

ORDINANCE NO. 2726

AN ORDINANCE OF THE CITY OF POCATELLO, A MUNICIPAL CORPORATION OF IDAHO, AMENDING SECTION 8.20.050 OF THE REVISED AND COMPILED ORDINANCES OF THE CITY OF POCATELLO, 1983; ADOPTING THE DEPARTMENT OF ENVIRONMENTAL QUALITY'S AIR QUALITY DESIGNATIONS AND CONCENTRATIONS AND REMOVING THE TABLE OF THOSE DESIGNATIONS FROM THE TEXT OF THE SECTION; PROVIDING THAT ALL SECTIONS OF CHAPTER 8.20 NOT HEREIN AMENDED SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW, THE RULE REQUIRING THAT AN ORDINANCE BE READ ON THREE SEPARATE OCCASIONS HAVING BEEN DISPENSED WITH.

WHEREAS, staff of the local office of the Department of Environmental Quality recently presented information to the City Council in regard to the need for lowering the concentration levels of particulate matter in the air at which they declare "air quality alerts"; and

WHEREAS, the current City Code not only adopts the Department's set of health-effect designations and the particulate matter concentrations related thereto, but sets them out in the text of the ordinance; and

WHEREAS, there is likelihood that the standards, designations and concentrations currently adopted may well change as additional data is collected and studied;

WHEREAS, it is on-going City Council policy to avoid duplicating the text of other agencies' regulations when adopting those regulations in an effort to save the citizens of Pocatello the costs of revisions to the codified ordinance volumes when such changes are made by other agencies;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF POCATELLO, AS FOLLOWS:

Section 1: That Section 8.20.050 of the Revised and Compiled Ordinances of the City of Pocatello, 1983, be hereby amended to read as follows:

8.20.050 Adoption of Air Quality Designations and Alert Criteria,

Notification:

A. The City hereby adopts the Idaho ~~Division~~ Department of Environmental Quality's health effect designations for varying levels of particulate matter ~~as set forth below (PM-10 indicating particulate matter with an aerodynamic diameter less than or equal to 10 microns):~~

Health Effect Designation	PM-10 Concentrations/Cub Meter
Good	0 - 50
Moderate	51 - 150
Unhealthful	151 - 350
Very Unhealthful	351 - 420
Hazardous	> 420


B. The Idaho ~~Division of Environmental Quality~~ declares "air quality alerts" whenever it measures levels of PM-10 concentration exceeding one hundred twenty (120) micrograms and weather forecasts indicate air stagnation conditions will continue for at least twenty four (24) hours. When the ~~Division~~ Idaho Department of Environmental Quality, or its successor division or agency, informs the City that such conditions exist it is declaring an "air quality alert" and notifies local print, radio and television news media that an air pollution alert is being declared, the City shall also post notice of the air pollution alert in the same manner as City Council meeting ~~prohibitions set forth below shall apply.~~

Section 2 That all other Sections of Chapter 8.20 not herein amended shall remain in full force and effect.

Section 3: That this ordinance shall be in full force and effect from and after its passage, approval, and publication according to law, the rule requiring that an ordinance be read on three separate occasions having been dispensed with.

PASSED AND APPROVED this 18th day of September, 2003.

CITY OF POCATELLO, a municipal corporation of Idaho


ROGER W. CHASE, Mayor

ATTEST:


RHONDA L. JOHNSON, City Clerk

Publish: 9-24-2003 (Summary)
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