

**San Joaquin Valley Air Pollution Control District
CENTRAL REGION HEARING BOARD MEETING**

ACTION SUMMARY MINUTES

Wednesday, March 22, 2023

1. Call Meeting to Order

The Chair, Daniel Hartwig, called the meeting to order at 10:01 a.m.

2. Roll Call

Gerry Mulligan – Public	Present
David Soldani – Attorney	Present
Daniel Hartwig – Chair	Present
Lorraine Goodwin – Vice Chair / Medical*	Present
Andrew Robertson – Engineer	Absent

3. Approval of Consent Items (9-11)

These items are routine in nature and are usually approved by a single vote. Prior to action by the Hearing Board, the public will be given the opportunity to comment on any consent item.

9. Approve Minutes of February 15, 2023

10. Emergency Variance Report

11. Next Scheduled Meeting

The next scheduled meeting is on April 19, 2023.

Public Comments: None

Moved: Goodwin
Seconded: Mulligan
Ayes: Mulligan, Goodwin, Soldani, Hartwig
Nays: None

Motion unanimously carried to approve Consent Calendar Items 9-11

4. Public Hearing

The Chair swore in all those present to testify for all matters.

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
A. C-23-09S	Short	Guardian Industries, LLC 11535 E. Mountain View Ave. Kingsburg, CA 93631

Petitioners: John Roach

Esthela Soto presented the Staff Report.

GUARDIAN has requested a short variance from the applicable requirements of District Rules 2010, 2070, 2201, 2520, 4101, 4354, and California Health and Safety Code (CH&SC) section 41701 in addition to the applicable conditions of the subject permits. The requested short variance would be for a consecutive 10 day period to occur sometime between March 23, 2023, and April 30, 2023, inclusive. If granted, the variance would allow the continued operation of the regenerative glass melting furnace and glass manufacturing with excess NOx, SOx, CO and visible emissions while the work is performed.

Mr. Mulligan asked if the requested variance time would be part of their 144 annual maintenance hours and the petitioner, John Roach, clarified that it is not regular annual maintenance, it is furnace maintenance, so the 144 hours do not apply.

Mr. Hartwig asked how this process differs from annual maintenance and the petitioner shared that Guardian has been doing furnace maintenance annually as well but contractors are being brought in to complete the work this time, which poses possible risk. Mr. Hartwig then asked if the variance requests for furnace maintenance will continue annually and the petitioner confirmed it would continue until the end of the campaign.

Dr. Goodwin asked when Guardian's campaign is scheduled to end and the petitioner estimated that it would end by year 2026. Dr. Goodwin then asked what the petitioner meant by possible "risk". The petitioner clarified that Guardian will need to coordinate communication between the control room and the hired contractors. Dr. Goodwin also asked where the contractors are coming from. The petitioner said they are coming from out of state and Guardian has utilized their services before for other locations. Dr. Goodwin asked how much the contractors are charging for the work and the petitioner estimated somewhere between \$20,000 and \$30,000.

Public Comment: None

Moved: Mulligan
Seconded: Soldani
Ayes: Goodwin, Mulligan, Soldani, Hartwig
Nays: None

Motion unanimously carried to approve Docket No. C-23-09S

5. Public Comments: None

6. Hearing Board Comments: Mr. Soldani asked if there would be a Central Region Hearing Board meeting in April and Clay Bishop clarified that the period to submit a variance request has not yet closed so the District cannot yet confirm if there will be an April meeting.

Mr. Mulligan asked what happens if a variance is approved and the company is sold to a new owner. Clay Bishop confirmed that it does not effect the approved variance.

7. New Business: None

8. Adjourn

The Chair adjourned the meeting at 10:12 a.m.