

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, April 13, 2016

*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

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

Staff Present:

Southern Region (Bakersfield): Amelia Yuan, Supervising Air Quality Inspector

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

3. Approval of Consent Calendar Items 9-11

These items are routine in nature and are usually approved by a single vote. Prior to action by the Hearing Board, the public will be given the opportunity to comment on any consent item.

9. Approve Minutes of March 9, 2016

10. Emergency Variance

11. Next Scheduled Meeting

The next scheduled meeting is on May 11, 2016. The meeting will be held in the Southern Region Office (Bakersfield) with the Central Region Office (Fresno) included via VTC.

Public Comments: None

Moved: Stovall
Seconded: Haddock
Ayes: Stovall, Haddock, Bland

Nays: None

Motion unanimously carried to approve Consent Calendar Items 9-11

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-16-12S	Short	Chevron USA Inc. Cahn 3 oil Cleaning Plant Lost Hills Oil Field

Petitioners: Lance Ericksen

Mr. Kalashian presented the Staff Report.

Chevron has requested a short variance from applicable requirements of District Rules 2070, 2201, and 2520, in addition to applicable conditions of the subject permits. The requested short variance would be for a consecutive 30 day period to occur sometime between April 14, 2016, and July 12, 2016, inclusive. If granted, it would allow the continued storage of VOC containing liquids in the subject Wemcos without an operating or functional VRS while Chevron conducts the testing.

No further comments by the Petitioner.

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-16-13S	Short	Chevron USA Inc. 31X Oil Cleaning Plant Cymric Oil Field

Petitioners: Kris Rickards, Steve Enns and Marc Hansen

Ms. Bussard presented the Staff Report.

Chevron has requested a short variance from applicable requirements of District Rules 2010, 2070, 2201, and 2520, in addition to applicable conditions of the subject permits. The requested short variance would be for 168 non-consecutive hours to occur sometime between April 14, 2016, and July 12, 2016, inclusive. If granted, it would allow the continued storage of VOC containing liquids in the subject Wemcos without an operating or functional VRS while Chevron conducts the testing.

Mr. Stovall asked if there is potential for an explosion due to oxygen leaking into system. Mr. Hansen responded the potential is there but minimal.

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-16-14S	Short	Aera Energy LLC MOCO & 25 Hill area leases Midway Sunset Oil Field

Petitioners: Philip Young

Mr. Moore presented the Staff Report.

Aera has requested a short variance from applicable requirements of District Rules 2010, 2070, 2201, 2520, and 4623, in addition to applicable conditions of the subject permits. The requested short variance would be for a non-consecutive 144-hour period to occur sometime between April 18, 2016, and July 16, 2016, inclusive. If granted, the short variance would allow for the continued storage of VOC containing liquids in the subject tanks without a functional or operating VRS while Aera performs maintenance activities.

No further comments by the Petitioner.

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>
D. S-16-15D	Stipulated Order of Abatement to require respondent to cease violation of Rules 1081 and 2010 or comply or the Order	San Joaquin Valley Air Pollution Control District 1990 E Gettysburg Avenue Fresno, CA 93726

Petitioners: Annette Williamson

Respondent: Kevin Miles, Media Index Publishing

The District has requested a stipulated order of abatement to require the respondent to cease violation of District Rules 1081 and 2010 by either ceasing operations, or, in the alternative, complying with the Conditions of the Stipulation.

Ms. Williamson explained the California Health and Safety Code authorizes the Hearing Board to issue Stipulated Orders of Abatement when the facility is operating in violation of rules and regulations. Normally violations are settled with fees and the facility works to get back into compliance. If the facility does not get into compliance then there is a civil action in Superior Court. A Stipulated Order of Abatement is swifter when agreed upon and has specific conditions to achieve. This method is also an incentive for the facility to continue to work on getting into compliance or the consequence is to go to court.

Ms. Williamson reviewed the violations by Media Index Publishing and the specific conditions as stated in the Stipulated Order of Abatement. She added the Stipulated Order of Abatement expires after the first annual test.

Mr. Bland asked how the District arrived at the monetary figures in the conditions. Ms. Williamson explained the conditions were derived from straight civil penalties and part by cost avoidance.

Mr. Miles stated the conditions have been agreed upon and a source test is scheduled for April 19, 2016.

Public Comments: None

Having decided the petition was in order, on motion of Mr. Stovall and seconded by Dr. Haddock, unanimously passed, the Hearing Board authorized the Stipulated Order of Abatement.

5. Public Comments
No public comment.
6. Hearing Board Member Comments
None
7. New Business
None
8. Adjournment
The Chair adjourned the meeting at 10:37 a.m.