



**Action Summary Minutes**

**SOUTHERN REGION HEARING BOARD MEETING**

Southern Region Office Video Teleconference (VTC) Room

34946 Flyover Court, Bakersfield, CA 93308

**Wednesday, December 9, 2009, 10:00 a.m.**

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

**MINUTES**

1. CALL MEETING TO ORDER:

The Chair, Hollis Carlile, called the meeting to order at 10:05 a.m.

2. ROLL CALL:

Kimm Wolber - Medical	Present
Nancy Dunn – Public	Present
Hollis Carlile (chair) - Engineer	Present
Bill Bland, Public*	Present
John Stovall – Attorney	Present

\*Bill Bland attended in the central region.

Staff present - Southern Region (Bakersfield): Dave Baldwin

Central Region (Fresno): Patrick Houlihan, Sr. Air Quality Specialist; Ryan Hayashi, Supervising Air Quality Specialist; Catherine Redmond, Assistant District Counsel; and Michelle Banuelos, acting as Clerk to the Board.

3. APPROVE MINUTES OF NOVEMBER 12, 2009

The Chair, Hollis Carlile, asked if there were any comments regarding the Minutes of November 12, 2009. Hearing none, the Minutes for November 12, 2009, were approved as submitted.

4. PUBLIC HEARING:

The Chair asked the Clerk if all items had been properly noticed. The Clerk responded yes, they had been properly noticed. All those present to testify were sworn in by the Chair, and he requested that they sign in.

Due to a conflict of interest, the Chair, Hollis Carlile, recused himself from the meeting at this time. Mr. Carlile turned the meeting over to William Bland.

A. S-09-65S Short Chevron USA, Inc.  
P. O. Box 1392  
Bakersfield, CA 93302

Petitioners: Bob Langner  
John Gruber  
Hugo Gaskin  
Justin Fehr

Patrick Houlihan presented the report. Chevron USA, Inc. (CUSA) is seeking a short variance for a cumulative, consecutive period of 24 hours to occur sometime between December 10, 2009, and March 9, 2010, to allow the continued storage of volatile organic compounds (VOC) containing liquids in the tanks without an operational vapor recovery system.

Petitioner, John Gruber, stated their petition was accurately described; but wished to note item 9 of page 4 (four) should read March 24, 2010, not March 24, 2009. The change was duly noted by Patrick Houlihan. Mr. Gruber reiterated that the new tanks are actually already constructed. This electrical work is necessary before the new tanks can be placed into service to ensure electrical infrastructure can accommodate the load from the new tanks. They estimate it to take much less than 24 hours and much less emissions are expected.

Ms. Dunn asked if they are adding the tanks or replacing them. Mr. Gruber responded they are adding.

Public Comments: None  
Motion: Stovall Second: Wolber  
AYES: Wolber, Dunn, Bland, Stovall  
NAYS: None  
RECUSED: Carlile

Having decided the petition has met the required findings, the Hearing Board voted to pass the Motion to grant the variance subject to the conditions in the staff report.

Hollis Carlile returned to the meeting and the Vice-Chair returned the Chair to Mr. Carlile.

B. S-09-66S Short Aera Energy, LLC  
29235 Highway 33  
Maricopa, CA 93252

Petitioners: Robert Beebout

Patrick Houlihan presented the report. Aera Energy, LLC (AERA) is seeking a short variance for a consecutive period of 24 hours to occur sometime between January 4, 2010, and April 1, 2010, to allow the continued storage of VOC containing liquids at the MOCO dehydration facility without an operational vapor recovery system.

Petitioner, Robert Beebout, stated the District accurately summarized their situation. PG & E notified them that they will be performing maintenance and therefore electrical power would be shut off to AERA. This variance request is a result of PG & E's scheduled power outage.

Public Comments: None

Motion: Wolber Second: Dunn

AYES: Wolber, Dunn, Carlile, Bland, Stovall

NAYS: None

Having decided the petition has met the required findings, the Hearing Board voted to pass the Motion to grant the variance subject to the conditions and changes in the Staff Report.

5. The Southern Region Hearing Board heard one emergency variance.
6. PUBLIC COMMENTS: None
7. HEARING BOARD MEMBER COMMENTS: Mr. Carlile thanked the District for their help and efforts over the past year.
8. NEW BUSINESS: Patrick Houlihan stated the District has closed the comment period for the request to increase the Hearing Board member stipends. He was unsure as to when it would be presented to the Governing Board. Election of Hearing Board Chair and Vice Chair took place. The Southern Region Hearing Board voted that in 2010, Hollis Carlile will serve as Chair, and William Bland will serve as Vice Chair.
9. NEXT SCHEDULED MEETING: Wednesday, January 13, 2010, at 10:00 a.m. The meeting will be held via video conferencing (VTC) in the Southern Region Office (Bakersfield) with the Central Region Office (Fresno) participating via VTC.
10. ADJOURNMENT: The Chair adjourned the meeting at 10:30 a.m.