

**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, February 2, 2011**

*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 10:03 a.m.

2. ROLL CALL

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

Staff Present:

Northern Region (Modesto): Ron Giannone, Supervising Air Quality Inspector

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

3. APPROVE MINUTES OF November 3, 2010

The Chair asked if there were any comments regarding the Minutes for November 3, 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-11-01S	Short	Pilkington North America 500 E Louise Ave Lathrop, CA 95330

Petitioners: Xiaosong Wang

Patrick Houlihan presented the Staff Report.

Pilkington North America (PNA) is requesting a short variance from the requirements of the District Rules 2070.7.0, 2201, 2520, and 4101, in addition to the conditions of the subject PTOs. The requested short variance period would be for a period to occur between April 4, 2011 and April 22, 2011. If granted the variance would allow for the subject baghouses to be shut down for the appropriate maintenance.

Mr. Schneider questioned the calculations of excess emissions for the raw material hopper in the baghouse. Mr. Houlihan confirmed the calculations were correct and also pointed out that these emissions would be inside the building and would not escape into the outside air.

Public Comment: None

Having decided the petition has met the required findings, on motion of Mr. Schneider, seconded by Dr. Benak, unanimously passed, the petitioner was granted a short variance.

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
B. N-11-03S	Short	Ripon Cogeneration 944 South Stockton Avenue Ripon, CA 95366

Petitioners: Robyn Hachigan, Jim Groff

Patrick Houlihan presented the Staff Report.

RIPON has requested a short variance from District Rules 1080, 2070.7.0, 2520, 4001 and 4703, in addition to conditions of the applicable Permit to Operate (PTO). The requested short variance period would be from February 14, 2011 to February 23, 2011. If granted, the variance would allow the continued operation of the subject turbine without a certified CEMS.

Public Comment: None

Having decided the petition has met the required findings, on motion of Mr. Gohring, seconded by Dr. Benak, unanimously passed, the petitioner was granted a short variance.

C. N-11-04S	Short	Pacific Ethanol Stockton, LLC 400 Capitol Mall Sacramento, CA 95814
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Petitioners: Christopher Campbell, Cheryl Pagard

Patrick Houlihan presented the Staff Report.

Pacific Ethanol Stockton (PES) has requested a short variance from District Rules 1081, 2010, 2201, 4305, 4306, and 4320, in addition to conditions of the applicable ATCs. The requested short variance period would be from February 9, 2011 to May 9, 2011. If granted, the variance would allow the continued ethanol production while

the boilers operate with excess NOx emissions. In addition, the variance would allow for the postponement of the required compliance source test.

Public Comment: None

Having decided the petition has met the required findings, on motion of Dr. Benak, seconded by Dr. Schneider, unanimously passed, the petitioner was granted a short variance.

D. N-11-05S	Short	Pacific Ethanol Stockton, LLC 400 Capitol Mall Sacramento, CA 95814
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Petitioners: Christopher Campbell, Cheryl Pagard

Patrick Houlihan presented the Staff Report.

Pacific Ethanol Stockton (PES) has requested a short variance from District Rules 2070.7.0, 2201, and 4623, in addition to conditions of the applicable PTOs. The requested short variance would be for a consecutive five day period to occur sometime between February 2, 2011 and March 31, 2011. If granted, the variance would allow the continued ethanol production while the CO<sub>2</sub> scrubber, the vent-gas scrubber and RTO are down to add the de-mister to the CO<sub>2</sub> scrubber.

Mr. Schneider noted two typos in the calculations on page two. They should read:  
*EF VOC (uncontrolled) = 0.0626 lb/1000 gallons of ethanol; and*  
*EF VOC (uncontrolled) = 12.52 lb-VOC/1000 gallons of ethanol*

Mr. Campbell requested an extension of 30 days, until May 1, 2011, to this variance, to ensure proper installation of the de-mister. Recommendation number one, page four, will now read:

*The variance shall be effective for a consecutive five day period to occur sometime between February 2, 2011 and May 1, 2011...*

Mr. Houlihan agreed to the 30-day extension and also pointed out that recommendation number eleven on page five will now read:

*By May 16, 2011, or no later than 15 calendar days...*

Ms. Pagard stated that source testing will be repeated following installation of the de-mister.

Public Comment: None

Having decided the petition has met the required findings, on motion of Mr. Schneider, seconded by Mr. Gohring, unanimously passed, the petitioner was granted a short variance.

5. EMERGENCY VARIANCE

The Northern Region Hearing Board heard one emergency variance since the November 3, 2010 Hearing.

6. PUBLIC COMMENTS

No public comment.

7. HEARING BOARD MEMBER COMMENTS

No comment.

8. NEW BUSINESS

Election of Hearing Board Chair for 2011 – Mark Kanai

Motion: Schneider

Second: Gohring

AYES: Gohring, Schneider, Benak

NAYS: None

Election of Hearing Board Vice-Chair for 2011 – Gerald Schneider

Motion: Benak

Second: Gohring

AYES: Kanai, Gohring, Schneider

NAYS: None

9. NEXT SCHEDULED MEETING

The next scheduled meeting is March 2, 2011. 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 10:44 a.m.