



**Action Summary Minutes**

**SOUTHERN REGION HEARING BOARD MEETING**

Southern Region Office Video Teleconference (VTC) Room

34946 Flyover Court, Bakersfield, CA 93308

**Wednesday, October 14, 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	Absent
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, 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 Board.

3. APPROVE MINUTES OF SEPTEMBER 9, 2009

The Chair, Hollis Carlile, asked if there were any comments regarding the Minutes of September 9, 2009. Mr. Carlile pointed out his name was omitted from the AYES section in Item A and Mr. Bland's name was omitted from the AYES Section in Item B. Nancy Dunn Moved that corrections be made to the minutes of September 9, 2009. After a vote, the Minutes for September 9, 2009, were approved.

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.

A. S-09-51S Short Crimson Resource Management  
5001 California Avenue, #206  
Bakersfield, CA 93309

Petitioners: Justin Helgeson  
Debra Sovay

Patrick Houlihan presented the report. Crimson Resource Management is seeking a short variance period for a consecutive four day period to occur between October 20, 2009, and October 23, 2009, to allow the continued storage of VOC containing liquids in storage tanks without an operational vapor recovery system while Crimson conducts the necessary maintenance activities.

Petitioner, Debra Sovay, stated these are standard maintenance activities and nothing outside of the ordinary is planned. Mr. Carlile asked if this was a complete gas plant, with butane, etc. Petitioner, Justin Helgeson indicated they have about 13 to 14 million cubic feet come in everyday and added that they drop out about 25,000 gallons of liquids, then separate the propane, butane, and everything else is gasoline product. The liquid is stored on-site in pressure tanks and the natural gas is sent out.

Public Comments: None

Motion: Bland Second: Stovall

AYES: Dunn, Carlile, Stovall, Bland

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 in the staff report.

B. S-09-52S Short Kern River Cogeneration Company  
P. O. Box 80478  
Bakersfield, CA 93380

Petitioners: Cory Eagar  
Daniel Beck

Patrick Houlihan presented the report. Kern River Cogeneration Company (KRCC) is seeking a short variance for a cumulative 24-hour period to occur between October 14, 2009, and January 10, 2010, to allow the operation of the subject turbine unit with excess Nox and CO emissions while KRCC conducts the necessary performance tests.

Petitioner, Cory Eagar, indicated this is part of their ongoing retrofit of their combustion hardware. Unit 2 will receive the latest revision of the nozzles. They are requesting a 24 hour variance period, but should only take eight hours. Extra time is requested in case more time is needed. The emissions listed in their report are the worst case scenario.

Public Comments: None  
Motion: Dunn Second: Stovall  
AYES: Dunn, Stovall, Bland, Carlile  
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 recused himself from the meeting due to a conflict of interest. William Bland took over as Chair.

C. S-09-53S Short Chevron USA, Inc.  
P. O. Box 1392  
Bakersfield, CA 93302

Petitioners: Larry Landis  
Mark Schnaidt  
Nicholas Stewart

Patrick Houlihan presented the report. Chevron USA, Inc. (CUSA) is requesting a short variance period for a cumulative, consecutive 12-hour period to occur between October 14, 2009, and November 20, 2009, to allow the subject tanks to operate without a vapor recovery system while CUSA installs a new valve on the vapor recovery system line.

Petitioner, Larry Landis, stated the District's presentation was complete but wanted to stress that the purpose of adding the valve is to be able to plumb all of the tank vapors from this facility with a larger tank facility at a distant location to install a sulfur scrubbing unit to comply with Rule 4320. Mr. Bland asked if they are installing a pipe or a switch. Mr. Landis indicated they are installing a valve, but eventually some piping will be installed to reach the valve.

Public Comments: None  
Motion: Stovall Second: Dunn  
AYES: 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.

D. S-09-54S      Short                  Chevron USA, Inc.  
P. O. Box 1392  
Bakersfield, CA 93302

Petitioners:                                  Martin Lundy  
David Moore

Chevron USA, Inc. (CUSA) is requesting a short variance for 504 cumulative non-consecutive hours to occur between October 14, 2009, and January 11, 2010, to allow the subject storage tanks to continue to store VOC containing liquids without an operational vapor recovery system.

Patrick Houlihan stated pursuant to a telephone call from the Petitioner, a change to Condition Seven (7), Page Four (4) was requested and is to read as follows:

*7. CUSA shall notify the District at least 24 hours prior to each scheduled shutdown of the VRS.*

Mr. Stovall asked if the District is recommending this change. Patrick Houlihan stated yes.

Petitioner, Martin Lundy, stated they do not expect to use the entire 504 hours. David Moore stated they are taking advantage of Crimson's mandatory shutdown.

Public Comments:                          None

Motion: Dunn                                  Second: Stovall

AYES: 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 and the Vice Chair relinquished the Chair.

E. S-09-29H Rehearing South Kern Industrial Center  
2653 Santiago Road  
Taft, CA 93268

This item was withdrawn by Petitioners.

F. S-09-39S Short Macpherson Oil Company  
Section 18 Dehy Facility  
Round Mountain Oil Field  
Bakersfield, CA 93302

Petitioners: Douglas McCormick

Patrick Houlihan presented the report. Macpherson Oil Company (MOC) is requesting a short variance for a cumulative, consecutive 15-day period to occur between October 26, 2009, and January 23, 2010, to allow the subject tank to be isolated from the vapor recovery system so it can be degassed, drained and cleaned.

Petitioner, Douglas McCormick, stated That MOC has another permitted tank that will handle the oil production while the free water knockout is being cleaned.

Public Comments: None

Motion: Stovall Second: Dunn

AYES: Dunn, Bland, Stovall, Carlile

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 two emergency variances.
6. PUBLIC COMMENTS: No public comments.
7. HEARING BOARD MEMBER COMMENTS: Mr. Carlile asked if the District made any decisions regarding the increase of stipends for Hearing Board Members. Mr. Houlihan stated he would talk to the Clerk to the Boards to see how the District was going to proceed with this.

Hearing Board member, Nancy Dunn, stated she will be out of the state and will not be available for the next Southern region Hearing Board meeting.

8. NEW BUSINESS: No new business.
9. NEXT SCHEDULED MEETING: Thursday, November 12, 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 11:10 a.m.