

**THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

**ORDINANCE**

**APPROVING THE OZONE ATTAINMENT MASTER PLAN.**

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**WHEREAS**, the U.S. Environmental Protection Agency (EPA) released a more stringent “health-based” air pollution standard of 70 parts per billion (ppb) for ground-level ozone on October 1, 2015; and

**WHEREAS**, on September 24, 2018, the EPA officially announced that Bexar County was in marginal nonattainment of federal ground-level ozone standards; and

**WHEREAS**, marginal nonattainment areas are those closest to meeting the standard and have fewer mandatory planning and control requirements at the local level; and

**WHEREAS**, if the designated area does not reach the attainment standard by the end of 2020, the area will be moved to the moderate classification, resulting in additional regulatory requirements; and

**WHEREAS**, in response to the EPA designation, the City of San Antonio has been working internally as well as with partner organizations such as the Alamo Area Council of Governments, Bexar County, CPS Energy, and the Texas Commission on Environmental Quality; and

**WHEREAS**, the Ozone Attainment Master Plan (Plan), a true and correct copy of which is attached as Attachment I, establishes a strategic and technical review of current local ozone levels and provides recommendations for reducing emissions of ozone-forming compounds (NO<sub>x</sub> and VOCs) into the atmosphere, both on Ozone Action Days as well as throughout the ozone season (March-November); and

**WHEREAS**, the Plan was designed with input from stakeholders in six crucial planning areas: (1) Communications and Marketing Plan (2) Volkswagen (VW) Beneficiary Mitigation Plan (3) Ozone Best Practices (4) Identification of Point Sources and Mitigation (5) Business Community (6) Policy, Advocacy and Funding; and

**WHEREAS**, the Plan is voluntary and local businesses have been supportive; and

**WHEREAS**, the Plan has a focus on outreach and educating the public and stakeholders on strategies to reduce ground-level ozone; and

**WHEREAS**, since the March 20<sup>th</sup> B Session presentation, the changes to the Plan include a clarification between the Ozone Attainment Master Plan and the Climate Action & Adaptation Plan and mentions the progress in reducing ground-level ozone in Bexar County over the last two decades; and

**WHEREAS**, the Plan also mentions the City's Under 1 Roof program; and

**WHEREAS**, to date, public engagement activities have included staff participation in nine community events/meetings, media coverage (255,700 viewers), and social media postings (33,556 impressions); **NOW THEREFORE:**

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

**SECTION 1.** The Ozone Attainment Master Plan, attached hereto as Attachment I, is hereby approved.

**SECTION 2. [FINANCIAL LANGUAGE PENDING]**

**SECTION 3.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 4.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

**PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_.**

**M A Y O R**  
**Ron Nirenberg**

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney