

FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT  
MEMORANDUM  
06/06/2022

TO: FRAQMD BOARD OF DIRECTORS

FROM: Christopher D. Brown, AICP, APCO

SUBJECT: Approve Resolution #2022-07 to accept up to \$400,000 in Year 24 Carl Moyer State Reserve funds and authorize the APCO to execute related documents.

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RECOMMENDATION:

Approve Resolution #2022-07 to accept up to \$400,000 in Year 24 Carl Moyer State Reserve funds and authorize the APCO to execute related documents.

ALTERNATIVES:

Not approve Resolution #2022-07 and release funding to other air districts.

BACKGROUND:

The Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program) provides monetary grants for the incremental cost of cleaner than required technology. While the California Air Resources Board (CARB) is responsible for developing the Moyer Program Guidelines, the participating California Air Quality Management Districts (AQMD) and Air Pollution Control Districts (APCD) administer the program.

The Feather River Air Quality Management District administers a regular Carl Moyer Program for Yuba and Sutter counties and for Year 24 has been tentatively awarded \$756,717 to incentivize the purchase of “cleaner than required” engines, electric motors, and off-road equipment. The District Board of Directors authorized participation in Year 24 at the February 7, 2022, meeting.

Section 44286(d) of the Health and Safety Code (H&SC) gives CARB the authority to reserve up to 10 percent of statewide Moyer Program funding to directly fund any project that is a covered source and is described in Section 44281. For Fiscal Year (FY) 2021-2022, the State Reserve funds have been allocated towards Moyer eligible lawn and garden equipment.

**DISCUSSION:**

This State Reserve Project Solicitation is directed at providing monetary grants to offset the cost of non-residential lawn and garden equipment within the air districts. Eligible projects are limited to commercial grade zero emission lawn and garden equipment utilized by landscaping operations that include, but are not limited to, landscapers, cities, non-profit organizations, schools, business, or sole proprietors. All projects must be eligible in accordance with the Carl Moyer Program Guidelines, Chapter 9.

If the State Reserve Year 24 funds are awarded to the District the funding can be used to establish a new Lawn and Garden Program. The State Reserve funds may be used throughout the District.

**FISCAL IMPACT:**

The acceptance of grant funding under the State Reserve Program would be accompanied by administrative funding to offset the cost of implementation. The amount of the administrative funding would equal 12.5% of the project funding. There is no match requirement for State Reserve funds.

**ATTACHMENTS:**

A – Resolution #2022-07

Attachment A – Resolution #2022-07

**RESOLUTION #2022-07 OF THE BOARD OF DIRECTORS AUTHORIZING PARTICIPATION IN THE FISCAL YEAR 2021/2022 (YEAR 24) STATE RESERVE CARL MOYER MEMORIAL AIR QUALITY STANDARDS ATTAINMENT PROGRAM**

**WHEREAS**, The California Clean Air Act (CCAA) requires the Feather River Air Quality Management District (FRAQMD) to achieve and maintain ambient air-quality standards for pollutants, including those emitted by motor vehicles and stationary equipment; and

**WHEREAS**, heavy-duty diesel engines are a significant source of air pollutants, especially oxides of nitrogen, reactive organic gases, and particulate matter; and

**WHEREAS**, the California Air Resources Board (CARB) has further identified fine particulates in the exhaust from diesel engines as a toxic air contaminant; and

**WHEREAS**, through the CARB, the State of California has adopted the Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program); and

**WHEREAS**, the California Health and Safety Code sections 44275-44299.2 authorizes the ARB to allocate Carl Moyer Program funds to local air districts to provide financial incentives to both the public and private sectors to implement eligible projects to reduce emissions from on-road, marine, locomotive, agricultural, and off-road engines; and

**WHEREAS**, the FRAQMD has successfully implemented Carl Moyer Program projects in past years to reduce emissions and improve air quality and seeks to continue to reduce emissions through clean air projects; and

**WHEREAS** California Health and Safety Code section 44286(d) gives CARB the authority to reserve up to 10 percent of Moyer Program funding to directly fund any project that is a covered source; and

**WHEREAS**, the CARB has allocated Fiscal Year 2021/2022 state reserve funds towards Moyer eligible lawn and garden equipment; and

**WHEREAS**, the District may also have projects that qualify for funds under the State Reserve portion of Carl Moyer Program funds.

**NOW, THEREFORE, BE IT RESOLVED**, the Feather River Air Quality Management District Board of Directors does hereby approve the FRAQMD's acceptance of Carl Moyer Program State Reserve funds allocated and awarded to the FRAQMD for eligible projects and program administration, and authorizes the Air Pollution Control Officer (APCO) to execute required documents; and

**BE IT FURTHER RESOLVED** that the Feather River Air Quality Management District Board of Directors authorizes the APCO to apply to CARB for a grant of up to \$400,000 from the Carl Moyer State Reserve Program; and

**BE IT FURTHER RESOLVED** that the Feather River Air Quality Management District will comply with Carl Moyer Program requirements as specified in sections 44275 through 44299.2 of the Health and Safety Code, the applicable Carl Moyer Program Guidelines, mail-outs/advisories or other written guidance by CARB, and the District's Carl Moyer Program Policies and Procedures; and

**BE IT FURTHER RESOLVED** that the APCO will be responsible for project monitoring and providing state reports regarding grant expenditures and the status of the program upon request by CARB.

**PASSED AND ADOPTED** by the Feather River Air Quality Management District on June 6, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Chairman

ATTEST:

APPROVED FOR LEGAL FORM:

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