

**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, August 4, 2010

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

MINUTES

1. CALL MEETING TO ORDER

The Chair, Mark Kanai, called the meeting to order at 10:00 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,
Bonnie East, Air Quality Inspector II

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

3. APPROVE MINUTES OF JULY 7, 2010

The Chair asked if there were any comments regarding the Minutes for July 7, 2010.
Hearing no comments, the Chair declared the minutes were approved as submitted.

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-10-05R	Regular	Thermal Energy Development Partnership, LP 14800 Schulte Road Tracy, CA 95377

Petitioners: Jeff Adkins, Tike Heshimu

Patrick Houlihan presented the Staff Report.

The District believes that the required findings can be made and recommends that Thermal Energy Development Partnership, LP be granted a regular variance with the conditions as stated on pages four and five of the report with the following changes to number three. The second sentence should read: In addition, it will allow for the operation of the power plant without a certified NOx, CO, O2 and SO2 CEMS from boiler startup with the new sample system until a RATA can be performed.

It is noted that there was an error in the numbering sequence of the conditions in the Staff Report. There are eleven conditions instead of ten as shown in the report.

Petitioner, Jeff Adkins stated the District's presentation accurately captured their petition.

Public Comment:
None

Motion: Schneider
Second: Benak

Ayes: Benak, Kanai, Scheflo, Schneider
Nays: None

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

5. EMERGENCY VARIANCE

The Northern Region Hearing Board heard and granted an emergency variance on July 19, 2010 for Thermal Energy Development Partnership, Docket N-10-06E.

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 September 1, 2010. 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 10:10 a.m.