



# San Joaquin Valley Air Pollution Control District

## GOVERNING BOARD

**Thomas W. Mayfield, Chair**  
Supervisor, Stanislaus County

**Mike Maggard, Vice Chair**  
Councilmember, City of Bakersfield

**Susan B. Anderson**  
Supervisor, Fresno County

**Barbara Patrick**  
Supervisor, Kern County

**Tony Barba**  
Supervisor, Kings County

**Ronn Dominici**  
Supervisor, Madera County

**Sam Armentrout**  
Councilmember, City of Madera

**Michael G. Nelson**  
Supervisor, Merced County

**Dan Prince**  
Councilmember, City of Ripon

**Jack A. Sieglock**  
Supervisor, San Joaquin County

**J. Steven Worthley**  
Supervisor, Tulare County

---

**David L. Crow**  
Executive Director/  
Air Pollution Control Officer

---

Northern Region Office  
4800 Enterprise Way  
Modesto, CA 95356-8718  
(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 93301-2373  
(661) 326-6900  
FAX (661) 326-6985

---

[www.valleyair.org](http://www.valleyair.org)

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

**Wednesday, December 14, 2005  
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 Carlile, called the meeting to order at 10:03 a.m.

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

Kimm Wolber (*)	Medical
Nancy Ann Dunn	Public
Charles Brehmer	Attorney
William Bland, <b>Vice Chair</b>	Public
Hollis Carlile, <b>Chair</b>	Engineer

(\*) Arrived after Public Hearing F.)

**Also present in the Southern Region Office (Bakersfield)**  
Creighton Smith, Supervising Air Quality Inspector and Leonard Scandura, Supervising Air Quality Engineer.

**Also present in the Central Region Office (Fresno)**  
Catherine Tognazzini, Assistant Counsel, Morgan Lambert, Senior Air Quality Inspector, Michael Carrera, Supervising Air Quality Inspector and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of: November 9, 2005** – The Chair asked if there were any comments regarding the Minutes of November 9, 2005. Hearing no comments the Chair declared the Minutes of November 9, 2005 were approved as submitted.

4. **Public Hearing:**

The Chair requested the petitioners sign the Sign In Sheet.

All persons testifying were sworn in by the Chair.

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

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

**Morgan Lambert presented the Staff Reports.**

**(Withdrawn)**

A.) Docket S-03-53X3, Extension, **La Paloma Generating Plant**  
B.) Docket S-03-54X3, " " " "  
C.) Docket S-03-55X3, " " " "  
1760 W. Skyline Road, McKittrick, CA. 93251

**D.) (Withdrawn)**

Docket S-05-65R, Regular Variance, **Pregis Innovative Pack., Inc.**, 8201 W. Elowin Court, Visalia, CA. 93291.

**E.) (Withdrawn)**

Docket S-05-78S, Short Variance, **Sierra Power Corporation**, 9000 Road 234, Terra Bella, CA. 93270.

**F.)**

Docket S-05-80S, Short Variance, **Aera Energy LLC**, National Dehydration Facility, NE Sec. 35, T32S, R23E, South Midway Sunset Oilfield, Maricopa, CA. 93252. Type of Business: Crude Oil and Natural Gas Production.

**Petitioner** – Steve Nixon and Timothy Perkins represented Aera Energy LLC.

**Public Comment** – No Public Comment.

**Decision** – Board Member Bland made the motion to grant the variance. Board Member Bland stated the required six findings set forth on pages 2 and 3 of the Staff Report could be made. Board Member Bland stated the variance shall be subject to the twelve recommended conditions set forth on pages 4 and 5 of the Staff Report. Seconded by Board Member Brehmer and unanimously carried with the following roll call vote:

**Ayes:** ***Dunn, Brehmer, Bland and Carlile.***

**Absent:** ***Wolber.***

*The Southern Region Hearing Board granted a Short Variance to Docket S-05-80S, Aera Energy LLC, National Dehydration Facility, South Midway Sunset Oilfield. The variance shall be effective for a consecutive 6-day period to occur sometime between December 15, 2005 and January 15, 2006, or until compliance is achieved, whichever occurs first. The twelve recommended conditions will be set forth in the Southern Region Hearing Board Order.*

G.)  
Docket S-05-81S, Short Variance, **Big West of California, LLC, Area 1 & 2 Refineries**, 6451 Rosedale Hwy., Bakersfield, CA. 93308 and **Area 3 Refinery**, 3663 Gibson Street, Bakersfield, CA. 93302. Type of Business: Crude Oil Refining.

**Petitioners** – Brian Pellens and Wayne Jones represented Big West of California, LLC.

**Public Comment** – No Public Comment.

**Decision** – Board Member Brehmer made the motion to grant the variance. Board Member Brehmer stated the required six findings set forth on pages 2, 3, and 4 will be a part of granting the variance, as well as the sixteen recommended conditions set forth on pages 4, 5, and 6 of the Staff Report. Seconded by Board Member Dunn and unanimously carried with the following roll call vote:

**Ayes:** **Wolber, Dunn, Brehmer, Bland and Carlile.**

**Absent:** **None.**

*The Southern Region Hearing Board granted a Short Variance to Docket S-05-81S, Big West of California, LLC, Area 1 & 2 Refineries and the Area 3 Refinery. The variance shall be effective for a period to occur between December 14, 2005 and March 13, 2006, or until compliance is achieved, whichever occurs first. The sixteen recommended conditions will be set forth in the Southern Region Hearing Board Order.*

5. **Emergency Variance** – The Southern Region Hearing Board approved the following emergency variance order.

A.) Docket S-05-78E Sierra Power Corporation.

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

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

8. **New Business: 2006 Chair and Vice Chair election**

Board Member Wolber made the motion to elect Hollis Carlile as Chair for 2006. Seconded by Board Member Bland and carried with the following roll call vote:

**Ayes:** ***Wolber, Dunn, Brehmer, Bland.***

**Abstain:** ***Carlile.***

**Absent:** ***None.***

*The Southern Region Hearing Board elected Hollis Carlile as Chair for 2006.*

Board Member Dunn made the motion to elect William Bland as Vice Chair for 2006. Seconded by Board Brehmer and unanimously carried with the following roll call vote:

**Ayes:** ***Wolber, Dunn, Brehmer, Bland and Carlile.***

**Absent:** ***None.***

*The Southern Region Hearing Board elected William Bland as Vice Chair for 2006.*

Creighton Smith thanked the Southern Region Hearing Board Members for serving on the Hearing Board during 2005. Mr. Smith provided the Board Members with a 2006 calendar with their 2006 meeting dates highlighted.

The Chair thanked staff in the Bakersfield and Fresno Office for their assistance during 2005.

The Chair also welcomed Charles Brehmer as the new Attorney member on the Hearing Board.

Creighton Smith stated he would like to add his thanks to Morgan Lambert, Sissy Smith and Catherine Tognazzini for their assistance with the hearing board meetings.

9. **Next Scheduled Meeting** - Wednesday, January 11, 2006, 10:00 a.m. The meeting will be held via video conferencing (VTC) in the Southern Region Office (Bakersfield) with the Central Region Office (Fresno) participating via VTC.

10. **Adjournment** – The Chair adjourned the meeting at 10:33 a.m.

---

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