



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, October 11, 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 10:00 a.m.

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

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

(*) Arrived during Item # 3

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

Also present in the Central Region Office (Fresno) – Philip M. Jay, District Counsel, Brian Dodds, Senior Air Quality Inspector, Michael Carrera, Supervising Air Quality Inspector and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of August 9 and September 13, 2006** – The Chair asked if there were any comments regarding the Minutes of August 9, 2006. Hearing no comments the Chair declared the Minutes of August 9, 2006 were approved as submitted.

The Chair requested the Minutes of September 13, 2006 be *amended* to include his query of why the Minutes of August 9, 2006 were not listed on the September 13, 2006 Agenda, as well

as staff's comment advising the Chair that the August 9, 2006 Minutes would be listed on the October 11, 2006 Agenda for approval. The Chair requested the *amended* Minutes for September 13, 2006 be listed on the November 8, 2006 Agenda for approval.

Motion to amend the September 13, 2006 Action Summary Minutes – Board Member Bland made the motion to *amend* the September 13, 2006 Southern Region Hearing Board Minutes to include the Chair's comments that the August 9, 2006 Minutes were not listed on the September 13, 2006 Agenda, and staff's comment advising the Chair that the August 9, 2006 Minutes would be listed on October 11, 2006 Agenda for approval. Board Member Bland's motion included the Chair's request that the *amended* September 13, 2006 Minutes be included on the November 8, 2006 Agenda for approval. Seconded by Board Member Brehmer and unanimously carried with the following roll call vote:

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

Absent: ***None.***

4. **Public Hearing:**

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.

All persons testifying were sworn in by the Chair.

Brian Dodds presented the Staff Reports.

A.) Docket S-06-58S, Short Variance, Big West of California , 6451 Rosedale Highway, Bakersfield, CA. 93308. Type of Business: Crude Oil Refinery

Petitioner – Max Sims represented Big West of California.

Public Comment – No Public Comment.

Decision – Board Member Bland made the motion to grant the variance. Board Member Bland noted the variance meets the required six findings set forth on pages 2 and 3 of the Staff Report. Board Member Bland indicated the variance shall be subject to the eleven recommended conditions set forth on pages 4 and 5 of the Staff Report. Seconded by Board Member Wolber 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-06-58S, Big West of California. The variance shall be effective for a single consecutive 12-hour period to occur sometime between October 12, 2006 to January 10, 2007, or until the maintenance activities are completed and the VRS is brought back online, whichever occurs first. The eleven recommended conditions will be set forth in the Southern Region Hearing Board Order.

B.)
Docket S-06-59S, Short Variance, **Kern Community College District, Bakersfield College**, 1801 Panorama Drive, Bakersfield, CA. 93306. Type of Business: Educational Institution.

Petitioners – Bill Garrett, Randy Patterson and Doug Shaffer represented Kern Community College District, Bakersfield College.

Board Member Brehmer excused himself from the meeting due to a prior appointment.

Public Comment – No Public Comment.

Decision – Board Member Bland noted the Hearing Board could not make Finding # 1, therefore Board Member Bland made the motion to deny the Petitioner's request for a Short Variance. Seconded by Board Member Wolber and unanimously carried with the following roll call vote:

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

The Southern Region Hearing Board denied Docket S-06-59S, Kern Community College District, Bakersfield College's request for a Short Variance.

5. **The Southern Region Hearing Board has not approved any emergency variances since the September 13, 2006 Hearing Board Meeting.**
6. **Public Comment** – No Public Comment.
7. **Hearing Board Member Comments** – No Hearing Board Member Comments.
8. **New Business** – No New Business.

9. **Next Scheduled Meeting** – Wednesday, November 8, 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 11:04 a.m.

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