



**Action Summary Minutes**

**SOUTHERN REGION HEARING BOARD MEETING**

Southern Region Office Video Teleconference (VTC) Room  
34946 Flyover Court, Bakersfield, CA 93308

**Wednesday, September 12, 2012, 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 10:00 a.m.
  
2. ROLL CALL:

Dr. Dean Haddock – Medical	Present
Hollis Carlile (Chair) – Engineer	Present
John Stovall – Attorney	Present
Nancy Dunn – Public	Present
William Bland – Public	Present

Staff present - Southern Region (Bakersfield): Amelia Yuan, Supervising Air Quality Inspector.

Central Region (Fresno): Patrick Houlihan, Senior Air Quality Specialist, Ryan Hayashi, Supervising Air Quality Specialist, Annette Williamson, Legal Counsel, Michelle Banuelos, acting as Deputy Clerk to the Board.

3. APPROVE MINUTES OF AUGUST 8, 2012  
The Chair, Hollis Carlile, asked if there were any comments regarding the Minutes of August 8, 2012. Hearing no comments, Mr. Carlile declared the minutes approved as submitted.
  
4. PUBLIC HEARING:  
All those present to testify were sworn in by the Chair, and he requested they sign in.

A. S-12-39R Regular Covanta Delano  
31500 Pond Road  
Delano, CA 93216

Petitioner: Jeff Hahn, Jamie Williams

Covanta has requested a regular variance from District Rules 2070.7.0, 2520, and 4352, in addition to conditions of the applicable permits. The requested variance period would be from September 12, 2012, until August 31, 2013. If granted, the regular variance would allow Covanta to exceed the PSD NO<sub>x</sub> and CO emission limits until the current permits can be modified to allow for higher limits.

Mr. Stovall wished to confirm that the District does not have the power to grant a variance from the EPA requirements. The District is not going to consider it a violation if they exceed the EPA's requirements. Mr. Houlihan stated it has always been the case that the EPA does not recognize the District's variances.

Mr. Hahn read an E-mail he had received from an EPA Staffer, which has been working with Covanta for the past 10 years. The E-mail noted that change is coming. They have been trying to get the EPA to bring the PSD conditions into sync with the District conditions.

Public Comments: None

Having decided the petition has met the required findings, on motion of Mr. Bland and seconded by Dr. Haddock, unanimously passed, the petitioner was granted a short variance.

B. S-12-44S Short Chevron USA, Inc.  
P. O. Box 1392  
Bakersfield, CA 93302

Petitioner: Steve Falke, Dave Bone

Chevron USA has requested a short variance from District Rules 2070.7.0, 2201, 2520, 4401, and 4623 in addition to conditions of the applicable Permits to Operate (PTO's). The requested short variance period would be effective for a consecutive 120-hour period to occur sometime between September 12, 2012, and December 11, 2012, inclusive. If granted, the variance would allow the continued storage of volatile organic compound (VOC) containing liquids in the subject petroleum storage tanks without a functional or operating VRS while the compressor is replaced. The variance will also allow oil to flow into storage tanks that are not controlled by a VRS.

Mr. Bone thanked Mr. Houlihan for his accurate report and turned it over to Mr. Falke, facility engineer, for comment. A picture of the facility was placed on the monitor.

Mr. Falke pointed to a pipe that needs to be removed in order to get the faulty compressor out to replace leaking valves.

Public Comments: None

Having decided the petition has met the required findings, on motion of Ms. Dunn and seconded by Mr. Bland, unanimously passed, the petitioner was granted a short variance.

C. S-12-45S Short Chevron USA, Inc.  
P. O. Box 1392  
Bakersfield, CA 93302

Petitioner: Dave Bone, Aby Ali, M. L. Bhandari

Chevron USA has requested a short variance from District Rules 2070.7.0, 2201, 2520, 4401, and 4623 in addition to conditions of the applicable Permits to Operate (PTO's). The requested short variance period would be effective for a consecutive 120-hour period to occur sometime between September 12, 2012, and December 11, 2012, inclusive. If granted, the variance would allow the continued storage of volatile organic compound (VOC) containing liquids in the subject petroleum storage tanks without a functional or operating VRS while the compressor is replaced. The variance will also allow oil to flow into storage tanks that are not controlled by a VRS.

Mr. Bone indicated he concurred with Mr. Houlihan's report and noted some changes to the report. Namely, instead of 48 hours offline, it will take approximately 168 hours, Chevron is going from four to 16 sampling points, and the excess emissions noted on the report were based on a worst-case scenario.

Pictures of the facility were placed on the monitor for Petitioner to reference.

Mr. Bhandari indicated they will be installing a thicker pipe, sloping the installation of the pipe, and diluting the H<sub>2</sub>S gas in hopes of preventing or prolonging the occurrence of corrosion.

Dr. Haddock asked about the impact of 1,000 pounds of excess emissions into the atmosphere.

Mr. Houlihan offered to send all Board members some statistics that show how much VOCs go out for an entire year to help put things into perspective for them.

Public Comments: None

Having decided the petition has met the required findings, on motion of Mr. Stovall and seconded by Ms. Dunn, unanimously passed, the petitioner was granted a short variance.

5. The Southern Region Hearing Board granted no emergency variances since the August 8, 2012, Hearing Board meeting.
6. PUBLIC COMMENTS: None.
7. HEARING BOARD MEMBER COMMENTS:
8. NEW BUSINESS: None

9. NEXT SCHEDULED MEETING: Wednesday, October 10, 2012, at 10:00 a.m. The meeting will be held via video teleconferencing (VTC) in the Southern Region Office (Bakersfield) with the Central Region Office (Fresno) participating via VTC.
10. ADJOURNMENT: The meeting was adjourned at 11:00 a.m.