

**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, October 2, 2013

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

1. CALL MEETING TO ORDER

The Chair, Mark Kanai, called the meeting to order at 9:57 a.m.

2. ROLL CALL

Roger Gohring - Public	Present
Gerald Schneider (Vice Chair) - Public	Present
Mark Kanai (Chair) – Attorney	Present

Staff Present:

Northern Region (Modesto): Ron Giannone, Supervising Air Quality Inspector; John Cadrett, Air Quality Compliance Manager

Central Region (Fresno): Patrick Houlihan, Senior Air Quality Specialist; Ryan Hayashi, Supervising Air Quality Specialist; Annette Williamson, Legal Counsel; Michael Carrera, Air Quality Compliance Manager; Carol Flores, Operations and Program Support Supervisor

3. APPROVE MINUTES OF September 4, 2013

The Chair asked if there were comments regarding the Minutes for September 4, 2013. Hearing no comments, the Chair declared the minutes approved as submitted.

4. PUBLIC HEARING

The Chair swore in all those present to testify for all matters.

A. N-12-07X	Extension	Fiscalini Farms & Fiscalini Dairy 7130 Kiernan Avenue Modesto, CA 95358	<i>Continued</i>
B. N-13-10S	Short	Owens-Brockway Glass Container Inc. 14700 West Schulte Road Tracy, CA 95377	

Petitioners: Lisa Mendoza and Dennis Garbig

Patrick Houlihan presented the Staff Report.

Owens has requested a short variance from the requirements of District Rules 1080, 2010, 2070.7.0, 2201, 2520, and 4354, in addition to the applicable conditions of the subject Authorities to Construct (ATCs) and Permit to Operate (PTO). The requested

variance period would be from October 2, 2013, until December 30, 2013. If granted, the variance would allow the continued operation of the glass melting furnace and the manufacture of glass with excess emissions and without the use of the CEMS and COMS while the exhaust stream bypasses the scrubber and EP to facilitate the installation of SCR.

Mr. Garbig asked if the required source test can be submitted at a later time. Mr. Houlihan explained the rule requirement stated the source test must be completed by January 1, 2014.

Mr. Garbig had no further comments.

Public Comments: None

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

C. N-13-11S	Short	Pacific Ethanol Stockton, LLC 3028 Navy Drive Stockton, CA 95206
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Petitioners: Kirk Lund

Patrick Houlihan presented the Staff Report.

PES has requested a short variance from the requirements of District Rules 2070.70, 2201, 2520, and 4623 in addition to the applicable conditions of the subject PTO's. The requested short variance would be for a consecutive 24 hour period to occur sometime between October 28, 2013, and November 25, 2013, inclusive. If granted, the variance would allow for continued ethanol production while the RTO is brought down by a PG&E natural gas shut off.

Mr. Kanai asked if the petitioner knew the reason for the shut off. Mr. Lund responded he did not know the reason for PG&E shutting off the natural gas.

Mr. Lund had no further comments.

Public Comments: None

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

5. EMERGENCY VARIANCE

The Northern Region Hearing Board has not heard or granted any emergency variances since the September 4, 2013, Hearing.

6. PUBLIC COMMENTS

No public comment.

7. HEARING BOARD MEMBER COMMENTS

None.

8. NEW BUSINESS

Mr. Houlihan reported Fiscalini has been continued until the next Northern Region Hearing.

Mr. Houlihan noted the first 2014 Northern Region Hearing Board meeting is on Thursday, January 2, 2014.

9. NEXT SCHEDULED MEETING

The next scheduled meeting is November 6, 2013. 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 10:19 a.m.