



San Joaquin Valley Air Pollution Control District

GOVERNING BOARD

Thomas W. Mayfield, Chair
Supervisor, Stanislaus County

Mike Maggard, Vice Chair
Councilmember, City of Bakersfield

Susan B. Anderson
Supervisor, Fresno County

Barbara Patrick
Supervisor, Kern County

Tony Barba
Supervisor, Kings County

Ronn Dominici
Supervisor, Madera County

Sam Armentrout
Councilmember, City of Madera

Michael G. Nelson
Supervisor, Merced County

Dan Prince
Councilmember, City of Ripon

Jack A. Sieglock
Supervisor, San Joaquin County

J. Steven Worthley
Supervisor, Tulare County

David L. Crow
Executive Director/
Air Pollution Control Officer

Northern Region Office
4230 Kiernan Avenue, Suite 130
Modesto, CA 95356-9322
(209) 557-6400
FAX (209) 557-6475

Central Region Office
1990 East Gettysburg Avenue
Fresno, CA 93726-0244
(559) 230-6000
FAX (559) 230-6061

Southern Region Office
2700 M Street, Suite 275
Bakersfield, CA 93301-2373
(661) 326-6900
FAX (661) 326-6985

www.valleyair.org

Action Summary Minutes Northern Region Hearing Board Meeting San Joaquin Valley Unified Air Pollution Control District 4230 Kiernan Avenue, Suite 130, VTC Room Modesto, CA. 95356

**Wednesday, September 7, 2005
10:00 a.m.**

**Meeting held via video teleconference (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	Medical
Donald Ohlinger	Engineer
Roger Gohring	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 and Ron Giannone, Supervising Air Quality Inspector.

Also present in the Central Region Office (Fresno) – Philip M. Jay, District Counsel, Michael Carrera, Supervising Air Quality Inspector, Morgan Lambert, Senior Air Quality Inspector and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of August 3, 2005** – The Chair asked if there were any corrections to the Minutes. Hearing no comments the Chair declared the Minutes of August 3, 2005 were approved as submitted.

4. **Public Hearing:**

All persons testifying were sworn in by the Chair.

The Petitions were properly noticed and on file with the Clerk to the Board.

The Hearing Board Packet and any addenda brought forth in today's hearings will be entered into the Official Record.

Staff Reports presented by Morgan Lambert.

A.)
Docket N-05-15S, Short Variance, **Geer Road Landfill**, 750 Geer Road, Modesto, CA. 95351. Type of Business: Municipal Solid Waste Landfill.

Petitioners – Ron Grider and Patrick Sullivan represented Geer Road Landfill.

The Petitioners provided the following handout to the Northern Region Hearing Board Members and District staff: Site Plan from County of Stanislaus, Department of Public Works, Engineering Division for Geer Road Landfill, Modesto, CA., by: SCS Engineers Environmental Consultants, dated: January 13, 2003.

Public Comment – No Public Comment.

Decision – Board Member Gohring made the motion to grant the variance. The required six findings set forth on pages 3 and 4 of the Staff Report were adopted by reference. The variance shall be subject to the ten recommended conditions set forth on pages 4 and 5 of the Staff Report. Seconded by Board Member Ohlinger and unanimously carried with the following roll call vote:

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

Absent: **None.**

The Northern Region Hearing Board granted a Short Variance to Docket N-05-15S, Geer Road Landfill. The Northern Region Hearing Board concurred the required six findings could be made. The short variance shall be effective from September 14, 2005 to December 5, 2005, or until repairs have been made to the gas collection system, whichever occurs first. The ten recommended conditions will be set forth in the Northern Region Hearing Board Order.

B.) ***Withdrawn***
Docket N-05-17i, Interim Variance, **Hershey Chocolate & Confectionary Corp.**, 1400 S. Yosemite Avenue, Oakdale, CA. 95361.

5. **Emergency Variances** – The Northern Region Hearing Board approved the following emergency variance orders:

- A.) Docket N-05-14E, Original Productions
- B.) Docket N-05-15E, Geer Road Landfill

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, October 5, 2005 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 at 10:20 a.m.

Sissy Smith, Clerk to the Board
Northern Region Hearing Board
San Joaquin Valley Unified APCD