



# San Joaquin Valley Air Pollution Control District

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## Action Summary Minutes for the Northern Region Hearing Board Meeting San Joaquin Valley Unified Air Pollution Control District 4230 Kiernan Avenue, Suite 130 Video Teleconferencing (VTC) Room Modesto, CA. 95354

Wednesday, March 6, 2002  
10:00 a.m.

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

1. **Call Meeting to Order** – The Chair, Mark A. Kanai, called the meeting to order at 10:01 a.m.

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

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

**Also present in the Northern Region Office (Modesto)**  
Tony Scott, Supervising Air Quality Inspector.

**Also present in the Central Region Office (Fresno)** – Wayne Clarke, Air Quality Compliance Manager, Michael Carrera, Senior Air Quality Inspector and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of February 6, 2002** – The Chair asked if there were any corrections, comments or additions to the Minutes of February 6, 2002. The Board did not have any corrections, comments or additions to the Minutes. The Chair declared that the Minutes of February 6, 2002 were approved as submitted.

4. **Public Hearings:**

**All persons testifying were sworn in by the Chair.**

**A.)  
Docket No. N-02-02S, Short Variance, Northern California Power Agency,  
2131 W. Turner Road, Lodi, CA. 95242. Type of Business: Peak Load Power  
Generation Facility.**

**Petitioner** – Steven Gillette represented Northern California Power Agency.

**Public Comments** – No Public Comments.

**Decision** – Mr. Schneider moved that the variance be granted subject to the ten conditions set forth on page 4 of the Staff Report with a modification to conditions # 1 and # 8. The required six findings set forth on pages 2 and 3 of the Staff Report were incorporated in the motion by reference. The motion was seconded by Mr. Ohlinger and carried unanimously with the following **Roll Call Vote:**

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

**Noes: None.**

**Absent: Benak.**

*Therefore, the Board granted a Short Variance to Docket No. N-02-02S, Northern California Power Agency. The variance shall only be effective for a 10-day period between March 25, 2002 and April 8, 2002 or until compliance is achieved, whichever occurs first. The variance shall be subject to ten conditions. The ten conditions will be set forth in the Order.*

**B.)  
Docket No. N-02-01R, Regular Variance, Recot, Inc., 600 Garner Road,  
Modesto, CA. 95357. Type of Variance: Snack Food Production.**

**Petitioner** – Patricia O'Toole and Rob Meyers represented Recot, Inc.

**Public Comments** – No Public Comments.

**Decision** – Mr. Gohring moved that the variance be granted subject to nine conditions set forth on pages 3 and 4 of the Staff Report. The required six findings set forth on pages 2 and 3 of the Staff Report were incorporated in the motion by reference. The motion was seconded by Mr. Ohlinger and carried unanimously with the following **Roll Call Vote:**

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

**Noes: None.**

**Absent: Benak.**

*Therefore, the Board granted a Regular Variance to Docket No. N-02-01R, Recot, Inc. The variance shall be effective from March 7, 2002 to July 3, 2002 or until compliance is achieved, whichever occurs first. The variance shall be subject to nine conditions. The nine conditions will be set forth in the Order.*

5. **Administrative Agenda – Receive and file:** The Board received and filed:  
A). Docket No. N-02-03E, Emergency Variance, Lodi Gas Storage, LLC, 23265 Hwy 99, Acampo, CA. 95220.
6. **Public Comments** – No Public Comments.
7. **Hearing Board Member Comments** – The Chair stated that during the February 6, 2002 Hearing Board Meeting he requested that staff write a letter to the County of Stanislaus or the City of Modesto regarding the parking situation on Nutcracker Road. The Chair asked about the status of his request.  
  
The Clerk responded that staff is currently working with the owner of the building in an effort to resolve the parking situation.
8. **New Business** – No New Business.
9. **Next Scheduled Meeting** – Wednesday, April 3, 2002 at 10:00 a.m. Northern Region Office, VTC Room, 4230 Kiernan Avenue, Suite 130, Modesto, CA. with the Central Region Office (Fresno) included via VTC.
10. **Adjournment** – The Chair, Mark A. Kanai, adjourned the meeting at 10:25 a.m.

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