

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER G-70-211

Modification of the Operative and Effective Dates Relating to the Finding that EVR Phase II Vapor Recovery Systems, Including In-Station Diagnostics, Are Not Certified for Use with Gasoline Dispensing Facilities that Include Liquid Condensate Traps

WHEREAS, the California Air Resources Board (ARB) has established, pursuant to California Health and Safety Code sections 25290.1.2, 39600, 39601 and 41954, certification procedures for systems designed for the control of gasoline vapor emissions during motor vehicle fueling operations (Phase II EVR vapor recovery systems) in its CP-201, **Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities** (Certification Procedure) as last amended May 25, 2006, incorporated by reference in title 17, California Code of Regulations, section 94011;

WHEREAS, ARB has determined, after consulting with industry and local Air Quality Management Districts, that there are a number of gasoline dispensing facilities throughout California that include *Liquid Condensate Traps*, as the term is defined in D-200 **Definitions for Vapor Recovery Procedures** as last amended on May 25, 2006, incorporated by reference in title 17, California Code of Regulations, section 94010;

WHEREAS, section 2.4.4 of CP-201 allows the Executive Officer to change the operative and effective dates of new performance standards and specifications when certified systems meeting the applicable standards and specifications are not certified by the operative dates specified in Table 2-1 of CP-201;

WHEREAS, a vapor recovery system that meets the EVR Phase II standards and specifications, including In-Station Diagnostics, was not certified for use on gasoline dispensing facilities that include liquid condensate traps by the operative date in Table 2-1 of CP-201;

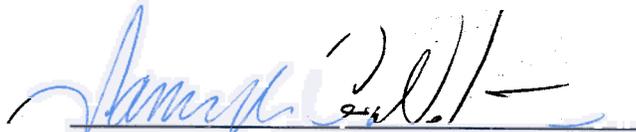
WHEREAS, a vapor recovery system that meets the EVR Phase II standards and specifications, including In-Station Diagnostics, is anticipated to be certified for use on gasoline dispensing facilities that include liquid condensate traps by April 1, 2009 and;

WHEREAS, gasoline dispensing facilities that include condensate traps will not have sufficient time to comply with the operative dates for EVR Phase II and in-station diagnostics as specified in Table 2-1 of CP-201.

NOW, THEREFORE, IT IS HEREBY ORDERED that Phase II vapor recovery systems that have been certified to be Onboard Refueling Vapor Recovery (ORVR) compatible may continue to be used on gasoline dispensing facilities that include liquid condensate traps until April 1, 2010.

IT IS FURTHER ORDERED that gasoline dispensing facilities that include liquid condensate traps, and that dispense greater than 1,800,000 gallons per year may continue to operate without In-Station Diagnostics until April 1, 2010.

Executed at Sacramento, California, this 13 day of June 2008.



James N. Goldstene
Executive Officer