



# San Joaquin Valley Air Pollution Control District

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Executive Director/  
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## Action Summary Minutes Southern Region Hearing Board Meeting San Joaquin Valley Unified Air Pollution Control District 2700 M Street, Suite 275 Video Teleconference (VTC) Room Bakersfield, CA.

**Wednesday, August 11, 2004  
10:00 a.m.**

**Meeting held via video teleconferencing (VTC) with the Central Region Office (Fresno) participating via VTC.**

1. **Call Meeting to Order** – The Chair and Vice Chair were not in attendance. Andrew C. Thomson was designated as the Acting Chair and Mr. Thomson called the meeting to order at 10:06 a.m.

2. **Roll Call was taken and a quorum was present.**

Kimm Wolber	Medical
Andrew C. Thomson	Attorney
Nancy Ann Dunn	Public
William L. Bland, Jr., <b>Vice Chair (absent)</b>	Public
Hollis B. Carlile, <b>Chair (absent)</b>	Engineer

**Also present in the Southern Region Office (Bakersfield)**  
Jon Adams, Air Quality Compliance Manager.

**Also present in the Central Region Office (Fresno)** – Robert J. Kard, Director of Compliance, Catherine Tognazzini, Assistant Counsel and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of July 14, 2004** – The Acting Chair asked if there were any corrections to the Minutes of July 14, 2004. Hearing no comments the Acting Chair declared that the Minutes of July 14, 2004 were approved as submitted.

4. **Public Hearing:**

All persons testifying were sworn in by the Acting Chair.

The Acting Chair asked if the Petition had been properly noticed and on file with the Clerk to the Board. Ms. Smith responded affirmative.

The Acting Chair requested the Hearing Board Packet and any addenda brought forth in today's hearing be entered into the Official Record.

Jon Adams presented the Staff Report.

Mr. Adams indicated the Petitioner has complied with recommended condition # 8.

A.)  
Docket S-04-35i, Interim Variance, Chevron USA, Inc., Station 1-09 Dehydration Facility, Sec. 09, T32S, R23E, Fellows, CA. Type of Business: Heavy Crude Oil and Gas Production Facility.

**Petitioners** – Greg Schmidt represented Chevron USA, Inc.

**Public Comment** – No Public Comment.

Catherine Tognazzini, Assistant Counsel, at the request of the Acting Chair, and with the acceptance of the Petitioner, made an exception to allow the Acting Chair to be the maker of the motion.

**Decision** – Board Member Thomson made the motion to grant the variance. Board Member Thomson noted that the Board has heard and considered this matter, and reviewed the various materials, and has determined that “good cause” exists for this interim variance in respect to the required six findings. Board Member Thomson stated the variance shall be subject to the fourteen recommended conditions set forth on pages 3 and 4 of the Staff Report. Seconded by Board Member Wolber and carried unanimously with the following

**Roll Call Vote:**

**Ayes:** *Wolber, Thomson and Dunn.*

**Absent:** *Bland and Carlile.*

*The Board granted an Interim Variance to Docket S-04-35i, Chevron USA, Inc. The variance shall only be in effect between August 11, 2004 and September 8, 2004, or until the next regularly scheduled Southern Region Hearing Board meeting, or upon issuance of modified permits that include provisions for tank cleaning, whichever occurs first. The fourteen recommended conditions will be set forth in the Order.*

5. **Emergency Variances** – The Southern Region Hearing Board approved the following emergency variance orders:

A.) Docket S-04-34E                      Aera Energy LLC  
Lost Hills Gas Plant, Lost Hills, CA.

B.) Docket S-04-36E                      Chevron USA, Inc.  
Section 31E OCP, Taft, CA.

6. **Public Comments:** Zenis Walley and Dr. Ted Guth, representing La Paloma Generating Company, LLC, made a presentation to the Board and staff regarding:

(1) La Paloma Generating Company, LLC  
Regular Variances - Opacity  
Docket Nos. S-02-34X, 24X, 25X, and 29X  
Final Progress Report.

(2) La Paloma Generating Company, LLC  
Regular Variances – Alstom Cure Re-Commissioning Activities  
Docket Nos. S-03-52R, 53R, 54R and 55R  
Progress Report

7. **Hearing Board Member Comments** – No Comments.

8. **New Business** – No New Business.

9. **Next Scheduled Meeting** – Wednesday, September 8, 2004 at 10:00 a.m. The meeting will be held via video teleconference (VTC) in the Southern Region Office, 2700 M Street, Suite 275, Bakersfield with the Central Region Office, Fresno, participating via VTC.

10. **Adjournment** – The Acting Chair adjourned the meeting at 10:36 a.m.

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Sissy Smith, Clerk to the Board  
Southern Region Hearing Board  
San Joaquin Valley Unified APCD