

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF AMADOR, STATE OF CALIFORNIA**

RESOLUTION APPROVING SPECIFIC ) RESOLUTION NO.10-096  
 EXEMPTIONS TO THE HAZARDOUS )  
 MATERIALS BUSINESS PLAN )  
 PROGRAM )

Whereas, the Environmental Health Department is the Certified Unified Program Agency (CUPA) for Amador County as authorized under California Health and Safety Code section 25404; and

Whereas, California Health and Safety Code section 25404. (c)(4) requires the CUPA to administer the requirements of Article 1 (commencing with Section 25500) of Chapter 6.95 concerning hazardous material release response plans and inventories; and

Whereas, the Hazardous Materials Advisory Committee in cooperation with CUPA staff is proposing the exemption of certain hazardous substances and quantities from the inventory provisions of the Hazardous Materials Business Plan under H&SC 25503.5. (c) (2).

BE IT RESOLVED by the Board of Supervisors of the County of Amador, State of California, as follows:

The Amador County Board of Supervisors approves the exemption of certain hazardous substances and quantities from the inventory provisions of H&SC Chapter 6.95 (Hazardous Materials Business Plan) under H&SC 25503.5. (c) (2) as follows:

The following hazardous substance and quantities are hereby exempted from the inventory provisions of H&SC Chapter 6.95 under H&SC 25503.5. (c) (2). The Amador County Board of Supervisors find that the following volumes of propane handled under the conditions described below do not pose a present or potential danger to the environment or to human health and safety if released into the environment due to the quantities involved and rural nature of Amador County. The exemption is limited to agricultural handlers (business operating a farm for purposes of cultivating the soil or raising or harvesting any agricultural or horticultural commodity).

Handling of propane volumes of 1,200 gallons or less is exempt from Hazardous Materials Business Plan requirements.

Handling of propane volumes of 1,200 to 6,000 gallons requires a onetime submission of HMBP with onetime fee / inspection and the facility is considered similar to unstaffed remote facilities as described H&SC §25503.5.(c)(6). Propane tank locations must comply with property line setbacks as shown below and the setbacks posted on parcel maps. The propane tank location and setback may impact property development and must be reviewed and certified with change in inventory, quality, or operator / owner.

Agricultural Propane Tank Setback	
Propane Volume (gal)	Distance (ft)
1200 to 3000	1150
3000 to 6000	1200

Propane volume of greater than 6,000 gallons requires the submission of an Agricultural Handler Hazardous Materials Business Plan.

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Amador a regular meeting thereof, held on the 29<sup>th</sup> day of June 2009, by the following vote:

AYES: Supervisors Brian Oneto, John Plasse, Theodore F. Novelli, Louis D. Boitano, and Richard M. Forster

NOES: None

ABSENT: None

  
CHAIRMAN, Board of Supervisors

ATTEST:

JENNIFER BURNS, Clerk of the  
Board of Supervisors, Amador County,  
California

  
Deputy