



San Joaquin Valley Air Pollution Control District

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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, VTC Room Bakersfield, CA.

Wednesday, July 12, 2006
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 10:05 a.m.

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

Kimm Wolber	Medical
Charles Brehmer	Attorney
Nancy Dunn	Public
William Bland, Vice Chair (absent)	Public
Hollis Carlile, Chair	Engineer

Also present in the Southern Region Office (Bakersfield)
Creighton Smith, Supervising Air Quality Inspector, David Baldwin, Supervising Air Quality Inspector, and Allan Phillips, Supervising Air Quality Engineer.

Also present in the Central Region Office (Fresno) – Catherine Tognazzini, Assistant District Counsel, Brian Dodds, Senior Air Quality Inspector and Lynn Sargenti, Senior Office Assistant.

3. **Approve Minutes of June 14, 2006** – The Chair asked if there were any comments regarding the Minutes. Hearing no comments the Chair declared the Minutes of June 14, 2006 were approved as submitted.

4. **Public Hearing:**

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

All persons testifying were sworn in by the Chair.

Brian Dodds presented the Staff Reports.

A.)
Docket S-06-36i, Interim Variance, Modification, **Occidental of Elk Hills**, Various Locations, Tupman, CA. 93276. Type of Business: Crude Oil and Gas Production.

Petitioner – Jeff Godfrey and George Baer represented Occidental of Elk Hills.

Public Comment – No Public Comment.

Decision – Board Member Brehmer made the motion to grant a modification to Interim Variance S-06-36i with changes to conditions # 5 and #8. Seconded by Board Member Wolber and unanimously carried with the following roll call vote:

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

Absent: **Bland.**

The Southern Region Hearing Board granted a Modification to Interim Variance Docket S-06-36i, with changes to conditions #5 and #8 for Occidental of Elk Hills. The Interim Variance shall be effective from June 14, 2006 to July 12, 2006, or until the next regularly scheduled Southern Region Hearing Board Meeting, or until modifications to the subject tanks are complete, whichever occurs first. The nine recommended conditions with changes will be set forth in the Hearing Board Order.

B.)
Docket S-06-36R, Regular Variance **Occidental of Elk Hills**, Various Locations, Tupman, CA. 93276. Type of Business: Crude Oil & Gas Production.

Petitioners – Jeff Godfrey and George Baer represented Occidental of Elk Hills.

Public Comment – No Public Comment.

Decision – Board Member Wolber made the motion to grant the variance. Board Member Wolber noted the required six findings set forth on pages 2 and 3 in the Staff Report could be made. Board Member Wolber indicated the variance is subject to the nine recommended conditions set forth on pages 4 and 5 in the Staff Report. Seconded by Board Member Dunn and unanimously carried with the following roll call vote:

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

The Southern Region Hearing Board granted a Short Variance to Docket S-06-36R, Occidental of Elk Hills. The Regular Variance shall be effective from July 12, 2006 to July 11, 2007, or until modifications to the subject tanks are complete, and the VOC control systems are installed, whichever occurs first. The nine recommended conditions will be set forth in the Southern Region Hearing Board Order.

C.)
Docket S-06-40S, Short Variance, **Aera Energy – Belridge Field**, 59231 Main Camp Road, McKittrick, CA. 93251. Type of Business: Crude Oil & Gas Production.

Petitioners – John Haley and Bruce Stanton represented Aera Energy – Belridge Field.

Public Comment – No Public Comment.

Decision – Board Member Brehmer made the motion to grant the variance with a determination that the required six findings set forth on pages 2 and 3 in the Staff Report could be established with good cause. Board Member Brehmer stated the variance shall be subject to the ten recommended conditions set forth on pages 3 and 4 in the Staff Report. Seconded by Board Member Dunn and unanimously carried with the following roll call vote:

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

The Southern Region Hearing Board granted a Short Variance to Docket S-06-40S, Aera Energy – Belridge Field. The variance shall be effective for a single, consecutive 16-hour period to occur sometime between July 13, 2006 and August 31, 2006, or until the installation of the foam chambers is complete, whichever occurs first. The ten recommended conditions will be set forth in the Southern Region Hearing Board Order.

The Chair, Hollis Carlile recused himself from D.) Docket S-06-38R, Chevron USA, Inc., due to a conflict of interest.

The Chair indicated Ms. Wolber would chair the Chevron hearing.

D.)
Docket S-06-38R, **Chevron USA, Inc.**, – South Midway Steam Plant and Station
1-09, Fellows, CA. 93224. Type of Business: Crude Oil & Gas Production.

Petitioners – Martin Lundy and Nicholas Filippelli represented Chevron USA, Inc.

The Petitioner requested a change to the last sentence in recommended condition # 7 to read:

Initiation of said surrender shall occur within 30 days of the end of the effective period of the variance.

The Hearing Board and staff agreed to the change.

Public Comment – No Public Comment.

Decision – Board Member Dunn made the motion to grant the variance. Board Member Dunn noted the required six findings set forth on pages 2 and 3 in the Staff Report could be made. Board Member Dunn indicated the variance shall be subject to the thirteen recommended conditions set forth on pages 4 and 5 in the Staff Report with a change to recommended condition # 7. Seconded by Board Member Brehmer and carried unanimously with the following roll call vote:

Ayes: *Wolber, Brehmer and Dunn.*

Recused: *Carlile.*

Absent: *Bland.*

The Southern Region Hearing Board granted a Regular Variance to Docket S-06-38R, Chevron USA, Inc., South Midway Steam Plant and Station 1-09. The Regular Variance shall be effective from July 12, 2006 to December 14, 2006, or until commissioning of the sulfur scrubber system is complete, whichever occurs first. The thirteen recommended conditions with a change to recommended condition #7 will be set forth in the Southern Region Hearing Board Order.

Ms. Wolber relinquished the chair back to Hollis Carlile.

5. **Southern Region Hearing Board approved the following emergency variance orders:**

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|----|-----------------|-------------------|
| A. | Docket S-06-38E | Chevron USA, Inc. |
| B. | Docket S-06-39E | Bolthouse Farm |

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, August 9, 2006 at 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 10:49 a.m.

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