



**Action Summary Minutes**

**SOUTHERN REGION HEARING BOARD MEETING**

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

**Wednesday, June 13, 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 Ballatore-Williamson, Assistant Legal Counsel, Michelle Banuelos, acting as Deputy Clerk to the Board.

3. APPROVE MINUTES OF MAY 9, 2012

The Chair, Hollis Carlile, asked if there were any comments regarding the Minutes of May 9, 2012. Hearing no comments, the Chair declared the minutes were 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-12-19R Regular Rio Bravo Poso  
19100 Von Karmen, Suite 570  
Irvine, CA 93308

Petitioner: Ted Guth

RBP has requested a regular variance from District Rules 2070.7.0, 2201, 2520, and 4352, in addition to conditions of the applicable Permits to Operate (PTOs). The requested variance period would be from June 13, 2012, until July 11, 2012. If granted, the regular variance would allow RBP to operate with excess CO, VOC, NO<sub>x</sub>, and SO<sub>x</sub> emissions while they ramp up and down, utilize various fuel mixture ratios, and operate at reduced loads.

Mr. Guth thanked Mr. Houlihan for the staff report and thanked the Board for allowing the Interim variance back in May. RBP has been trying not to have excess emissions. He added that after 23 years of being in operation full time, they have to limit operation to peak daytime hours during the summer months. Mr. Guth stated they have various types of fuel to try and expressed a desire to extend the period to October 2012.

Mr. Stovall inquired if RBP is planning to ask for an extension or asking to change the wording on this Petition.

Mr. Houlihan stated the date on the Petition could be amended to show the requested variance period would be from June 13, 2012, until October 15, 2012.

As such, Recommendation number 11 on page five (5) of the report will read as follows: *By October 30, 2012, or no later than 15 days after completing the trial period, RBP shall submit a written report to the District.*

Public Comments: None

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

B. S-11-76X Extension Bowman Asphalt, Inc.  
Meridian Avenue and Case Street  
Bakersfield, CA 93308

Petitioner: Jim Williams

BOWMAN has requested an extension of the previously granted regular variance from District Rules 1081, 2010, 2201, and 4309, in addition to conditions of the applicable ATC. The requested variance period would be from July 1, 2012, until August 31, 2012. If granted, the variance would allow BOWMAN to postpone the start-up compliance source test until an order of sufficient quantity will allow for a source test.

Mr. Williams stated Bowman Asphalt is really feeling the effects of the economy and had nothing else to add.

Public Comments: None

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

C. S-12-25S Short Macpherson Oil Company  
P.O. Box 5368  
Bakersfield, CA 93388

Petitioners: Doug McCormick, Justin Lawson

MOC has requested a short variance from District Rules 2010, 2070.7.0, 2201, and 2520 in addition to the applicable conditions of the ATC and PTO. The requested variance period will be effective from June 18, 2012, until August 16, 2012, inclusive. If granted, the variance would allow the subject tank to be isolated from the VRS so that it can be cleaned, inspected, and repaired.

Mr. Houlihan stated MOC has requested a change in the report. Page 4, Condition number six, Item C, to read as follows: *Fill tank with clean produced water.* Item F to read as follows: *Drain the clean produced water into the process system.*

Mr. McCormick stated the tank has filled up with sediment. MOC built a new tank and are in the process of cleaning and repairing the old tank.

Dr. Haddock pointed out a 90 day variance period would be from June 18, 2012 to September 16, 2012, not August 16, 2012, as stated in the staff report.

Mr. Houlihan stated the staff report will be changed to show the requested variance period will be effective from June 18, 2012, until September 16, 2012, inclusive.

As such, Recommendation number 11 on page five (5) of the report will read as follows: *By October 1, 2012, or no later than 15 calendar days after the tank resumes operating under the VRS, whichever occurs first, MOC shall submit to the District a summary report...*

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.

D. S-12-26S Short Chevron USA, Inc.  
P.O. Box 1392  
Bakersfield, CA 93302

Petitioners: Lance Ericksen

CUSA has requested a short variance from the requirements of District Rules 2070.7.0, 2201, 2520, and 4703, in addition to the applicable conditions of the subject PTOs. The requested variance period would be from July 1, 2012, until September 28, 2012. If granted, the variance would allow for the postponement of the annual source test.

Mr. Ericksen thanked Mr. Houlihan for the accurate report and added that CUSA is confident they will install the repaired tank within the variance period.

Public Comments: None

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

5. The Southern Region Hearing Board granted two emergency variances since the May 9, 2012, Hearing Board meeting.
6. PUBLIC COMMENTS: None.
7. HEARING BOARD MEMBER COMMENTS: None.
8. NEW BUSINESS: None
9. NEXT SCHEDULED MEETING: Wednesday, July 11, 2012, 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 meeting was adjourned at 11:05 a.m.