

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

Northern Region Office Magnolia Room
4800 Enterprise Way, Modesto, CA 95356

ACTION SUMMARY MINUTES

Wednesday, May 6, 2009

*Meeting held via teleconferencing with the
Central Region Office (Fresno) participating via teleconferencing.*

AGENDA

1. CALL MEETING TO ORDER
The Chair, Mark Kanai, called the meeting to order at 10:03 a.m.

2. ROLL CALL
- | | |
|----------------------------------|---------|
| Roger Gohring - Public | Absent |
| Gerald Schneider - Public | Present |
| Steve Benak, MD - Medical | Present |
| Alexander Scheflo - Engineer | Present |
| Mark A. Kanai (Chair) - Attorney | Present |

Staff present:

Northern Region (Modesto): Ron Giannone, Supervising Air Quality Inspector, John Cadrett, Manager, Air Quality Compliance, Richard Wright, Air Quality Inspector II.

Central Region (Fresno): Patrick Houlihan, Senior Air Quality Specialist, Ryan Hayashi, Supervising Air Quality Specialist, Vicki Christie, Senior Office Assistant.

3. APPROVE MINUTES OF February 4, 2009 --The minutes were approved.
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. N-09-03S	Short	Stockton CoGen Company 1010 Zehpyr Street Stockton, CA 95206

Petitioners: Glenn Sizemore, Scot Govert

Patrick Houlihan presented the report. He stated Stockton CoGen was granted an emergency variance (N-09-02E) on March 28, 2009, allowing them to continue operating the plant without an operational COMS. Stockton CoGen has requested a short variance to be effective from May 1, 2009 to June 1, 2009.

The District believes that the six findings can be made and recommends that Stockton CoGen be granted the short term variance with the conditions as stated on pages three, four, and five of the report.

Petitioner's Comments: Glenn Sizemore commented that the new equipment is installed and functioning properly during a certification period.

Public Comment: None

Motion: Benak Second: Scheflo

Ayes: Benak, Scheflo, Kanai, Schneider

Nays: None

The Hearing Board voted unanimously to pass the Motion to grant the variance subject to the conditions in the staff report.

5. EMERGENCY VARIANCE -- The Northern Region Hearing Board approved the following emergency variance order prior to May 6, 2009: Docket No. N-09-02E, Stockton CoGen Company.
6. PUBLIC COMMENTS -- No public comment
7. HEARING BOARD MEMBER COMMENTS -- No comment
8. NEW BUSINESS -- No New Business
9. NEXT SCHEDULED MEETING -- The next scheduled meeting is June 3, 2009. The meeting will be held via teleconferencing in the Northern Region Office (Modesto) with the Central Region Office (Fresno) participating via teleconferencing.
10. ADJOURN -- The Chair adjourned the meeting at 10:13 a.m.