



San Joaquin Valley Air Pollution Control District

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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 for the 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, March 13, 2002
10:00 a.m.

Meeting held via video teleconferencing (VTC) with the Central Region Office (Fresno) included via VTC.

1. **Call Meeting to Order** – The Chair, Hollis B. Carlile, called the meeting to order at 10:05 a.m.
2. **Roll Call was taken and a quorum was present.**

Kimm Wolber	Medical
Andrew C. Thomson	Attorney
Marvin Dean (*)	Public
William L. Bland, Jr., Vice Chair (absent)	Public
Hollis B. Carlile, Chair	Engineer

(*) Arrived at start of Item # 4

Also present in the Southern Region Office (Bakersfield)
Clifton Calderwood, Air Quality Compliance Manager,
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, Michael Carrera, Senior Air Quality
Inspector and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of February 13, 2002** – The Chair asked if there were any corrections, comments or additions to the Minutes. The Board did not have any corrections, comments or additions to the Minutes. Therefore, the Chair declared that the Minutes of February 13, 2002 were approved as submitted.

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 have been properly noticed and on file with the Clerk to the Board. Ms. Smith responded affirmative.

The Chair requested that the Hearing Board Packet and any additional materials provided during the hearing be entered into the Official Record.

4. **Public Hearings:**

Michael Carrera presented the Staff Reports.

<p>A.) Docket No. S-02-02R, Regular Variance, Del Mesa Farms, 770 N. Plano Street, Porterville, CA. 93257. Type of Business: Processing of Cooked Chicken Products.</p>
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Creighton Smith, Supervising Air Quality Inspector, provided additional testimony for the District.

Petitioners – Dave Duke and Neal Jones represented Del Mesa Farms.

Public Comments – No Public Comments.

Decision – Board Member Thomson made the motion to grant the variance subject to the eight conditions set forth on pages 3 and 4 of the Staff Report (with and amendment to Condition # 1) and the required six findings set forth on pages 2 and 3 of the Staff Report be incorporated in the motion by reference.

Seconded by Board Member Wolber and carried unanimously with the following

Roll Call Vote:

Ayes: Wolber, Thomson, Dean and Carlile.

Absent: Bland.

The Board granted a Regular Variance to Docket No. S-02-02R, Del Mesa Farms. The variance will be effective from February 13, 2002 until April 14, 2002, or until compliance is achieved, whichever occurs first. The eight conditions will be set forth in the Order.

The Chair noted that Items B.) UNOCAP - McKittrick Pump Station and C.) UNOCAP – Junction Pump Station were similar in nature and requested that (if the Petitioner and the District agreed) Items B.) and C.) be heard at the same time with a separate vote for each petitioner. The Petitioner and the District agreed with the Chair's request.

B.)
Docket No. S-02-04S, Short Variance, UNOCAP-McKittrick Pump Station, 6001 Franco Western Road, McKittrick, CA. 93251, Type of Business: Pipeline Pump Station.

C.)
Docket No. S-02-05S, Short Variance, UNOCAP – Junction Pump Station, 14990 Highway 46, Lost Hills, CA. 93249. Type of Business: Pipeline Pump Station.

Allen Phillips, Supervising Air Quality Engineer, provided additional testimony for the District.

Petitioners – Marion Miller and Tom DuMont represented UNOCAP.

Public Comments – No Public Comments.

Decision for Item B.) – Board Member Dean made the motion to grant the variance subject to thirteen conditions (twelve conditions were set forth on pages 4 and 5 of the Staff Report (one condition and amendments were added during the hearing) and that the required six findings set forth on pages 2 and 3 of the Staff Report be incorporated in the motion by reference. Seconded by Board Member Wolber and carried unanimously with the following **Roll Call Vote:**

Ayes: Wolber, Thomson, Dean and Carlile.

Absent: Bland.

The Board granted a Short Variance to Docket No. S-02-04S, UNOCAP – McKittrick Pump Station. The variance shall be effective from April 8, 2002 to July 7, 2002, or until compliance is achieved whichever occurs first. The thirteen conditions will be set forth in the Order.

Decision for Item C.) – Board Member Dean made the motion to grant the variance subject to twelve set forth on pages 3 and 4 of the Staff Report (with amendments added during the hearing) and the required six findings set forth on pages 2 and 3 of the Staff Report be incorporated in the motion by reference. Seconded by Board Member Wolber and carried unanimously with the following **Roll Call Vote:**

Ayes: Wolber, Thomson, Dean and Carlile.

Absent: Bland.

The Board granted a Short Variance to Docket No. S-02-05S, UNOCAP – Junction Pump Station. The variance shall be effective shall be effective from April 8, 2002 to July 7, 2002, or until compliance is achieved whichever occurs first. The twelve conditions will be set forth in the Order.

5. **Administrative Agenda – Receive and File** – The Board received and filed A.) Docket No. S-02-03E, Emergency Variance, Aera Energy LLC, P O Box 11164, Bakersfield, CA. 93389.
6. **Public Comments** – No Public Comments.
7. **Hearing Board Member Comments** – The Board thanked staff for their written recommendations in the Staff Report on approval/disapproval of a variance request.
8. **New Business** – No New Business.
9. **Next Scheduled Meeting** – Wednesday, April 10, 2002 at 10:00 a.m. The meeting will be held via video teleconferencing (VTC) in the Southern Region Office, 2700 M Street, Suite 275, VTC Room, Bakersfield with the Central Region Office (Fresno) included via VTC.
10. **Adjournment** – The Chair adjourned the meeting at 10:59 a.m.

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