

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

ACTION SUMMARY MINUTES

Wednesday, January 10, 2024

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 10:00 a.m.

2. Roll Call

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

3. Approval of Consent Calendar (Items 9-11)

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, December 13, 2023

10. The Southern Region Hearing Board did not hear, nor grant any emergency variances since the December 13, 2023.

11. Next Scheduled Meeting

The next scheduled meeting is on February 14, 2024.

Public Comments: None

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

Motion unanimously carried to approve Consent Calendar Items 9-11

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-23-33S	Short	Kern River Cogeneration Facility <u>WITHDRAWN</u> PO Box 81438 Bakersfield, CA 93380

Petitioner: None

No staff report presented.

Public Comment: None

Moved:

Seconded:

Ayes:

Nays:

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
B. S-23-42S	Short	Chevron Cogeneration Company PO Box 81438 Bakersfield, CA 93380

Petitioner: Timothy Braly

Chris Kalashian presented the staff report.

CHEVRON has requested a short variance from the applicable requirements of District Rules 2070, 2201, 2520, and 4703, in addition to the applicable conditions of the subject permits. The requested variance will be for a 32 non-consecutive day period to occur sometime between February 1, 2024, and April 30, 2024, inclusive. If granted, the variance will allow CHEVRON to operate with excess NOx and CO emissions while the experimental testing is conducted.

Public Comment: None

Moved: Dr. Na

Seconded: Dunn

Ayes: Stovall, Dr. Na, Dunn, Weber
Nays: None

Motion unanimously carried to approve Docket No. S-23-42S

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
C. S-23-47S	Short	Aera Energy LLC PO Box 11164 Bakersfield, CA 93380

Petitioner: Sam Parks, Brian Waymire

Will Coon presented the staff report

AERA has requested a short variance from applicable requirements of District Rules 2070, 2080, 2201, 2520, 4101, 4102, 4201, 4301, 4305, 4306, 4320, 4405, 4406, and 4801 in addition to applicable conditions of the subject permits. The requested variance would be for a nonconsecutive 120 hour period to occur sometime between February 1, 2024, and April 1, 2024, inclusive. If granted, the variance would allow AERA to shut down the Section 32 SOx Plant for annual cleaning/maintenance of the processing equipment.

Public Comment: None

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

Motion unanimously carried to approve Docket No. S-23-47S

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
D. S-23-48S	Short	Alon Bakersfield Refining 6451 Rosedale Highway Bakersfield, CA 93308

Petitioner: None

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 short variance period would be effective for a non-consecutive 24-hour period to occur sometime between January 11, 2024 and January 25, 2024, inclusive. If granted, the short variance would allow for the continued storage of VOC containing liquids without a functional or operating VRS

while ALON installs blinds to sections of piping and replaces the VRS pressure regulator.

Public Comment: None

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

Motion unanimously carried to approve Docket No. S-23-48S

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
E. S-23-49i	Interim	San Joaquin Refining Company 3500 Shell St. Bakersfield, CA 93308

Petitioner: Cyrus Mojivi, Jeff Beecher

John Stagnaro presented the staff report.

The District received additional information from petitioner late in the evening the day before the hearing which had not been reviewed. The District requested a continuance of the hearing in order to review the additional information provided and Petitioner agreed. Hearing was continued to February 14, 2024.

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

Motion unanimously carried to approve the requested continuance

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
F. S-23-50S	Short	Live Oak Limited 7001 Granite Road Bakersfield, CA 93308

Petitioner: Cory Eagar

Chris Kalashian presented the staff report.

LIVE OAK is requesting a short variance from the applicable requirements of District Rules 1080, 2070, 2201, 2520, and 4703 in addition to the applicable conditions of the subject permits. The requested short variance will be from February 10, 2024, to

May 9, 2024, inclusive. If granted, the variance will allow LIVE OAK to operate without a certified CEMS while the new analyzers and sample lines are installed and the CEMS is certified.

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

Motion unanimously carried to approve Docket No. S-23-50S

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
G. S-23-51S	Short	McKittrick Limited 4905 Reward Road Bakersfield, CA 93251

Petitioner: Cory Eagar

Chris Kalashian presented the staff report.

MCKITTRICK is requesting a short variance from the applicable requirements of District Rules 1080, 2070, 2201, 2520, and 4703 in addition to the applicable conditions of the subject permit. The requested short variance will be from January 13, 2024, to April 11, 2024, inclusive. If granted, the variance will allow MCKITTRICK to operate without a certified CEMS while the new analyzers and sample lines are installed and the CEMS is certified.

Public Comment: None

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

Motion unanimously carried to approve Docket No. S-23-51S

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
H. S-23-52S	Short	Bear Mountain Limited 7001 Camino Grand Drive Bakersfield, CA 93306

Petitioner: Cory Eagar

Chris Kalashian presented the staff report.

BEAR is requesting a short variance from the applicable requirements of District Rules 1080, 2070, 2201, 2520, and 4703 in addition to the applicable conditions of the subject permits. The requested short variance will be from February 3, 2024, to May 2, 2024, inclusive. If granted, the variance will allow BEAR to operate without a certified CEMS while the new analyzers and sample lines are installed and the CEMS is certified.

Public Comment: None

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

Motion unanimously carried to approve Docket No. S-23-52S

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
I. S-23-53S	Short	Badger Creek Limited 353 Fano Bakersfield, CA 93306

Petitioner: Cory Eagar

Chris Kalashian presented the staff report.

BADGER is requesting a short variance from the applicable requirements of District Rules 1080, 2070, 2201, 2520, and 4703 in addition to the applicable conditions of the subject permits. The requested short variance will be from January 20, 2024, to April 18, 2024, inclusive. If granted, the variance will allow BADGER to operate without a certified CEMS while the new analyzers and sample lines are installed and the CEMS is certified.

Public Comment: None

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

Motion unanimously carried to approve Docket No. S-23-53S

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
J. S-23-54i	Interim	TRC Cypress Group, LLC P.O. Box 224 Bakersfield, CA 93306

Petitioner: Tyler Plunkett, Nicholas Diercks

Esthela Soto presented the staff report.

TRC has requested an interim variance, to be followed by a regular variance to provide relief from the requirements of District Rules 4306 and 4320. The requested interim variance period would be effective from January 1, 2024, to February 14, 2024, inclusive, or until the regular variance is heard and granted. If granted, the variance would allow TRC to continue to operate the steam generator after December 31, 2023, until the unit can be source tested to demonstrate compliance with Rule 4306 and 4320.

Public Comment: None

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

Motion unanimously carried to approve Docket No. S-23-54i

5. Public Comments: None
6. Hearing Board Member Comments:
7. New Business: None
8. Adjournment: The Chair adjourned the meeting at 11:02 a.m.