



# San Joaquin Valley Air Pollution Control District

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

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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, May 11, 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 B. Carlile called the meeting to order at 10:01 a.m.

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

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

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

**Also present in the Central Region Office (Fresno)** – Catherine Tognazzini, Assistant Counsel, Michael Carrera, Supervising Air Quality Inspector, Morgan Lambert, Senior Air Quality Inspector and Lynn Sargenti, Senior Office Assistant.

3. **Approve Minutes of April 13, 2005** – The Chair asked if there were any corrections to the Minutes of April 13, 2005. Hearing no comments the Chair declared the Minutes of April 13, 2005 were approved as submitted.

4. **Public Hearing:**

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. Mr. Lambert responded affirmative.

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

**Morgan Lambert presented the Staff Reports.**

A.)  
Docket S-04-48M, Modification, Pastoria Energy Facility, LLC, 39789 Edmonston Pumping Plant Road, Lebec, CA. 93243. Type of Business: Electrical Power Generating Facility.

**Petitioners** – Gary Fuller represented Pastoria Energy Facility, LLC.

**Public Comments** – No Public Comments.

**Decision** – Board Member Bland made the motion to grant the variance. Board Member Bland noted that the variance is subject to the three recommended conditions set forth on page 3 of the Staff Report. Seconded by Board Member Wolber and carried unanimously with the following **Roll Call Vote:**

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

**Absent:** ***Thomson.***

*The Board granted a modification to Docket S-04-48R, Pastoria Energy Facility, LLC, . The modification to the excess CO emissions allowed under variance shall only be in effect from May 11, 2005 , forward. The three recommended conditions will be set forth in the Order.*

**The Hearings for:**  
Item B.) Docket S-05-21R, Shell Pipeline Company LP, Bakersfield Tank Farm  
Item C.) Docket S-05-22R, Shell Pipeline Company LP, Wasco Pump Station  
Item D.) Docket S-05-23R, Shell Pipeline Company LP, Mid Pump Station, were held at the same time with a separate vote on each item.

**Petitioners** – John Dompke and Noel Kurai represented Shell Pipeline Company LP.

B.)  
Docket S-05-21R, Regular Variance, Shell Pipeline Company LP, Bakersfield Tank Farm, 1801-B Petrol Road, Bakersfield, CA. 93308. Type of Business: Petroleum Pipeline Pump Station.

**Public Comments** – No Public Comments.

**Decision** – Board Member Bland made the motion to grant the variance. Board Member Bland noted that the required six findings listed in the Staff Report could be made, and that the variance be subject to thirteen recommended conditions set forth on pages 5 and 6 of the Staff Report. Seconded by Board Member Wolber and carried unanimously with the following **Roll Call Vote**:

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

**Absent:** ***Thomson.***

*The Board granted a Regular Variance to Docket S-05-21R, Shell Pipeline Company LP, Bakersfield Tank Farm. The variance shall be effective for a consecutive 214-day period between June 1, 2005, and December 31, 2005, or until such time that the modifications necessary to bring the Bakersfield Pump Station heater unit into compliance with the Rule 4306 NOx emission standard can be implemented, whichever occurs first. The thirteen recommended conditions will be set forth in the Hearing Board Order.*

C.)  
Docket S-05-22R, Regular Variance, Shell Pipeline Company LP, Wasco Pump Station, 27127 Merced Avenue, Shafter, CA. 93263. Type of Business: Petroleum Pipeline.

**Public Comments** – No Public Comments.

**Decision** – Board Member Dunn made the motion to grant the variance. Board Member Dunn noted that the required six findings listed on pages 3 and 4 of the Staff Report could be made, and that the variance be subject to the eleven recommended conditions set forth on pages 4 and 5 of the Staff Report. Seconded by Board Member Wolber and carried unanimously with the following

**Roll Call Vote**

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

**Absent:** ***Thomson.***

*The Board granted a Regular Variance to Docket S-05-22R, Shell Pipeline Company LP, Wasco Pump Station. The variance shall be effective for a consecutive 365-day period between June 1, 2005 and May 31, 2006, or until the Wasco Pump Station heater is removed from operational service and*

*converted to dormant emission unit (DEU) status, whichever occurs first. The eleven recommended conditions will be set forth in the Hearing Board Order.*

D.)  
Docket S-05-23R, Regular Variance, Shell Pipeline LP, Mid Pump Station, NW Sec. 20, T25S, R20E, Wasco, CA. 93280. Type of Business: Petroleum Pipeline.

**Public Comments** - No Public Comments.

**Decision** – Board Member Dunn made the motion to grant the variance. Board Member Dunn noted the required six findings set forth on pages 3 and 4 of the Staff Report could be made. Board Member Dunn stated that the variance is subject to the eleven recommended conditions set forth on pages 4 and 5 of the Staff Report. Seconded by Board Wolber and carried unanimously with the following **Roll Call Vote:**

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

**Absent:** *Thomson.*

*The Board granted a Regular Variance to Docket S-05-23R, Shell Pipeline Company LP, Mid Pump Station. The variance shall be effective for a consecutive 365-day period between June 1, 2005 and May 31, 2006, or until the Mid Pump Station heater is removed from operational service and converted to dormant emission Unit (DEU) status, whichever occurs first. The eleven recommended conditions will be set forth in the Hearing Board Order.*

**The Chair, Hollis B. Carlile, due to a conflict of interest, relinquished the chairmanship to William L. Bland, Jr., Vice Chair for the following dockets.**

E.)  
Docket S-05-28S, Short Variance, Chevron USA Inc., Station 36 Dehydration Facility, Kern River Oilfield, Kern County, CA. Type of Business: Heavy Crude Oil Production Facility.

**Petitioners** – Larry Landis and Mike Mahar represented Chevron USA Inc.

**Public Comments** – No Public Comments.

**Decision** – Board Member Wolber made the motion to grant the variance. Board Member Wolber noted that the required six findings set forth on pages 3 and 4 of the Staff Report could be made. Board Member Wolber stated that the variance is subject to the ten recommended conditions set forth on pages 4 and 5 of the

Staff Report. Seconded by Board Member Dunn and carried unanimously with the following **Roll Call Vote:**

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

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

**Absent:** ***Thomson.***

*The Board granted a Short Variance to Docket S-05-28S, Chevron USA Inc., Station 36 Dehydration Facility. The variance shall be in effect for a consecutive one-hour period to occur sometime between May 11, 2005 and May 31, 2005, or until the necessary modifications to the programmable logic controller (PLC) are completed, whichever occurs first. The ten recommended conditions set forth on pages 4 and 5 of the Staff Report will be set forth in the Hearing Board Order.*

F.)

Docket S-05-30S, Short Variance, Chevron USA Inc., Sec. 29, 32 OCP & Cahn Tank Farms, Lost Hills Oilfield, Kern County, Ca. Type of Business: Crude Oil & Gas Production Facility.

**Petitioners** – Betty Coppersmith, Jaime Blanco and Ron Preston represented Chevron USA Inc.

**Public Comments** – No Public Comments.

**Decision** – Board Member Wolber made the motion to grant the variance. Board Member Wolber noted that the required six findings set forth on pages 2 and 3 of the Staff Report could be made. Board Member Wolber stated the variance is subject to the twelve recommended conditions set forth on pages 3 and 4 of the Staff Report. Seconded by Board Member Dunn and carried unanimously with the following **Roll Call Vote:**

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

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

**Absent:** ***Thomson.***

*The Board granted a Short Variance to Docket S-05-30S, Chevron USA Inc., Lost Hills Oilfield. The variance shall only be effective from 0600 hours on May 24, 2005 to 0600 hours on May 26, 2005, or until work on the substation is completed and compliance is achieved, whichever occurs first. The twelve recommended conditions will be set forth in the Hearing Board Order.*

**The Vice Chair, William L. Bland, Jr., relinquished the chairmanship back to Hollis B. Carlile, Chair.**

G.)  
Docket S-05-31S, Short Variance, Plains Marketing LP, Pentland Pump Station, Sec 10, T111, R23W, Maricopa, CA. 93311. Type of Business: Crude Oil Storage and Pipeline Transportation Facility.

**Petitioners** – Jordan Janak represented Plains Marketing LP.

**Public Comments** – No Public Comments.

**Decision** – Board Member Bland made the motion to grant the variance. Board Member Bland noted that the required six findings set forth on pages 2 and 3 of the Staff Report could be made. Board Member Bland stated that the variance is subject to the ten recommended conditions set forth on pages 4 and 5 of the Staff Report. Seconded by Board Member Wolber and carried unanimously with the following **Roll Call Vote:**

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

**Absent:** ***Thomson.***

*The Board granted a Short Variance to Docket S-05-31S, Plains Marketing LP. The variance shall be effective for an accumulative 8-day period to occur sometime between May 11, 2005 and June 30, 2005, or until the all tank seals are replaced and compliance is achieved, whichever occurs first. The ten recommended conditions will be set forth in the Hearing Board Order.*

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

- |     |                 |   |
|-----|-----------------|---|
| A.) | Docket S-05-32E | AES Delano<br>to allow the continued operation of boiler unit #1 without an operational and certified COMS while a new monitoring system is installed and tested to comply with 40 CFR, Part 60, Appendix B, Performance Specification 1, is completed. |
| B.) | Docket S-05-33E | Pastoria Energy Facility, LLC<br>to allow turbine commissioning activities to be conducted with excess CO emissions.  |
| C.) | Docket S-05-33E | Pastoria Energy Facility, LLC<br>to allow the exceedence of the permitted one-hour limitation for turbine unit startups.  |

**Morgan Lambert noted that Emergency Variance C.) Docket S-05-33E, should read C.) Docket S-05-34E**

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, June 8, 2005 at 10:00 a.m. The meeting will be held via video teleconferencing (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 11:03 a.m.

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Meeting Clerked by Lynn Sargenti, Senior Office Assistant  
Minutes prepared by Sissy Smith, Clerk to the Board  
Southern Region Hearing Board  
San Joaquin Valley Unified APCD