

**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 14, 2014**

*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 10:01 a.m.

2. Roll Call

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

Staff Present:

Southern Region (Bakersfield): Ellyce Baldwin, Supervising Air Quality Inspector

Central Region (Fresno): Clay Bishop, Supervising Air Quality Specialist; Patrick Houlihan, Senior Air Quality Specialist; Shannon Moore, Air Quality Specialist; Annette Williamson, Legal Counsel; Carol Flores, Operations and Program Support Supervisor

3. Approve Minutes of April 9, 2014

The Chair asked if there were any comments regarding the Minutes for April 9, 2014. Having decided the Minutes were accurate, on motion of Dr. Haddock and seconded by Mr. Stovall, unanimously passed, the Minutes were approved with no changes.

4. Public Hearing

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

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
A. S-14-15S	Short	Chevron USA Inc. Cahn 3 Oil Cleaning Plant Lost Hills Oil Field

Petitioners: Ashley Dahlstrom and Corey Carter

Patrick Houlihan introduced Annette Williamson, Legal Counsel for the Hearing Board; Shannon Moore, Air Quality Specialist and Clay Bishop, Supervising Air Quality Specialist.

Mr. Houlihan presented the Staff Report.

CUSA has requested a short variance from applicable requirements of District Rules 2070.7.0, 2201, 2520, and 4623 in addition to applicable conditions of the subject permits. The requested short variance would be for a consecutive 10-day period to occur sometime between May 15, 2014, and August 12, 2014, inclusive. If granted, it would allow the continued storage of VOC containing liquids in the subject tanks without an operating or functional VRS while CUSA conducts the maintenance.

Mr. Houlihan noted the following modifications to the Recommendations:

8. By August 27, 2014, or no later than 15 calendar days after completing the maintenance and returning the VRS to compliant operation, whichever occurs first, CUSA shall submit to the District a summary report.

Ms. Dahlstrom thanked Mr. Houlihan for the presentation.

Public Comments: None

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

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
B. S-14-26S	Short	Chevron USA Inc. 2F, 29D 7 31E Oil Cleaning Plants Midway Sunset Oil Field

Petitioners: Ashley Dahlstrom and Steve Enns

Mr. Houlihan presented the Staff Report.

CUSA has requested a short variance from the applicable requirements of District Rules 2010, 2201, 2070.7.0, 2520, 4401, and 4623, in addition to applicable conditions of the subject permits. The requested variance would be for a non-consecutive 14-day period to occur sometime between May 14, 2014, and August 11, 2014, inclusive. If granted, the variance would allow CUSA to continue to store VOC containing liquids in tanks without a functional or operating VRS.

Mr. Houlihan noted the following modifications to the Recommendations:

8. By August 26, 2014, or no later than 15 calendar days after completing the maintenance and returning the VRS to compliant operation, CUSA shall submit to the District a summary report.

The petitioners had no comments

Mr. Stovall asked how many employees are employed at the facility. Mr. Enns explained there are approximately three operators for each unit but also several contractors periodically.

Public Comments: None

Having decided the petition had 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>
C. S-14-27S	Short	Kern River Cogeneration Company Unit #1 1600 China Grade Loop Bakersfield, CA 93308

Petitioners: Cory Eagar

Mr. Moore presented the Staff Report.

KRCC has requested a short variance from the applicable requirements of District Rules 2070.7.0, 2201, 2520, and 4703 in addition to the applicable conditions of the subject permits. The requested short variance would be for a non-consecutive 40-hour period to occur sometime between May 14, 2014, and August 11, 2014, inclusive. If granted the variance would allow the operation of the subject turbine unit with excess NO<sub>x</sub> and CO emissions while KRCC conducts the necessary tuning.

The petitioner had no comments.

Dr. Haddock asked if the other KRCC variances were going well. Mr. Eagar responded affirmatively.

Public Comments: None

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

*This item was taken out of order*

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
E. S-14-29S	Short	South Valley Farms SE corner McCombs Rd & Wallace Rd Wasco, CA 93280

Petitioners: James Payne

Mr. Moore presented the Staff Report.

SVF has requested a short variance from the applicable requirements of District Rule 4103. The requested short variance period would occur sometime between

May 14, 2014, through August 11, 2014. If granted, the variance would allow the burning of 5 acres of plum orchard removal material.

Mr. Payne thanked Mr. Moore for the presentation. He added the previous land owners experimented with a trellis system but the wires have become imbedded into the trees and are impossible to remove. He said because of the wires the trees cannot be processed for use in a biomass facility. Mr. Payne brought part of tree trunk for demonstration.

Mr. Bland asked for the plan to remove the trees in question. Mr. Payne explained the trees will be pushed into several piles and burned and the wire will be collected for recycling.

Mr. Bland asked if there were any restrictions on the height of the piles. Mr. Houlihan explained the requirements for the burn have been explained to the petitioner including the trees must be dried for at least 6 weeks, burn must be free of any trash and the petitioner must call for authorization. He added there are no restrictions on the height of the pile.

Ms. Dunn asked the location of the closest population. Mr. Payne stated the nearest residential house is approximately 1.5 miles from the site of the burn.

Dr. Haddock asked if there are specific days the facility can burn. Mr. Houlihan explained District meteorologists monitor and determine conditions to allocate areas to burn.

Ms. Dunn asked when burning occurs. Mr. Houlihan explained the best scenario is for the heat from the burn to rise up and away from the Valley and that occurs around mid-morning.

Public Comments: None

Having decided the petition had 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>
D. S-14-28S	Short	Sierra Power Corporation 9000 Road 234 Terra Bella, CA 93279

Petitioners: Rich Wilson

Mr. Houlihan presented the Staff Report.

SPC has requested a short variance from the applicable requirements of District Rules 2070.7.0, 2201, 2520, 4305, 4306, and 4320, in addition to applicable conditions of the subject permits. The requested short variance would be from April 29, 2014, until July 18, 2014, or until the standby boiler is shut down for retro-fitting

with the new ultra low-NO<sub>x</sub> burner, whichever occurs first. If granted, the variance would allow the subject standby boiler to exceed the annual heat input limit of 30 billion BTU until it can be retro-fitted with a new burner to comply with the requirements of Rule 4320.

Mr. Houlihan clarified SPC planned to permanently shut down the cogeneration system in July 2014 but was shut down in January 2014. He also clarified the disruption was on January 21, 2014. Mr. Houlihan explained the Hearing Board is allowed to grant a variance retroactively to the date the petition is submitted. He said the facility did not petition for a variance until April 29, 2014. He noted the standby boiler exceeded its annual heat input limit on April 19, 2014 and the facility will receive a Notice of Violation (NOV).

Mr. Stovall asked if the facility will receive a fine due to the NOV. Mr. Houlihan responded affirmatively explaining the amount is dependent upon several factors including frequency and egregiousness of the violation.

The petitioner had no comments.

Mr. Bland asked the location of the new equipment. Mr. Wilson responded the new burner is on site and the rest of the equipment may not arrive until mid-June.

Dr. Haddock commented there would be 120 employees placed on lay off status and the loss of excessive revenue if the facility is not working. Mr. Payne added the lumber must be dried to operate the facility.

Public Comments: None

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

5. Emergency Variance

The Southern Region Hearing Board heard and granted two emergency variances since the April 9, 2014, Hearing Board meeting.

6. Public Comments

No public comment.

7. Hearing Board Member Comments

None

8. New Business

None.

9. Next Scheduled Meeting

The next scheduled meeting is June 11, 2014. The meeting will be held via video teleconferencing in the Southern Region Office (Bakersfield) with the Central Region Office (Fresno) participating via video teleconferencing.

10. Adjourn

The Chair adjourned the meeting at 10:57 a.m.