

APPENDIX N

RESOLUTIONS FROM EARLY ACTION COMPACT SIGNATORY LOCAL GOVERNMENTS  
IN SUPPORT OF THE  
PROPOSED LOCAL REVISIONS TO THE STATE IMPLEMENTATION PLAN  
AND THE  
LOCAL CLEAN AIR STRATEGIES

SAN ANTONIO EAC REGION ATTAINMENT DEMONSTRATION

MARCH 2004

## Resolutions from the Early Action Compact Signatory Governments

During the month of February 2004, the eight local governments which signed the Early Action Compact on December 9, 2002 each passed a Resolution containing two important elements.

1. The Resolutions approved the region's local Clean Air Plan, which incorporates three Clean Air Strategies to be implemented in the four county region to achieve the goals specified in the Early Action Compact. The three Clean Air Strategies incorporated are:
  - Degreasing Equipment Operation Controls, described in TAC, Title 30, Ch. 115,
  - Reid Vapor Pressure lowered to 7.2 pounds per square inch during the ozone season for the San Antonio region, and
  - Stage I Vapor Recovery required of service stations of 25,000 gallons throughput of gasoline or more per month.
2. The Resolutions requested that the Texas Commission on Environmental Quality take the necessary actions, including development of enforcement provisions, which will allow the governments to implement these Clean Air Strategies

These Resolutions gained approval before the following governments on the following dates:

<b>Early Action Compact Signatory Government</b>	<b>Approval Date</b>
City of Floresville (Approved 3-2)	February 12, 2004
City of New Braunfels *	February 23, 2004
City of San Antonio *	February 12, 2004
City of Seguin *	February 3, 2004
Bexar County Commissioners' Court *	February 10, 2004
Comal County Commissioners' Court *	February 5, 2004
Guadalupe County Commissioners' Court *	February 24, 2004
Wilson County Commissioners' Court *	February 9, 2004

\* Unanimous Approval

In addition to approval by the local governments, the Greater San Antonio Chamber also supports the AIR Committee's planning efforts. This document includes a copy of the Policy Statement approved by the Board of Directors of the Greater San Antonio Chamber of Commerce on February 26, 2004, in support of the Clean Air Plan.

San Antonio is home to the Metropolitan Partnership for Energy. The Metropolitan Partnership for Energy was formed by eight partner in the Alamo area (City of San Antonio, Bexar County, City Public Service, San Antonio Water system, the Alamo Area Council of Governments, VIA Metropolitan Transit, the Greater Bexar County Council of Cities and Solar San Antonio) to promote sustainable energy use in order to reduce air emissions and improve the quality of life for local citizens. This organization has also passed a resolution in support of the Clean Air Plan, attached in this document.

The Resolution set begins with those signed by the local signatories to the San Antonio Early Action Compact. They are listed in the chronological order in which they were signed, as given in the table above.

**RESOLUTION OF THE SEGUIN CITY COUNCIL APPROVING THE  
REGION'S LOCAL CLEAN AIR PLAN AND REQUEST THAT THE  
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY TAKE THE  
NECESSARY ACTIONS, INCLUDING DEVELOPMENT OF ENFORCEMENT  
PROVISIONS, WHICH WILL ALLOW THE CITY OF SEGUIN TO  
IMPLEMENT THESE CLEAN AIR STRATEGIES**

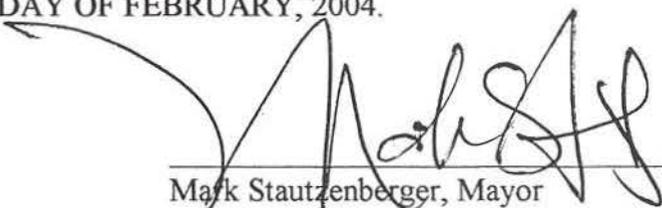
- WHEREAS,** eight local Governments entered into an Early Action Compact with the Texas Commission on Environmental Quality and the U.S. Environmental Protection Agency on December 9, 2002; and
- WHEREAS,** local governments in and the citizens of Bexar, Comal, Guadalupe, and Wilson Counties (four-county region) have been identified of a pending Non-attainment Designation by the U.S. Environmental Protection Agency; and
- WHEREAS,** modeling of ozone formation in the four-county region has shown that Clean Air Strategies are necessary to reduce ozone formation; and
- WHEREAS,** the Air Improvement Resources Committee is the regional air quality planning body, as designated by the Early Action Compact; and
- WHEREAS,** the Air Improvement Resources Committee has approved a draft Clean Air Plan, the final version of which will be approved by the Air Improvement Resources Committee and submitted with this Resolution to Texas Commission on Environmental Quality and the US Environmental Protection Agency by March 31, 2004, in accordance with the Early Action Compact; and
- WHEREAS,** the Air Improvement Resources Committee has recommended that the following combination of Clean Air Strategies be implemented in our region to achieve the goals specified in the Early Action Compact:
- Degreasing Equipment Operation Controls, described in TAC, Title 30, Ch. 115.
  - Reid Vapor Pressure lowered to 7.2 pounds per square inch during the ozone season for the San Antonio Region.
  - Stage I Vapor Recovery required of service stations of 25,000 gallons throughput of gasoline or more per month; and
- WHEREAS,** additional action by the Texas Commission on Environmental Quality is required to implement these Clean Air Strategies within our region; and
- WHEREAS,** the implementation of these strategies and subsequent deferment of the Effective Date of the Non-attainment Designation will promote the economic stability and growth of our region; and

**WHEREAS,** these actions will improve the quality of life for the citizens of Bexar, Comal, Guadalupe, and Wilson Counties by securing clean air and thus protecting the public health and welfare of the community.

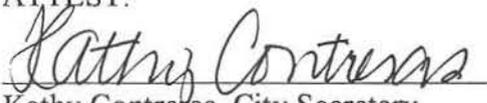
**NOW THEREFORE, BE IT RESOLVED** as follows:

1. The City of Seguin hereby approves the region's local Clean Air Plan, as required under the Early Action Compact, which incorporates the Clean Air Strategies as described above.
2. The City of Seguin hereby requests that the Texas Commission on Environmental Quality take the necessary actions, including development of enforcement provisions, which will the City of Seguin to implement these Clean Air Strategies.

PASSED AND APPROVED THIS 3<sup>rd</sup> DAY OF FEBRUARY, 2004.

  
\_\_\_\_\_  
Mark Stautzenberger, Mayor

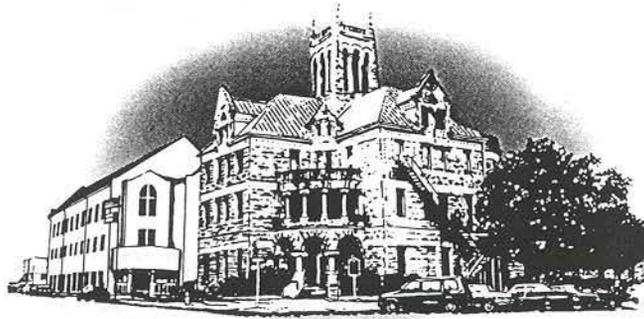
ATTEST:

  
\_\_\_\_\_  
Kathy Contreras, City Secretary

COUNTY COMMISSIONERS

Jack Dawson  
Precinct No. 1

Jay Millikin  
Precinct No. 2



COUNTY COMMISSIONERS

Cristina Zamora  
Precinct No. 3

Jan Kennady  
Precinct No. 4

# Comal County

Danny Scheel  
County Judge

*State of Texas* \*

\*

*County of Comal* \*

\*

## *Resolution 2004-05*

### **A RESOLUTION ADOPTING OZONE REDUCTION CONTROL STRATEGIES FOR COMAL COUNTY**

*WHEREAS, eight local governments entered into an Early Action Compact with the Texas Commission on Environmental Quality and the U.S. Environmental Protection Agency on December 9, 2002; and*

*WHEREAS, local governments and citizens of Bexar, Comal, Guadalupe, and Wilson Counties have been notified of a pending designation of nonattainment of federal air quality standards by the U.S. Environmental Protection Agency; and*

*WHEREAS, computer modeling of ozone formation in the four-county region has shown that clean air strategies are necessary to reduce ozone formation; and*

*WHEREAS, the Air Improvement Resources Committee of the Alamo Area Council of Governments (AACOG) is the regional air quality planning body as designated by the Early Action Compact; and*

*WHEREAS, the Air Improvement Resources Committee has approved a draft Clean Air Plan, the final version of which will be approved by the Air Improvement Resources Committee and submitted with this Resolution to the Texas Commission on Environmental Quality and the U.S. Environmental Protection Agency by March 31, 2004 in accordance with the Early Action Compact; and*

*WHEREAS, the Air Improvement Resources Committee has recommended that the following combination of clean air strategies be incorporated into the Texas State Implementation Plan and implemented in our region to achieve the goals specified in the Early Action Compact:*

- Degreasing Equipment Operation Controls, described in TAC, Title 30, Chapter 115,
- Unleaded gasoline with Reid vapor pressure (RVP) lowered to 7.2 pounds per square inch during the ozone season for the San Antonio region,
- Stage I Vapor Recovery required of service stations of 25,000 gallons throughput of gasoline or more per month; and

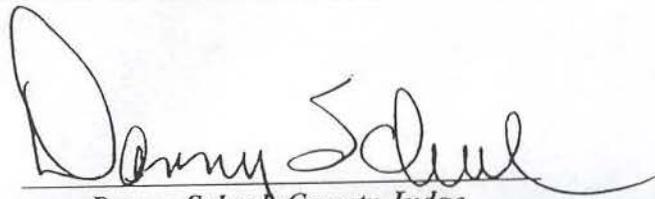
**WHEREAS**, additional action by the Texas Commission on Environmental Quality is required to implement these clean air strategies within our region; and

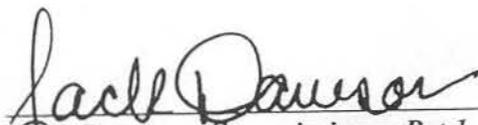
**WHEREAS**, the implementation of these strategies and subsequent deferment of the effective date of the nonattainment designation will promote economic stability and growth of our region; and

**WHEREAS**, these actions will improve the quality of life for the citizens of Bexar, Comal, Guadalupe, and Wilson Counties by securing clean air and thus protecting the public health and welfare of the community,

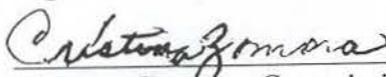
**NOW THEREFORE BE IT RESOLVED** that the Commissioners' Court of Comal County, duly convened and acting in its capacity as the governing body of Comal County, hereby approves the region's local Clean Air Plan, as required under the Early Action Compact, which incorporates the clean air strategies as described above, and hereby requests that the Texas Commission on Environmental Quality take the necessary actions, including development of enforcement provisions that will allow Comal County to implement these clean air strategies.

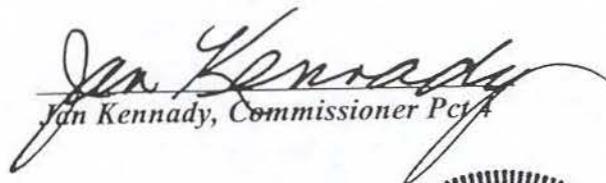
**PASSED AND APPROVED** this the 5th day of February 2004.

  
 Danny Scheel, County Judge

  
 Jack Dawson, Commissioner Pct 1

  
 Jay Millikin, Commissioner Pct 2

  
 Cristina Zamora, Commissioner Pct 3

  
 Jan Kennady, Commissioner Pct 4

Attest:   
 Joy Streater, County Clerk



# Wilson County Commissioner's Court



**COPY**

## Resolution

Whereas, eight local Governments entered into an Early Action Compact with the Texas Commissioner on Environmental Quality and the U.S. Environmental Protection Agency on December 9, 2002, and

Whereas, local governments in and the citizens of Bexar, Comal, Guadalupe, and Wilson Counties (four-county region) have been notified of a pending Nonattainment Designation by the U.S. Environmental Protection Agency, and

Whereas, modeling of ozone formation in the four-county region has shown that Clean Air Strategies are helpful to reduce ozone formation, and

Whereas, the Air Improvement Resources Committee is the regional air quality planning body, as designated by the Early Action Compact, and

Whereas, the Air Improvement Resources Committee has approved a draft Clean Air Plan, the final version of which will be approved by the Air Improvement Resources Committee and submitted with this Resolution to Texas Commission on Environmental Quality and the US Environmental Protection Agency by March 31, 2004, in accordance with the Early Action Compact; and

Whereas, the Air Improvement Resources Committee has recommended that the following combination of Clean Air Strategies be implemented in our region to achieve the goals specified in the Early Action Compact:

- Degreasing Equipment Operation Controls, described in TAC, Title 30, Ch. 115,
- Reid Vapor Pressure lowered to 7.2 pounds per square inch during the ozone season for the San Antonio region,
- Stage I Vapor Recovery required of service stations of 25,000 gallons throughput of gasoline or more per month; and

Whereas, additional action by the Texas Commission on Environmental Quality is required to implement these Clean Air Strategies within our region, and

Whereas, the implementation of these strategies and subsequent deferment of the Effective Date of the Nonattainment Designation will promote the economic stability and growth of our region, and

Whereas, these actions will improve the quality of life for the citizens of Bexar, Comal, Guadalupe, and Wilson Counties by securing clean air and thus protecting the public health and welfare of the community,

Now, Therefore, Be It Resolved That Wilson County hereby approves the region's local Clean Air Plan, as required under the Early Action Compact, which incorporates the Clean Air Strategies as described above, and

Hereby requests that the Texas Commission on Environmental Quality take the necessary actions, including development of enforcement provisions, which will allow Wilson County to implement these Clean Air Strategies.

PASSED AND APPROVED ON THIS 9 DAY OF FEBRUARY 2004.



Marvin Quinney  
MARVIN QUINNEY  
Wilson County Judge

Albert Gamez Jr.  
ALBERT GAMEZ  
Commissioner, Precinct 1

Leonard Rotter  
LEONARD ROTTER  
Commissioner, Precinct 2

Bobby Lynn  
BOBBY LYNN  
Commissioner, Precinct 3

Wayne Stroud  
WAYNE STROUD  
Commissioner, Precinct 4

A RESOLUTION ADOPTING OZONE REDUCTION CONTROL STRATEGIES  
FOR BEXAR COUNTY

*WHEREAS*, eight local governments entered into an Early Action Compact with the Texas Commission on Environmental Quality and the U.S. Environmental Protection Agency on December 9, 2002; and

*WHEREAS*, local governments in and the citizens of Bexar, Comal, Guadalupe, and Wilson Counties (four-county region) have been notified of a pending Non-attainment Designation by the U.S. Environmental Protection Agency; and

*WHEREAS*, modeling of ozone formation in the four-county region has shown that Clean Air Strategies are necessary to reduce ozone formation; and

*WHEREAS*, the Air Improvement Resources Committee is the regional air-quality-planning body, as designated by the Early Action Compact; and

*WHEREAS*, the Air Improvement Resources Committee has approved a draft Clean Air Plan, the final version of which will be approved by the Air Improvement Resources Committee and submitted with this Resolution to the Texas Commission on Environmental Quality and the US Environmental Protection Agency by March 31, 2004, in accordance with the Early Action Compact; and

*WHEREAS*, the Air Improvement Resources Committee has recommended that the following combination of Clean Air Strategies be incorporated into the Texas State Implementation Plan and implemented in our region to achieve the goals specified in the Early Action Compact:

- Degreasing Equipment Operation Controls, described in TAC, Title 30, Chapter 115,
- Unleaded gasoline with Reid Vapor Pressure lowered to 7.2 pounds per square inch during the ozone season for the San Antonio region,
- Stage I Vapor Recovery required of service stations of 25,000 gallons throughput of gasoline or more per month; and

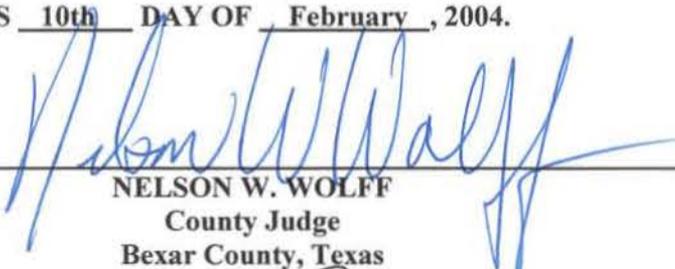
*WHEREAS*, additional action by the Texas Commission On Environmental Quality is required to implement these Clean Air Strategies within our region; and

*WHEREAS*, the implementation of these strategies and subsequent deferment of the Effective Date of the Non-attainment Designation will promote the economic stability and growth of our region; and

*WHEREAS*, these actions will improve the quality of life for the citizens of Bexar, Comal, Guadalupe, and Wilson Counties by securing clean air and thus protecting the public health and welfare of the community,

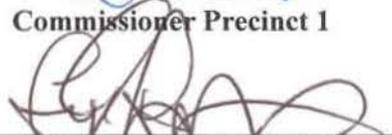
*NOW THEREFORE, BE IT RESOLVED* that the Commissioners Court of Bexar County approves the region's local Clean Air Plan, as required under the Early Action Compact, which incorporates the Clean Air Strategies as described above, and hereby requests that the Texas Commission on Environmental Quality take the necessary actions, including development of enforcement provisions that will allow Bexar County to implement these Clean Air Strategies.

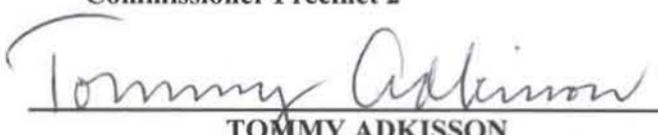
PASSED AND APPROVED THIS 10th DAY OF February, 2004.

  
NELSON W. WOLFF  
County Judge  
Bexar County, Texas

  
ROBERT TEJEDA  
Commissioner Precinct 1

  
PAUL ELIZONDO  
Commissioner Precinct 2

  
LYLE LARSON  
Commissioner Precinct 3

  
TOMMY ADKISSON  
Commissioner Precinct 4

AN ORDINANCE            **98842**

**APPROVING AND ENDORSING THE SAN ANTONIO REGIONAL REVISIONS OF THE TEXAS STATE IMPLEMENTATION PLAN FOR AIR QUALITY THAT INCLUDES LOWER REID VAPOR PRESSURE GASOLINE, CONTROLS ON DEGREASING OPERATIONS, AND STAGE I VAPOR RECOVERY AS LOCAL EMISSION CONTROLS, ANTICIPATED BY THE EARLY ACTION COMPACT, COMMONLY REFERRED TO AS THE AREA'S "CLEAN AIR PLAN," A REGIONAL AGREEMENT ENTERED INTO EARLIER BY THE CITY OF SAN ANTONIO.**

\* \* \* \* \*

**WHEREAS**, in December, 2002, the City of San Antonio joined the Early Action Compact ("Clean Air Plan for the San Antonio Metropolitan Statistical Area"), signed by the Texas Commission on Environmental Quality (TCEQ) and approved by the United States Environmental Protection Agency (EPA); and

**WHEREAS**, the Early Action Compact sets forth the protocol endorsed by the Environmental Protection Agency (EPA) and the TCEQ to develop and implement control strategies no later than December 31, 2005, the main principles of which are as follows: 1) early planning, implementation, and emission reductions leading to expeditious attainment and maintenance of the 8-hour ozone standard; 2) emissions inventories and modeling to demonstrate attainment of the standard by 2007; 3) local control of the measures to be employed, with broad based public input; 4) state support to ensure technical integrity of the Early Action Compact; 5) formal incorporation of the Early Action Compact into the State Implementation Plan; 6) deferral of the effective date of non-attainment designation and related requirements so long as all Early Action Compact terms and milestones are met; and 7) safeguards to return areas to traditional State Implementation Plan requirements, should Early Action compact terms and/or milestones be unfulfilled, with appropriate credit given for emission reduction measures implemented; and

**WHEREAS**, it is now time for the City to honor its commitment to the Early Action Compact, in comportment with findings and recommendations of the Air Improvement Resources Committee (AIRCo), an ad hoc committee staffed by the Alamo Area Council of Governments; and

**WHEREAS**, the AIRCo recommends the following local emission control strategies as revisions to the State's Implementation Plan (SIP): Stage I Vapor Recovery, Lower Reid

Vapor Pressure (RVP) Gasoline, and Commercial Degreasing Controls; **NOW THEREFORE;**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

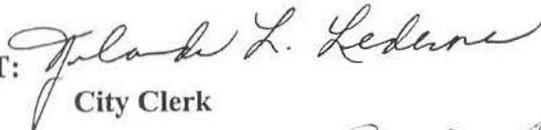
**SECTION 1.** In honoring the Early Action Compact (Clean Air Plan), the City Council of the City of San Antonio hereby approves those local emissions control strategies recommended by the AIRCo (Air Improvement Resources Committee) of the Alamo Area Council of Governments, which strategies are recommended as revisions to the State of Texas SIP (State Implementation Plan) for air quality compliance, which SIP is further required by federal law. Said recommended controls are Stage I Vapor Recovery Systems, Lower Reid Vapor Pressure Gasoline, and Commercial Degreasing Controls. By this Ordinance, the City of San Antonio approves and endorses those proposed revisions to the State Implementation Plan and requests the Texas Commission on Environmental Quality perform rulemaking necessary to enforcement.

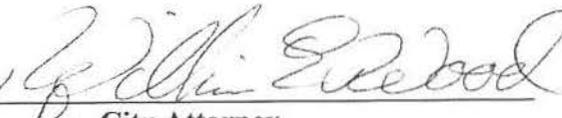
**SECTION 2.** No fiscal impact will be forthcoming as a result of the passing of this Ordinance.

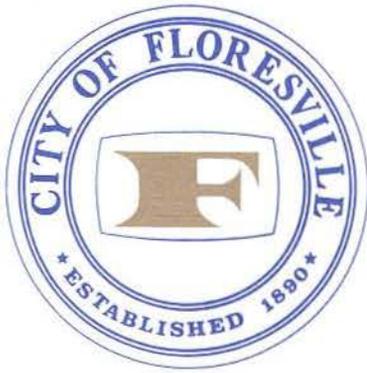
**SECTION 3.** This ordinance shall be effective on February 22<sup>nd</sup>, 2004.

**PASSED AND APPROVED** this 12<sup>th</sup> day of February, 2004.

  
M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
for City Attorney



**STATE OF TEXAS**

**COUNTY OF WILSON**

**Resolution**

Whereas, eight local Governments entered into an Early Action Compact with the Texas Commissioner on Environmental Quality and the U.S. Environmental Protection Agency on December 9, 2002, and

Whereas, local governments in and the citizens of Bexar, Comal, Guadalupe, and Wilson Counties (four-county region) have been notified of a pending Nonattainment Designation by the U.S. Environmental Protection Agency, and

Whereas, modeling of ozone formation in the four-county region has shown that Clean Air Strategies are helpful to reduce ozone formation, and

Whereas, the Air Improvement Resources Committee is the regional air quality planning body, as designated by the Early Action Compact, and

Whereas, the Air Improvement Resources Committee has approved a draft Clean Air Plan, the final version of which will be approved by the Air Improvement Resources Committee and submitted with this Resolution to Texas Commission on Environmental Quality and the US Environmental Protection Agency by March 31, 2004, in accordance with the Early Action Compact; and

Whereas, the Air Improvement Resources Committee has recommended that the following combination of Clean Air Strategies be implemented in our region to achieve the goals specified in the Early Action Compact:

- Degreasing Equipment Operation Controls, described in TAC, Title 30, Ch. 115,
- Reid Vapor Pressure lowered to 7.2 pounds per square inch during the ozone season for the San Antonio region,
- Stage I Vapor recovery required of service stations of 25,000 gallons throughput of gasoline or more per month; and

Whereas, additional action by the Texas Commission on Environmental Quality is required to implement these Clean Air Strategies within our region, and

Whereas, the implementation of these strategies and subsequent deferment of the Effective of the Nonattainment Designation will promote the economic stability and growth of the region, and

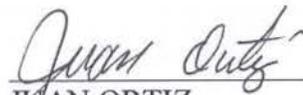
Whereas, these actions will improve the quality of life for the citizens of Bexar, Comal, Guadalupe, and Wilson Counties by securing clean air and thus protecting the public health and welfare of the community,

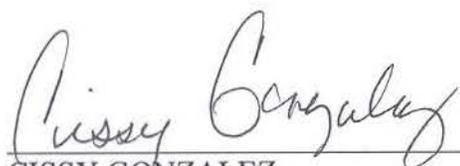
Now, Therefore, Be It Resolved That the City of Floresville hereby approves the region's local Clean Air Plan, as required under the Early Action Compact, which incorporates the Clean Air Strategies as described above, and

Hereby requests that the Texas Commission of Environmental Quality take the necessary actions, including development of enforcement provisions, which will allow the City of Floresville to implement the Clean Air Strategies.

**PASSED AND APPROVED ON THIS 12TH DAY OF FEBRUARY 2004.**

  
RAYMOND RAMIREZ  
Mayor

  
JOAN ORTIZ  
Alderman Place 1

  
CISSY GONZALEZ  
Alderman Place 2

  
TONY JIMENEZ  
Alderman Place 3

\_\_\_\_\_  
DEBORAH S. BOLF  
Alderman Place 4

\_\_\_\_\_  
GERARD J. JIMENEZ  
Alderman Place 5



# City of New Braunfels

P.O. BOX 311747  
NEW BRAUNFELS, TEXAS 78131-1747

TELEPHONE 830/608-2100  
FAX 830/608-2109

424 SOUTH CASTELL AVENUE  
NEW BRAUNFELS, TEXAS 78130

## RESOLUTION NO. 2004 - R 13

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS APPROVING THE REGION'S LOCAL CLEAN AIR PLAN INCLUDING THE IMPLEMENTATION OF CLEAN AIR STRATEGIES.

**WHEREAS**, eight local Governments entered into an Early Action Compact with the Texas Commission on Environmental Quality and the U.S. Environmental Protection Agency on December 9, 2002, and

**WHEREAS**, local governments in and the citizens of Bexar, Comal, Guadalupe, and Wilson Counties (four-county region) have been notified of a pending Non-attainment Designation by the U.S. Environmental Protection Agency, and

**WHEREAS**, modeling of ozone formation in the four-county region has shown that Clean Air Strategies are necessary to reduce ozone formation, and

**WHEREAS**, the Air Improvement Resources Committee is the regional air quality planning body, as designated by the Early Action Compact, and

**WHEREAS**, the Air Improvement Resources Committee has approved a draft Clean Air Plan, the final version of which will be approved by the Air Improvement Resources Committee and submitted with this Resolution to Texas Commission on Environmental Quality and the US Environmental Protection Agency by March 31, 2004, in accordance with the Early Action Compact; and

**WHEREAS**, the Air Improvement Resources Committee has recommended that the following combination of Clean Air Strategies be implemented in our region to achieve the goals specified in the Early Action Compact:

- Degreasing Equipment Operation Controls, described in TAC, Title 30, Ch. 115,
- Reid Vapor Pressure lowered to 7.2 pounds per square inch during the ozone season for the San Antonio region,
- Stage I Vapor Recovery required of service stations of 25,000 gallons throughput of gasoline or more per month; and

**WHEREAS**, additional action by the Texas Commission On Environmental Quality is required to implement these Clean Air Strategies within our region, and

**WHEREAS**, the implementation of these strategies and subsequent deferment of the Effective Date of the Non-attainment Designation will promote the economic stability and growth of our region, and

**WHEREAS**, these actions will improve the quality of life for the citizens of Bexar, Comal, Guadalupe, And Wilson Counties by securing clean air and thus protecting the public health and welfare of the community,

**NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS:**

Hereby approves the region's local Clean Air Plan, as required under the Early Action Compact, which incorporates the Clean Air Strategies as described above, and

Hereby requests that the Texas Commission on Environmental Quality take the necessary actions, including development of enforcement provisions, which will allow the City of New Braunfels to implement these Clean Air Strategies.

PASSED, ADOPTED AND APPROVED this 23<sup>rd</sup> day of February, 2004



CITY OF NEW BRAUNFELS

BY:   
ADAM E. CORK, Mayor

ATTEST:

  
MICHAEL A. RESENDEZ, City Secretary

ROGER BAENZIGER  
COMMISSIONER  
PRECINCT NO. 1

CESAREO GUADARRAMA III  
COMMISSIONER  
PRECINCT NO. 2

# GUADALUPE COUNTY



JIM WOLVERTON  
COMMISSIONER  
PRECINCT NO. 3

JUDY COPE  
COMMISSIONER  
PRECINCT NO. 4

DONALD L. SCHRAUB, SR.  
COUNTY JUDGE  
307 W. Court, Ste. 200  
Seguin, Texas 78155  
(830) 303-4188  
FAX: (830) 303-4064

STATE OF TEXAS  
COUNTY OF GUADALUPE

## RESOLUTION #2004-006

**WHEREAS**, eight local Governments entered into an Early Action Compact with the Texas Commission on Environmental Quality and the U. S. Environmental Protection Agency on December 9, 2002; and

**WHEREAS**, local governments in and the citizens of Bexar, Comal, Guadalupe, and Wilson Counties have been notified of a pending Nonattainment Designation by the U. S. Environmental Protection Agency; and

**WHEREAS**, modeling of ozone formation in the four-county region has shown that Clean Air Strategies are necessary to reduce ozone formation; and

**WHEREAS**, the Air Improvement Resources Committee is the regional air quality planning body, as designated by the Early Action Compact; and

**WHEREAS**, the Air Improvement Resources Committee has recommended that the following combination of Clean Air Strategies be implemented in our region to achieve the goals specified in the Early Action Compact:

- \* Degreasing Equipment Operation Controls, described in TAC, Title 30, Ch. 115,
- \* Reid Vapor Pressure lowered to 7.2 pounds per square inch during the ozone season for the San Antonio region,
- \* Stage 1 Vapor Recovery required of service stations of 25,000 gallons throughput of gasoline or more per month; and

**WHEREAS**, additional rulemaking by the Texas Commission on Environmental Quality is required to implement these Clean Air Strategies within our region; and

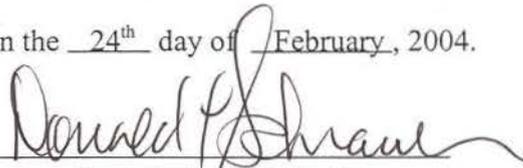
**WHEREAS**, the implementation of these strategies and subsequent deferment of the Effective Date of the Nonattainment Designation will promote the economic stability and growth of our region; and

**WHEREAS**, these actions will improve the quality of life for the citizens of Bexar, Comal, Guadalupe, and Wilson Counties by securing clean air and thus protecting the public health and welfare of the community;

**NOW, THEREFORE, BE IT RESOLVED**, that the Guadalupe County Commissioners Court hereby approves the region's Local Revision to the State Implementation Plan, as required under the Early Action Compact, which incorporates the Clean Air Strategies as described above; and

Hereby requests that the Texas Commission on Environmental Quality perform the necessary rulemaking, including enforcement provisions, which will allow Guadalupe County Commissioners Court to implement these Clean Air Strategies.

**PASSED AND APPROVED** on the 24<sup>th</sup> day of February, 2004.



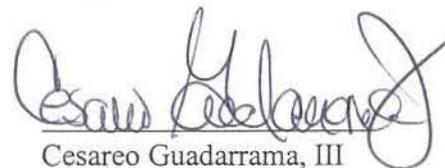
Donald L. Schraub, Sr.  
County Judge



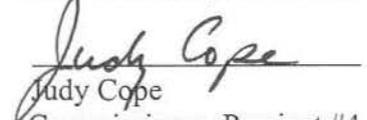
Roger Baenziger  
Commissioner, Precinct #1



Jim Wolverson  
Commissioner, Precinct #3

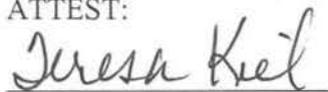


Cesareo Guadarrama, III  
Commissioner, Precinct #2



Judy Cope  
Commissioner, Precinct #4

ATTEST:



Teresa Kiel  
County Clerk

**TO: BOARD OF DIRECTORS**  
**FROM: EXECUTIVE COMMITTEE**  
**SUBJECT: CLEAN AIR PLAN**  
**STATUS: ADOPTED**

**DATE: 02/26/04**

**RECOMMENDATION:** That the Board of Directors of The Greater San Antonio Chamber of Commerce adopt the following statement as policy.

**STATEMENT:** The Greater San Antonio Chamber of Commerce supports the Clean Air Plan developed by the Alamo Area Council of Governments in an effort to defer the penalties of a federal nonattainment designation. The Chamber recommends that local governments and the general public take immediate action to implement the strategies outlined in the plan.

**REASONS FOR SUPPORT:**

1. The Clean Air Plan's suggestions for businesses are helpful and specific in addressing air quality concerns for our region.
2. San Antonio can defer penalties, such as loss of federal transportation funding, by implementing a Clean Air Plan, approved by the Environmental Protection Agency and the Texas Commission on Environmental Quality.
3. AACOG's Clean Air Plan used model simulations in developing their control strategies that took into account the implementation of a new Toyota plant, CPS coal-fired unit, and other future conditions placed upon our region.

**IMPLEMENTATION:** The Chamber will support and recommend that its members take advantage of the services available at AACOG to help determine which strategies will be most beneficial to their operations and bottom line. The Chamber will publicize its recommendations for the business community. The Chamber will also encourage its members and the overall business community to take appropriate measures to ensure cleaner air for our region. In addition, this position will be distributed to members of the media as well as The Chamber membership through "The Chamber Today" and "The Advocate."

## **RESOLUTION**

### **BY THE METROPOLITAN PARTNERSHIP FOR ENERGY**

Whereas, the Metropolitan Partnership for Energy was formed by eight partners in the Alamo area (City of San Antonio, Bexar County, City Public Service, San Antonio Water System, Alamo Area Council of Governments, VIA Metropolitan Transit, Greater Bexar County Council of Cities and Solar San Antonio) to promote sustainable energy use for the purpose of reducing harmful air emissions and improving quality of life in the region; and

Whereas, eight local Governments entered into an Early Action Compact with the Texas Commission on Environmental Quality and the U.S. Environmental Protection Agency on December 9, 2002, and

Whereas, local governments in and the citizens of Bexar, Comal, Guadalupe, And Wilson Counties (four-county region) have been notified of a pending Nonattainment Designation by the U.S. Environmental Protection Agency, and

Whereas, modeling of ozone formation in the four-county region has shown that Clean Air Strategies are necessary to reduce ozone formation, and

Whereas, the Air Improvement Resources Committee is the regional air quality planning body, as designated by the Early Action Compact, and

Whereas, the Air Improvement Resources Committee has approved a draft Clean Air Plan, the final version of which will be approved by the Air Improvement Resources Committee and submitted with this Resolution to Texas Commission on Environmental Quality and the US Environmental Protection Agency by March 31, 2004, in accordance with the Early Action Compact; and

Whereas, the Air Improvement Resources Committee has recommended that the following combination of Clean Air Strategies be implemented in our region to achieve the goals specified in the Early Action Compact:

- Degreasing Equipment Operation Controls, described in TAC, Title 30, Ch. 115,
- Reid Vapor Pressure lowered to 7.2 pounds per square inch during the ozone season for the San Antonio region,
- Stage I Vapor Recovery required of service stations of 25,000 gallons throughput of gasoline or more per month; and

Whereas, the eight local Governments which are signatories to the Early Action Compact and members of the Air Improvement Resources Executive Committee have all voted approval of these three Clean Air Strategies and have voted support for the Clean Air Plan; and

Whereas, additional action by the Texas Commission On Environmental Quality is required to implement these Clean Air Strategies within our region, and

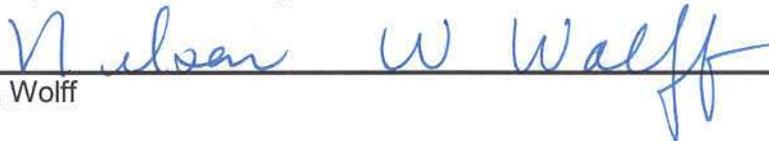
Whereas, the implementation of these strategies and subsequent deferment of the Effective Date of the Nonattainment Designation will promote the economic stability and growth of our region, and

Whereas, these actions will improve the quality of life for the citizens of Bexar, Comal, Guadalupe, and Wilson Counties by securing clean air and thus protecting the public health and welfare of the community and reducing energy consumption,

**Now, Therefore, Be It Resolved That the Metropolitan Partnership for Energy** hereby approves the region's local Clean Air Plan, as required under the Early Action Compact, which incorporates the Clean Air Strategies as described above, and

Hereby requests that the Texas Commission on Environmental Quality and U.S. Environmental Protection Agency take the necessary actions, including development of enforcement provisions, which will allow the Alamo Area to implement these Clean Air Strategies.

Signed, this \_\_\_ day of March, 2004, by



---

Judge Nelson W. Wolff  
Chairman  
Metropolitan Partnership for Energy