



San Joaquin Valley Air Pollution Control District

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Air Pollution Control Officer

Northern Region Office
4230 Kiernan Avenue, Suite 130
Modesto, CA 95356-9322
(209) 557-6400
FAX (209) 557-6475

Central Region Office
1990 East Gettysburg Avenue
Fresno, CA 93726-0244
(559) 230-6000
FAX (559) 230-6061

Southern Region Office
2700 M Street, Suite 275
Bakersfield, CA 93301-2370
(661) 326-6900
FAX (661) 326-6985

www.valleyair.org

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

**Wednesday, April 14, 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, Hollis B. Carlile, called the meeting to order at 10:00 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., Vice Chair	Public
Hollis B. Carlile, Chair	Engineer

Also present in the Southern Region Office (Bakersfield)

Robert J. Kard, Director of Compliance, Catherine Tognazzini, Assistant District Counsel, and Creighton Smith, Supervising Air Quality Inspector.

Also present in the Central Region Office (Fresno) – Daphne Garcia, Diane Falcon and Lynn Sargenti, Senior Office Assistants, Michael Carrera, Supervising Air Quality Inspector, Robert B. Moeller, Jr., DMV, Southern Region Medical/Alternate Hearing Board Member, and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of March 10, 2004** – The Chair asked if there were any corrections to the Minutes of March 10, 2004. Hearing no comments the Chair declared that the Minutes of March 10, 2004 were approved as submitted.

All persons testifying were sworn in by the Chair.

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

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

The Chair requested the Petitioners sign the Sign In Sheet.

The Chair indicated he had a conflict of interest with Docket A.), Chevron USA, Inc. The Chair relinquished the chairmanship to William L. Bland, Jr., Vice Chair.

Michael Carrera presented the Staff Report.

A.)
Docket S-04-10R, Regular Variance, Chevron, USA, Inc., Sec. SW31, T29S, R22E, Bakersfield, CA. Type of Business: Crude Oil & Gas Production Facility.

Petitioners – Frank Maccioli, Ken Robinson and Ferry Martin represented Chevron USA, Inc.

Public Comments – No Public Comments.

Decision – Board Member Thomson made the motion to grant the Regular Variance to Docket S-04-10R, Chevron USA, Inc., subject to seventeen conditions set forth on pages 4, 5, and 6 of the Staff Report. The Board concurred the required six findings set forth on pages 2 and 3 of the Staff Report could be made. Seconded by Board Member Wolber and carried unanimously with the following **Roll Call Vote:**

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

Excused: ***Carlile.***

The Board granted a Regular Variance to Docket S-04-10R, Chevron USA, Inc. The variance shall only be effective from April 15, 2004 to September 1, 2004, until all of the subject tanks are reconnected to the VRS and compliance is achieved, whichever occurs first. The seventeen conditions will be set forth in the Hearing Board Order.

B.) ***Withdrawn***
Docket S-04-19i, Interim Variance, Midway Sunset Cogeneration Co., (Unit A), Sec. 17, T31S, R22E, Fellows, CA.

C.) Withdrawn

Docket S-04-20i, Interim Variance, Midway Sunset Cogeneration Co., (Unit B),
Sec. 17, T31S, R22E, Fellows, CA.

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

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| A.) | Docket S-04-14E
Granted on:
March 3, 2004 | Equilon Enterprises LLC,
6451 Rosedale Highway, Bakersfield, CA. |
| B.) | Docket S-04-15E
Granted on:
March 12, 2004 | Equilon Enterprises LLC
6451 Rosedale Highway, Bakersfield, CA. |
| C.) | Docket S-04-17E
Granted on:
March 17, 2004 | Equilon Enterprises LLC
6451 Rosedale Highway, Bakersfield, CA. |
| D.) | Docket S-04-18E
Granted on:
March 17, 2004 | Aera Energy LLC
Section NE35, Township 12N, Range 24W,
Kern Co., CA. |
| E.) | Docket S-04-21E
Granted on:
March 19, 2004 | Equilon Enterprises LLC
6451 Rosedale Highway, Bakersfield, CA. |

6. **Public Comments** – No Public Comments.

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

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

9. **Next Scheduled Meeting** – Wednesday, May 12, 2004 at 10:00 a.m. The meeting will be held via video conferencing (VTC) in the Southern Region Office, 2700 M Street, Suite 275, Bakersfield with the Central Region Office Fresno, participating via VTC.

10. **Adjournment** – The Chair adjourned the meeting at 11:12 a.m.

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