 written agreement shall be established between said districts and a copy
20 submitted to the Coordinating Council.

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FILED

JUL 26 1974

COUNTY CLERK

BY DEPUTY CLERK