



San Joaquin Valley Air Pollution Control District

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Action Summary Minutes for 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, January 8, 2003
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 10:00 a.m.

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

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

Also present in the Southern Region Office (Bakersfield)

Robert J. Kard, Director of Compliance, Creighton Smith, Supervising Air Quality Inspector, Glenn Slitor, Senior Air Quality Inspector, Vernon McKnight, Air Quality Inspector, Leonard Scandura, Supervising Air Quality Engineer and Jon Adams, Air Quality Compliance Manager.

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 December 11, 2002** – The Chair asked if there were any corrections, comments or additions to the Minutes. Hearing no comments the Chair declared that the Minutes of December 11, 2002 were approved as submitted.

The Chair requested the Petitioners to sign the Sign in Sheet.

All persons testifying were sworn in by the Chair.

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

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

4. **Public Hearing:**

Michael Carrera presented the Staff Report.

A.)
Docket S-02-45S, Short Variance, Crimson Resource Management (1C Gas Plant), Sec. NE01, T32S, 23E, Taft, Ca. Type of Business: Crude Oil and Natural Gas Production.

Robert J. Kard, Director of Compliance and Jon Adams, Air Quality Compliance Manager, provided additional testimony.

Petitioners – Patty Lee Kusek and Joe Ippolito represented Crimson Resource Management.

Public Comments – No Public Comments.

Decision – Board Member Dean made the motion to grant the variance. The Board did not second the motion.

Decision – Board Member Bland made the motion to deny the variance due to the fact that the findings could not be made. Seconded by Board Member Wolber. The motion carried with the following **Roll Call Vote:**

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

Noes: ***Dean.***

Absent: ***Thomson.***

Therefore, the Board determined that the required findings could not be made per Section 42352 (a) of the California Health and Safety Code, and therefore orders that the short variance requested by Crimson Resource Management, Docket S-02-45S, be hereby denied.

5. **Administrative Agenda – Receive and File** - The Southern Region Hearing Board Received and Filed the following emergency variance Orders:

- A.) Docket S-02-49E Sycamore Cogeneration Company
Sec. 32, T28S, R28E, SW China Grade Loop
Bakersfield, CA
- B.) Docket S-02-50E Vintage Petroleum, Inc.
5610 District Blvd.
Bakersfield, CA. 93313
- C.) Docket S-02-51E Aera Energy LLC
P O Box 11164
Bakersfield, CA. 93389
- D.) Docket S-02-52E Aera Energy LLC
P O Box 11164
Bakersfield, CA. 93389
- E.) Docket S-02-53E Chevron USA, Inc.
P O Box 1392
Bakersfield, CA. 93302
- F.) Docket S-02-54E Castle Peak Resources
1401 Commercial Way, Ste. 100
Bakersfield, CA. 93309
- G.) Docket S-02-55E ExxonMobil Production Company
18271 Highway 33
McKittrick, CA. 93251

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

7. **Hearing Board Member Comments** – Board Member Dean thanked the Board for moving the 2003 – Chair and Vice Chair Election from the December 11, 2002 agenda to today’s agenda.

8. **New Business:**

A. La Paloma Generating Plant – Progress Report on Phase I - Report received from Zenis Walley and Dr. Ted Guth. The Board and staff received the following document: *La Paloma Generating Company, LLC, SJVAPCD Hearing Board, Regular Variances, Docket Nos. S-02-34R, 24R, 25R and 29R., Phase I – Progress Report, January 8, 2003.*

Board Member Dean noted that during the November 13, 2002 Hearing Board Meeting, Larry Landis, Environmental Coordinator, suggested the Board hold a meeting to discuss the issue of Emission Reduction Credits (ERCs) regarding the Board requesting additional offsets over what the District recommends in their Staff Reports. Board Member Dean asked staff if they were researching that issue and will be getting back to the Board with some information on setting up that meeting.

Robert J. Kard, Director of Compliance, stated that he would have someone in attendance at the next Southern Region Hearing Board Meeting that has knowledge of ERCs. Mr. Kard noted that this individual will be available to discuss the ERC offset issue with the Board.

The Chair requested that the District include in next months agenda packet a summary of what will be presented to the Board regarding the ERC offset issue. The Chair noted that this would assist the Board in following what is being presented.

B. 2003 – Chair and Vice Chair Election – Board Member Wolber made the motion to elect for the year 2003 Hollis Carlile as Chair and William Bland as Vice Chair. Seconded by Board Member Dean and carried unanimously with the following **Roll Call Vote:**

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

Absent: *Thomson.*

Therefore, the Board elected Hollis B. Carlile as Chair for 2003 and William L. Bland, Jr., as Vice Chair for 2003.

9. **Next Scheduled Meeting** – Wednesday, February 12, 2003 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) participating via VTC.
10. **Adjournment** – The Chair adjourned the meeting at 12:26 p.m.

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