

San Joaquin Valley Air Pollution Control District
SOUTHERN REGION HEARING BOARD MEETING

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

ACTION SUMMARY MINUTES

Wednesday, May 8, 2013

*Meeting held via teleconferencing with the
Central Region Office (Fresno) and the
Southern Region Office (Bakersfield)*

1. CALL MEETING TO ORDER

The Chair, William Bland, called the meeting to order at 10:00 a.m.

2. ROLL CALL

Dr. Dean Haddock – Medical*	Present
Nancy Dunn – Public**	Present
William Bland – Public	Present
John Stovall – Attorney	Present
Daniel Padilla – Engineer	Present

*Dr. Haddock arrived at 10:01 a.m.

**Ms. Dunn arrived at 10:01 a.m.

Staff Present:

Dave Baldwin, Supervising Air Quality Inspector

Central Region (Fresno): Patrick Houlihan, Senior Air Quality Specialist; Ryan Hayashi, Supervising Air Quality Specialist; Catherine Redmond, Legal Counsel; Carol Flores, Operations and Program Support Supervisor

3. APPROVE MINUTES OF April 10, 2013

The Chair asked if there were any comments regarding the Minutes for April 10, 2013. Hearing no comments, the Chair declared the minutes were approved as submitted.

4. PUBLIC HEARING

The Vice Chair swore in all those present to testify for all matters.

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
A. S-13-19S	Short	Chevron USA, Inc. 8Z North East McKittrick Unit McKittrick Oil Field

Petitioners: Dave Bone, Lance Struckhoff and Bob Langner

Patrick Houlihan presented the Staff Report.

CUSA has requested a short variance from the requirements of District Rules 2010, 2070.7.0, 2201, 2520, and 4623, in addition to the applicable conditions of the subject permits. The requested variance would be for a consecutive 12-hour period to occur sometime between May 10, 2013, and August 7, 2013, inclusive. If granted, the variance would allow the continued storage of VOC containing liquids in tanks without a functional or operating VRS.

Mr. Bone thanked Patrick for the presentation.

Mr. Struckhoff explained the items on the photos presented and where the maintenance work will take place.

Dr. Haddock asked the age of the equipment. Mr. Bone responded the equipment is over 30 years old.

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 short variance.

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
B. S-13-21S	Short	J.G. Boswell Tomato Company, Kern 36889 Highway 58 Buttonwillow, CA 93206

Petitioners: Dennis Tristao and Isaac Faria

Patrick Houlihan presented the Staff Report.

Boswell has requested a short variance from the applicable requirements of District Rule 4103. The requested short variance period would be for a consecutive 24-hour period to occur sometime between May 8, 2013, and May 30, 2013, inclusive. If granted, the variance would allow Boswell to set fire to pallets and wooden bins in a controlled burn to simulate the effects of an inventory fire for insurance purposes.

Mr. Stovall asked if the one-time burn and savings are beneficial as long as the increased insurance premiums will be in place for many years going forward. Mr. Houlihan responded affirmatively.

Mr. Tristao reported the facility is working with the Kern County Fire Department who will be present during the burn. He added the Fire Department is utilizing this event as training for their staff. Mr. Tristao noted the data obtained from this event is primarily for insurance purposes, but there will be information useful for other reasons such as ascertaining that the spacing and height of the bins is adequate, including storage procedures. He stated the facility staff will coordinate with the District to ensure atmospheric conditions are correct. He added there are no structures in close proximity to the facility.

Mr. Bland asked what material are the containers inside the wooden crate. Mr. Tristao responded the containers are in hermetically sealed plastic bags. Mr. Bland asked if the bags were 3,300 lb. bags. Mr. Tristao responded affirmatively.

Mr. Tristao noted the risk warrants the destruction of the fifteen bins of paste. He added the value of the product is between \$6,000 and \$10,000.

Mr. Padilla requested clarification of the amount of material that will be burned. Mr. Tristao explained the materials will be weighed at the beginning and end of the event to calculate the exact amount of materials burned.

Mr. Stovall requested clarification on the benefits of the controlled burn. Mr. Tristao explained the fire department staff will be trained for an event but the objective is to address the insurance classification.

Dr. Haddock expressed support for the project. Mr. Stovall stated the event is a continuing benefit to the facility and the community.

Public Comments: None

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

Mr. Tristao expressed appreciation for the service of the Hearing Board Members and also to District staff.

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
C. S-13-23S	Short	Sycamore Cogeneration Company Unit #3 1600 China Grade Loop Bakersfield, CA 93308

Petitioners: Kelly Crowther and Cory Eagar

Patrick Houlihan presented the Staff Report.

Sycamore has requested a short variance from District Rules 2070.7.0, 2201, 2520, and 4703 in addition to conditions of the applicable PTOs. The requested short variance would be for a non-consecutive 40-hour period to occur sometime between June 10, 2013, and September 7, 2013, inclusive. If granted, the variance would allow the operation of the subject turbine unit with excess NO_x and CO emissions while Sycamore conducts the necessary tuning.

Public Comments: None

Mr. Stovall clarified the upgrade is also required by regulatory standards. Mr. Eagar responded affirmatively. He added there are serious fines and an eventual shut down of the facility if not upgraded. Mr. Stovall asked the economic impact if the

facility were to shut down. Mr. Crowther explained the facility supplies electricity to 350,000 homes.

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

5. EMERGENCY VARIANCE

The Southern Region Hearing Board granted three emergency variances since the April 10, 2013, Hearing Board meeting.

6. PUBLIC COMMENTS

No public comment.

7. HEARING BOARD MEMBER COMMENTS

Mr. Stovall acknowledged District Counsel.

8. NEW BUSINESS

None

9. NEXT SCHEDULED MEETING

The next scheduled meeting is June 12, 2013. The meeting will be held via teleconferencing in the Southern Region Office (Bakersfield) with the Central Region Office (Fresno) participating via teleconferencing.

10. ADJOURN

The Chair adjourned the meeting at 10:41 a.m.