



Allegheny County Council

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Legislation Details (With Text)

File #: 10940-19 **Version:** 1 **Name:**

Type: Ordinance **Status:** Enacted

File created: 1/18/2019 **In control:** Chief Clerk

On agenda: 1/22/2019 **Final action:** 2/19/2019

Title: An Ordinance of the Council of the County of Allegheny ratifying amendments to Section 2105.90, "Gasoline Volatility", and Section 2107.15, "Gasoline Volatility and RFG", of the Allegheny County Health Department Rules and Regulations, Article XXI, "Air Pollution Control".

Sponsors: Chief Executive

Indexes:

Code sections:

Attachments: 1. 10940-19 Exhibit A.docx, 2. 10940-19 Summary.docx, 3. 02-19-OR 10940-19.pdf

Date	Ver.	Action By	Action	Result
2/21/2019	1	Chief Executive	Signed by Chief Executive	
2/19/2019	1	County Council	Passed for Chief Executive Signature	Pass
2/6/2019	1	Committee on Health & Human Services	Affirmatively Recommended	Pass
1/22/2019	1	County Council	Referred by Chair	

An Ordinance of the Council of the County of Allegheny ratifying amendments to Section 2105.90, "Gasoline Volatility", and Section 2107.15, "Gasoline Volatility and RFG", of the Allegheny County Health Department Rules and Regulations, Article XXI, "Air Pollution Control".

Whereas, Allegheny County, pursuant to the Pennsylvania Local Health Administration Law, 16 P.S. §§ 12001 - 12028, created the Allegheny County Health Department, and the Allegheny County Board of Health; and

Whereas, the Allegheny County Health Department regulates air quality under authority granted to it via the Pennsylvania Air Pollution Control Act, 35 P.S. §§ 4001 - 4106, and its implementing regulations; and

Whereas, Section 12011 of the Local Health Administration Law provides for the Board of Health to adopt regulations and submit such regulations to Allegheny County for approval or rejection; and

Whereas, Pennsylvania Act 50 of 2014 required the Pennsylvania Department of Environmental Protection to remove the state's gasoline volatility regulations from the State Implementation Plan and this regulation change is being made for consistency with Act 50's requirements; and

Whereas, on November 7, 2018, during its regularly scheduled public meeting the Allegheny County Board of Health adopted by affirmative vote the attached amendments to Section 2105.90, "Gasoline Volatility", and Section 2107.15, "Gasoline Volatility and RFG", of the Allegheny County Health Department Rules and Regulations, Article XXI, "Air Pollution Control", and

Whereas, it is the desire of Council to ratify the Allegheny County Health Department regulation

amendments as approved by the Board of Health.

The Council of the County of Allegheny hereby enacts as follows:

SECTION 1. Incorporation of Preamble.

The provisions set forth in the preamble to this Ordinance are incorporated by reference in their entirety herein.

SECTION 2. Ratification of Regulations.

Acting pursuant to the Pennsylvania Local Health Administration Law and the Allegheny County Home Rule Charter, County Council hereby ratifies the amendments to the Allegheny County Health Department Rules and Regulations, Article XXI, "Air Pollution Control", attached hereto as Exhibit "A".

SECTION 3. Severability. If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance, which shall be in full force and effect.

SECTION 4. Repealer. Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.