

**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 1, 2012

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

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

Staff Present:

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

Central Region (Fresno): Patrick Houlihan, Senior Air Quality Specialist; Ryan Hayashi, Supervising Air Quality Specialist; Annette Ballatore-Williamson, Legal Counsel; Michael Carrera, Compliance Manager, and Carol Flores, Acting as Deputy Clerk to the Board.

3. APPROVE MINUTES OF June 6, 2012

The Chair asked if there were any comments regarding the Minutes for June 6, 2012. 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-12-11S	Short	Northern California Power Agency Lodi Energy Center 12745 N. Thornton Road Lodi, CA 95241

Petitioners: Jeff Adkins, Nancy Matthews and Mike DeBortoli

Patrick Houlihan presented the Staff Report.

LEC has requested a short variance from the requirements of District Rules 2010, 2070.7.0, 2201, 2520, and 4703 in addition to conditions of the subject PTO and ATC. The requested variance period would be for a period to occur between August 1, 2012, and September 30, 2012. If granted, the variance would allow excess CO emissions during the commissioning period.

Mr. Houlihan clarified some items LEC has requested to be modified including not requiring the new equipment to be cured but only to ensure the debris is cleared. He added LEC obtained information regarding excess emissions by other facilities using the same equipment and not the manufacturer. Mr. Houlihan reported the CO emissions are listed incorrectly on the staff report and should read 62,409 lbs. of excess CO over the duration of variance. He added the Recommendations need to be corrected as follows:

2. Relief shall be granted from the requirements of the applicable sections of District Rules 2010, 2070.7.0, 2201, and 4703 in addition to the following:
 - A. Condition #5 of PTO N-2697-0-3;
 - B. Conditions #12 & 36 of ATC N-2697-5-0
4. CO emission shall not exceed the third quarter ATC limit by more than 62,409 pounds.
7. Should the District receive complaints or if the facility experiences operation conditions likely to cause a public nuisance, LEC shall cease the operations causing the complaints or problems and take all necessary actions to abate the problem immediately.

Mr. Gohring asked if all categories of pollutants are monitored during the commissioning period. Mr. Adkins explained that there is a CO, NOx and Oxygen continuous emissions monitoring system (CEMS) that will be in use during the commissioning. He added there will not be any excess emissions above the expected commissioning emissions that are in the permit currently for all other emissions except CO.

Public Comments: None

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

5. EMERGENCY VARIANCE
The Northern Region Hearing Board granted two emergency variances since the June 6, 2012, Hearing.
6. PUBLIC COMMENTS
No public comment.
7. HEARING BOARD MEMBER COMMENTS
None

8. NEW BUSINESS

9. NEXT SCHEDULED MEETING

The next scheduled meeting is September 5, 2012. 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 10:15 a.m.