

**San Joaquin Valley Air Pollution Control District
SOUTHERN REGION HEARING BOARD MEETING, CONTINUED**

ACTION SUMMARY MINUTES

Wednesday, May 17, 2023

Meeting held in Southern Region Office with the Central Region Office via VTC

1. Call Meeting to Order

The Chair, John Stovall, called the meeting to order at 1:40 p.m.

2. Roll Call

John Stovall – Attorney	Present
Nancy Dunn – Public	Present
Dr. Chang Na – Medical (Primary)	Present
Dr. Robert Moeller – Medical (Alternate)	Absent

3. Approval of Consent Calendar (Items 9-10)

These items are routine in nature and are usually approved by a single vote. Prior to action by the Hearing Board, the public will be given the opportunity to comment on any consent item.

9. Approve Minutes of Wednesday, April 12, 2023

10. Next Scheduled Meeting

The next scheduled meeting is on June 14, 2023.

Public Comments: None

Moved: Dr. Na
Seconded: Dunn
Ayes: Stovall, Dr. Na, Dunn
Abstain: None
Nays: None

Motion unanimously carried to approve Consent Calendar Items 9-10

4. Public Hearing

The Chair, Mr. Stovall, swore in all those present to testify for all matters.

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
A. S-23-13S	Short	Aera Energy, LLC 59231 Main Camp Rd McKittrick, CA 93251
B. S-23-14S	Short	Alon Bakersfield Refining 6451 Rosedale Highway Bakersfield, CA 93308

S-23-13S

Petitioner: Aaron Albracht & Nathan Pevey

Chris Kalashian presented the staff report.

AERA has requested a short variance from the applicable requirements of District Rules 2070, 2201, 2520, and 4623, in addition to applicable conditions of the subject permits. The requested short variance period would be effective for a non-consecutive 144-hour period to occur sometime between May 11, 2023, and July 11, 2023, inclusive. If granted, the variance would allow AERA to continue to store VOC containing liquids in the subject tanks without a functional or operating VRS while the pipe section is replaced.

Chris Kalashian noted two areas where the Staff Report was amended: the variance start date was changed from May 11, 2023 to May 17, 2023, and on Page 3, Finding 5, the second sentence was removed.

Petitioner, Aaron Albracht, thanked Chris Kalashian for adjusting Finding 5 and confirmed that the District Staff Report was accurate.

Public Comment: None

Moved: Dr. Na
Seconded: Dunn
Ayes: Stovall, Dr. Na, Dunn
Nays: None

Motion unanimously carried to approve Docket No. S-23-13S

S-23-14S

Petitioner: Matthew Jalali

Shannon Moore presented the staff report.

ALON has requested a short variance from the applicable requirements of District Rules 2070, 2201, 2520, and 4623 in addition to the applicable conditions of the subject permits. The requested variance period would be for 21 consecutive days to occur sometime between June 1, 2023 and July 31, 2023, inclusive. If granted, the short variance would allow for the continued storage of VOC containing liquids at the Wastewater Treatment Unit without a functional or operating VRS while they replace a 250 foot section of header piping.

Shannon Moore noted one correction to the Staff Report on Page 3, Item 2, under "Recommendations". The second listed Permit Number was corrected to S-33-20-23.

Dr. Na asked for an economic loss calculation. Shannon Moore clarified that ALON would be subject to District enforcement action and penalties if this variance is not approved, so the total economic loss would be determined by the size of the leak and the type of violation.

Petitioner, Matthew Jalali, added that if ALON is not approved to perform this maintenance, the startup of the refinery will be delayed and the facility would have to shut down in order to perform the same maintenance in the future, leading to increased economic losses.

Public Comment: None

Moved: Dr. Na
Seconded: Dunn
Ayes: Stovall, Dr. Na, Dunn
Nays: None

Motion unanimously carried to approve Docket No. S-23-14S

5. Public Comments: None.
6. Hearing Board Member Comments: None.
7. New Business: The District is recruiting new members to fill vacancies and alternate positions on the Central, Southern, and Northern region Hearing Boards.
8. Adjournment: The Chair adjourned the meeting at 1:59 p.m.