



San Joaquin Valley Air Pollution Control District

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Action Summary Minutes for the Central Region Hearing Board Meeting San Joaquin Valley Unified Air Pollution Control District Governing Board Room 1990 E. Gettysburg Avenue, Fresno, CA.

Wednesday, August 20, 2003 10:00 a.m.

1. **Call Meeting to Order** – The Chair, James V. Glaser, MD, called the meeting to order at 10:02 a.m.

2. **Roll Call was taken and a quorum was present.**

Gerry Mulligan	Public
James B. Waterman (Alternate)	Attorney
R. Stan Azevedo (Alternate) (Absent)	Public
Jerry K. Boren, Vice Chair	Engineer
James V. Glaser, MD, Chair	Medical

Also present – Ted Strauss, Supervising Air Quality Inspector, Errol Villegas, Senior Air Quality Engineer and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of July 16, 2003** – The Chair asked if there were any corrections to the Minutes. The Chair hearing no comments declared the Minutes of July 16, 2003 approved as submitted.

4. **Public Hearings:**

The Chair asked if the Petitions were properly noticed and on file with the Clerk. Ms. Smith responded affirmative.

The Chair requested the Hearing Board Packet and any addenda brought forth in today's Hearings be entered into the Official Record.

All persons testifying were sworn in by the Chair.

Ted Strauss presented the Staff Reports

A.)
Docket C-03-07R, Regular Variance, NEO California Power LLC, 16457 Avenue 24 ½ , Chowchilla, CA. 93610. Type of Business: Electric Power Generating Facility.

Errol Villegas, Senior Air Quality Engineer, provided additional testimony for the District.

Petitioners – Greg Hughes and Tim Heming represented NEO California Power LLC.

Public Comments – No Public Comments.

Decision – Board Member Boren made the motion to continue the existing Interim Variance, Docket C-03-07i with amended conditions. Seconded by Board Member Mulligan and carried unanimously.

The Board continued the Interim Variance for Docket C-03-07i, NEO California Power LLC. The variance shall be effective from Noon on July 16, 2003 to Noon on September 17, 2003, or until compliance is achieved, whichever occurs first. The variance is subject to fifteen conditions. The fifteen conditions will be set forth in the Order.

B.)
Docket C-03-10i, Interim Variance, Rio Bravo Fresno, 3350 South Willow Avenue, Fresno, CA. 93725. Type of Business: Electric Power Generating Facility.

Petitioners – Eric Bomgardner and Dr. Ted Guth represented Rio Bravo Fresno.

Public Comment – No Public Comment.

Decision – The Board determined the variance be granted for good cause in respect to the required findings. Board Member Waterman made the motion to grant the variance subject to eight conditions set forth on pages 2 and 3 of the Staff Report. Seconded by Board Member Mulligan and carried unanimously.

The Board granted an Interim Variance to Docket C-03-10i, Rio Bravo Fresno. The Interim Variance shall be effective from August 15, 2003 to September 17, 2003, the next scheduled hearing, or until compliance is achieved, whichever occurs first. The eight conditions shall be set forth in the Order.

5. **Administrative Agenda – Receive and File** – The Central Region Hearing Board received and filed the following emergency variance petition:
 - A.) Docket C-03-08E Bridgemart Corporation
1075 E. Yorba Place, Suite 105
Placentia, CA. 92870
 - B.) Docket C-03-09E Western Co-Gen Alluvial Facility
100 W. Alluvial Avenue
Clovis, CA. 93711
6. **Public Comments** – No Public Comments.
7. **Hearing Board Member Comments** – No Hearing Board Member Comments.
8. **New Business** – No New Business.
9. **Next Scheduled Meeting** – Wednesday, October 15, 2003, 10:00 a.m., Central Region Office, 1990 E. Gettysburg Avenue, Governing Board Room, Fresno, CA.
10. **Adjournment** – The Chair adjourned the meeting at 10:55 a.m.

Sissy Smith, Clerk to the Board
Central Region Hearing Board
San Joaquin Valley Unified APCD