

Action Summary Minutes
SOUTHERN REGION HEARING BOARD MEETING

Southern Region Office Video Teleconference (VTC) Room

34946 Flyover Court, Bakersfield, CA 93308

Wednesday, May 13, 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 10:06 a.m.

2. ROLL CALL:

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

** attended in Central Region Office*

Staff present—Southern Region (Bakersfield): Ellyce 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 Boards.

3. APPROVE MINUTES OF APRIL 22, 2009

The Chair, Hollis Carlile, asked if there were any comments regarding the Minutes of April 22, 2009. Hearing none, the Minutes for April 22, 2009, were approved.

4. PUBLIC HEARING:

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

A. S-09-21R Regular Chevron USA, Inc.
P.O. Box 1392
Bakersfield, CA 93302

Petitioners: David Moore
Martin Lundy

Patrick Houlihan presented the report. Chevron USA, Inc. (CUSA) is seeking a cumulative, non-consecutive, 14-day regular variance period to occur between May 13, 2009, and September 3, 2009, to allow continued receiving, storage, and/or processing of VOC containing fluids in the subject tanks without an operational VRS while CUSA tests a new exhaust gas SO_x scrubber serving three SMSP steam generators. The variance would allow the use of the flare during a non-emergency event.

Martin Lundy gave some background information regarding the process of installing and testing new scrubbers and the associated equipment, as well as incinerating recovered vapors.

Petitioner, David Moore stated their goal is to avoid breakdown conditions.

Public Comments: None

Motion: Wolber Second: Dunn

AYES: Wolber, Bland, Dunn, 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 on pages four and five of the Staff Report.

Ms. Wolber stated the following changes:

Recommendation One, Page Four – the 14 day period to occur sometime between May 13, 2009, and November 8, 2009.

Recommendation 11, Page Five – By November 23, 2009, or no later than 15 days after the testing of the scrubber is complete.

B. S-09-25R Regular Chevron USA, Inc.
P. O. Box 1392
Bakersfield, CA 93302

Petitioners: Martin Lundy
David Moore

Public Comments: None

Motion: Dunn

Second: Wolber

AYES: Wolber, Dunn, 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.

Hollis Carlile returned to the meeting. William Bland turned over the chairmanship to Mr. Carlile at this time.

5. The Southern Region Hearing Board heard two emergency variances.
6. PUBLIC COMMENTS: No public comments.
7. HEARING BOARD MEMBER COMMENTS: Ms. Wolber asked if the District had received her e-mail. She received Patrick Houlihan's e-mail address.
8. NEW BUSINESS: No new business.
9. NEXT SCHEDULED MEETING: Wednesday, June 10, 2009, 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 11:05 a.m.