



San Joaquin Valley Air Pollution Control District

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Action Summary Minutes Northern Region Hearing Board Meeting San Joaquin Valley Unified Air Pollution Control District 4230 Kiernan Avenue, Suite 130 Modesto, CA. 95354

Wednesday, May 5, 2004
10:00 a.m.

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

1. **Call Meeting to Order** – The Chair, Mark A. Kanai, called the meeting to order at 10:00 a.m.

2. **Roll Call was taken and a quorum was present.**

Steve Benak, MD (absent)	Medical
Don Ohlinger	Engineer
Roger Gohring (absent)	Public
Gerald A. Schneider, Vice Chair	Public
Mark A. Kanai, Chair	Attorney

Also present in the Northern Region Office (Modesto) – Jami Aggers, Air Quality Compliance Manager, Tom Busenbark and Karen de Groot, Air Quality Inspectors, Ron Giannone and Tony Scott, Supervising Air Quality Inspectors, and Jim Swaney, Permit Services Manager.

Also present in the Central Region Office (Fresno) - Philip M. Jay, District Counsel, Michael Carrera, Supervising Air Quality Inspector, Diane Falcon, and Lynn Sargenti, Senior Office Assistants.

3. **Approve Minutes of April 7, 2004** – The Chair asked if there were any corrections to the Minutes. Hearing no corrections, the Chair declared that the Minutes of April 7, 2004 were approved as submitted.

4. **Public Hearing:**

All persons testifying were sworn in by the Chair.

The Petitioners signed the Sign In Sheet.

The Petition was properly noticed, and on file with the Clerk to the Board.

The Hearing Board Packet, and any addenda brought forth in the hearing will be entered into the Official Record.

Michael Carrera presented the Staff Report.

A.)
Docket N-04-03S, Short Variance, Stockton Cogen Company, 1010 Zephyr Street, Stockton, CA. 95206. Type of Business: Cogeneration Facility.

Petitioners – Glenn Sizemore and Gerald Thompson represented Stockton Cogen Company.

Public Comments – No Public Comments.

Decision – Board Member Schneider made the motion to grant the variance request with the required six findings adopted by reference. The variance is subject to twelve recommended conditions set forth on pages 3, 4, and 5 of the Staff Report. Seconded by Board Member Ohlinger, and carried unanimously with the following **Roll Call Vote:**

Ayes: **Ohlinger, Schneider and Kanai.**

Absent: **Benak and Gohring.**

The Board granted a Short Variance to Docket N-04-03S, Stockton Cogen Company. The variance shall be effective for a single, consecutive 40-hour period to occur sometime between May 5, 2004 and May 21, 2004. The variance is subject to twelve conditions which will be set forth in the Hearing Board Order.

5. **Emergency Variances** – The Northern Region Hearing Board has not heard or approved an emergency variance order since April 7, 2004.

6. **Public Comments** – No Public Comments.

7. **Hearing Board Member Comments** – No Hearing Board Member Comments.

8. **New Business** – No New Business.

9. **Next Scheduled Meeting** – Wednesday, June 2, 2004 at 10:00 a.m. The meeting will be held via video conferencing (VTC) in the Northern Region Office, 4230 Kiernan Avenue, Suite 130, VTC Room, Modesto, CA. with the Central Region Office (Fresno) participating via VTC.
10. **Adjournment** – The Chair adjourned the meeting.

Meeting clerked by Diane Falcon
and Lynn Sargenti, Senior Office
Assistants, Minutes prepared by
Sissy Smith, Clerk to the Board
Northern Region Hearing Board
San Joaquin Valley Unified APCD