

Action Summary Minutes

CENTRAL REGION HEARING BOARD MEETING

Central Region Office Governing Board Room

1990 E. Gettysburg Ave., Fresno, CA 93726

Wednesday, Oct 21, 2009, 10:00 a.m.

MINUTES

1. **CALL MEETING TO ORDER:**

The Vice-Chair, Robert Schumacher, called the meeting to order at 10:01 a.m.

2. **ROLL CALL:**

Gerry Mulligan – public	Present
Robert Schumacher – public	Present
Jim Waterman – attorney	Present
Dr. James Glaser, M.D. - medical	Present

Staff present – Central Region (Fresno): Patrick Houlihan, Senior Air Quality Specialist; Ryan Hayashi, Supervising Air Quality Specialist; Catherine Redmond, District Counsel; Lynn Sargenti, Senior Office Assistant.

3. Approval of Minutes from September 16, 2009

4. **PUBLIC HEARING:**

The Vice-Chair asked the Clerk to verify that all items had been properly noticed. The Clerk responded that they had. All those present to testify were sworn in by the Chair. The Chair asked that the agenda packet and any addenda brought forth to be entered into the official record.

A. C-09-17S Utility Vault, a division of Oldcastle
801 S. Pine
Madera, CA 93637

Petitioner: Ryan Wade

Patrick Houlihan presented the staff report.

The petitioner agreed with the District presentation.

Mr. Mulligan asked Mr. Houlihan about the new regenerative thermal oxidizer (RTO) and the level of VOCs that would be controlled. Mr. Houlihan explained the requirements and what the improvements will be.

Mr. Waterman asked the petitioner about the location of the business. The petitioner stated they are located across the street from a school. It was further discussed regarding detrimental effects to students and neighbors in the vicinity. The petitioner explained that the school and neighboring residents have been properly notified of the business and any potential emissions and they have not had any complaints or issues.

There was brief discussion between Mr. Waterman and the petitioner regarding what the facility manufactures and locations.

Mr. Wade explained the equipment being installed and the changes this would affect.

Public Comment: No public comments.

Moved: Waterman

Seconded: Glaser

Ayes: Waterman, Schumacher, Mulligan, Glaser

Nos: None

Abstain: None

The Hearing Board voted unanimously to grant the variance.

B. C-09-18S Rio Bravo Fresno
3350 S. Willow Ave.
Fresno, CA 93725

Petitioner: Ted Guth, Rick Spurlock

Patrick Houlihan presented the staff report.

Mr. Guth explained the process of the equipment installation, testing and the length of time involved. Stated that the facility is unable to shut down during the installation and testing process due to PG&E expectations of power generated and sold to them and the need to be on-line in order to get the proper measurements and certifications.

Mr. Waterman asked about the supply of wood the facility receives as well as the process. Mr. Guth and Mr. Spurlock explained that most of the wood and material used is supplied locally from construction debris, orchard removal and tree trimmings.

Moved: Waterman
Seconded: Glaser

Ayes: Waterman, Schumacher, Mulligan, Glaser
Nos: None
Abstain: None

The Hearing Board voted unanimously to grant the variance.

C. C-08-21A Moonlight Dairy & Ag Power Partners
5061 Avenue 280
Visalia, CA 93277

The petitioner withdrew their variance request. Patrick Houlihan stated that the District and the facility have reached an agreement and the facility will receive their Permit To Operate, and therefore do not need to continue with their denial of permit appeal.

5. The Central Region Hearing Board heard and approved four emergency variance requests since the September 16, 2009 Hearing. Docket C-90-17E, Utility Vault, a division of Oldcastle; Docket C-09-19E, PPG Industries, Inc.; Docket C-09-20E, PG&E Helms Headquarters; Docket C-09-21E, Chevron USA, Inc.
6. **PUBLIC COMMENTS**: No public comments.
7. **HEARING BOARD COMMENTS**: None.
8. **NEW BUSINESS**: Patrick Houlihan informed the Hearing Board members that the District is ready to present the stipend increase request to the Governing Board.

Mr. Waterman asked Mr. Houlihan what the Hearing Boards of other Air Districts receive. Mr. Houlihan explained that it varies and that some of them receive a full salary since the members work full time on the boards.

There was brief discussion between the board members and Mr. Houlihan regarding the expected stipend rates and roles of Hearing Board members at some of the other air districts.

The Hearing Board members agreed that the amount they would ask for is \$150.00.

Brief discussion regarding the current District budget and expenses.

9. **NEXT SCHEDULED MEETING**: November 18, 2009. This meeting will be held in the Central Region Office (Fresno) in the Governing Board room.

10. **ADJOURNMENT**: The Chair adjourned the meeting at 10:34 a.m.