

TOWN OF TIMNATH, COLORADO
RESOLUTION NO. 62, SERIES 2010

**A RESOLUTION SUPPORTING THE WELD COUNTY COMMISSIONER'S REQUEST
TO THE COLORADO AIR QUALITY CONTROL COMMISSION TO POSTPONE THE
IMPLEMENTATION OF IM240 OZONE TESTING PROGRAM IN THE NORTH FRONT
RANGE UNTIL 2013**

WHEREAS, the Board of Weld County Commissioners of Weld County, Colorado, pursuant to Colorado Statute and the Weld County Home Rule Charter, is vested with the authority of administering the affairs of Weld County, Colorado; and

WHEREAS, in response to the requirements promulgated in Senate Bill 09-003, and through a rulemaking hearing set for March 18, 2010, the Colorado Air Quality Control Commission ("CAQCC") will consider adopting certain amendments to Regulation 11 which will require certain portions of Larimer and Weld Counties to be included in the IM240 Ozone Testing Program; and

WHEREAS, the Weld County Tower, located in Greeley, Colorado, includes hourly and daily readings for ozone; and

WHEREAS, since 2007, the Weld County Tower has shown a decrease, on a yearly basis, in the 4th Maximum, 8-Hour Average parts per million (ppm) ozone value, such that the three-year average in 2009 was at .071 ppm, which is below the .075 ppm requirement set forth in the State Implementation Plan (SIP); and

WHEREAS, with the decreased average values, it makes sense to wait until the promulgation of the Ozone Action Plan required for submittal by the Federal Environmental Protection Agency in 2013; and

WHEREAS, under S.B. 09-003, the CAQCC has the authority to delay adoption of rules pertaining to the inclusion of the subject portions of Larimer and Weld Counties until December 31, 2013, and may delay the effective date of implementation until after July 1, 2010; and

WHEREAS, the Board of County Commissioners deems it prudent to request that the CAQCC postpone the adoption of the amendments to Regulation 11 such that the implementation of the IM240 Ozone Testing Program in Larimer and Weld Counties be postponed at least until the effective date of the Ozone Action Plan in 2013.

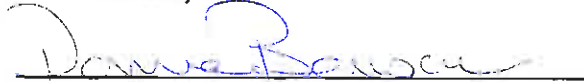
NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH, COLORADO, THAT:

SECTION 1. The Town Council of the Town of Timnath, a municipality within Larimer County, support the sentiments of the Board of Weld County Commissioners requesting the Colorado Air Quality Control Commission to postpone the adoption of the amendments to Regulation 11 such that the implementation of the IM240 Ozone Testing Program in Larimer and Weld Counties be postponed at least until the effective date of the Ozone Action Plan in 2013.

SECTION 2. This resolution to be in full force and effect from and after its passage and approval

PASSED, APPROVED AND ADOPTED this 17th day of March, 2010.

FOR THE TOWN COUNCIL OF THE TOWN OF TIMNATH, COLORADO



Donna Benson, Mayor

ATTEST:



Milissa McGuire, Town Clerk

