



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, January 21, 2004 10:00 a.m.

1. **Call Meeting to Order** – The Chair, James V. Glaser, MD, called the meeting to order at 10:00 a.m.

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

Gerry Mulligan	Public
James B. Waterman	Attorney
Robert Schumacher	Public
Jerry K. Boren, Vice Chair	Engineer
James V. Glaser, MD, Chair	Medical

Also present in the Central Region Office (Fresno) – Philip M. Jay, District Counsel, Catherine Tognazzini, Assistant Counsel, Fred Phillips, Public/Alternate Hearing Board Member, Michael Carrera, Supervising Air Quality Inspector and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of December 17, 2003** – The Chair asked if there were any corrections to the Minutes. The Chair hearing no comments declared the Minutes of December 17, 2003 approved as submitted.

4. **Public Hearing:**

All persons testifying were sworn in by the Chair.

The Chair asked if the Petition was 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 Hearing be entered into the Official Record.

The Chair requested everyone present to sign the Sign In Sheet.

A.)
Docket C-03-18i, Interim Variance, Madera Power LLC, 11427 Firebaugh Road, Madera, CA. 93622. Type of Business: Electric Power Generating Facility.

Petitioner – Tim Miller, Mark de Castro and Bill Lax represented Madera Power LLC.

The Petitioner presented the Board and staff with the following document: 2003 Offsets and Actual Emissions Summary.

Michael Carrera, responded to questions from the Board and commented on the Petitioner's report.

Public Comment – Fred Phillips, Public/Alternate, Central Region Hearing Board Member, stated he had serious concerns with the Board granting the variance.

Decision – Board Member Boren made the motion to grant the Interim Variance subject to seven conditions set forth on pages 2 and 3 of the Staff Report. Seconded by Board Member Schumacher and carried unanimously.

The Board granted an Interim Variance to Docket C-03-18i, Madera Power LLC. The Interim Variance shall be effective from December 31, 2003 to February 18, 2004 the next scheduled hearing, or until compliance is achieved, whichever occurs first. The variance is subject to seven conditions which shall be set forth in the Order.

5. **Emergency Variances** – The Central Region Hearing Board has not heard or approved an emergency variance order since December 17, 2003.
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, February 18, 2004, 10:00 a.m., Central Region Office, 1990 E. Gettysburg Avenue, Governing Board Room, Fresno, CA.
10. **Adjournment** – The Chair adjourned the meeting at 11:11 a.m.