

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

ACTION SUMMARY MINUTES

Wednesday, September 13, 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 10:00 a.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 9-11)

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, August 9, 2023

10. The Southern Region Hearing Board has not heard, nor granted any emergency variances since the August 9, 2023 hearing.

A. S-23-26E Bluescope Buildings North America

On August 8, 2023, Hearing Board Chair, John Stovall, acting for and on behalf of the Southern Region Hearing Board, approved an emergency variance from August 7, 2023, through August 11, 2023. The variance provided relief from specific requirements of District Rules 2070 and 2201 and allowed Bluescope Buildings of North America to continue to operate without a functioning VOC equipment.

B. S-23-27E Alon Bakersfield Refining

On August 10, 2023, Hearing Board Chair, John Stovall, acting for and on behalf of the Southern Region Hearing Board, approved an emergency variance from August 10, 2023, through August 25, 2023. The variance provided relief from specific requirements of District Rules 2070, 2201, 2520, 4401 and 4623, and allowed Alon Bakersfield Refining to continue to operate without a functioning VRS.

11. Next Scheduled Meeting

The next scheduled meeting is on October 11, 2023.

Public Comments: None

Moved: Dunn
Seconded: Dr. Na
Ayes: Stovall, Dr. Na, Dunn
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-23-28S	Short	Alon Bakersfield Refining 6451 Rosedale Highway Bakersfield, CA 93308

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 60 days, from August 25, 2023 to October 24, 2023, inclusive. If granted, the short variance would allow for the continued storage of VOC containing liquids without a functional or operating VRS while they repair any leaks that are causing increased oxygen levels in the vent gas going to the flare.

Dr. Na asked since the emergency ended on August 25th and the short starts on Aug 26th would that be retrospective to today's date, would this be a problem? Shannon answered, the petitioner got the request in prior to the end of the emergency variance, petitioner will be granted relief during that period.

Matthew Jalali wanted to emphasize that they do not need to have the VRS offline that many days, this is just in case, to try to minimize, just in case of a shut down. Mr. Stovall asked, do you have an estimate? Mr. Jalali said it is hard to estimate because you are talking about tens of miles of piping.

Public Comment: None

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

Each motion was unanimously carried to approve Docket No. S-23-28S

<u>Docket No.</u>	<u>Type</u>	<u>Company Name</u>
B. S-23-29S	Short	Berry Petroleum 11117 River Run Blvd. Bakersfield, CA 93311

Petitioner: Jon Armstrong

Will Coon presented the staff report.

BERRY has requested a short variance from the applicable requirements of District Rules 1080, 2070, 2201, 2520, 4001 and 4703, in addition to the applicable conditions of the subject permits. The requested variance period will be effective from September 15, 2023 to October 7, 2023, inclusive. If granted, the variance will allow BERRY to operate without a certified CEMS while the new analyzer is installed and the CEMS is certified.

Mr. Armstrong commented: while we are requesting the 15th to the 7th, we are only expecting roughly 10 days to be needed and this will be for the 7 day drift test.

Public Comment: None

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

Motion unanimously carried to approve Docket No. S-23-29S

5. Public Comments: None
6. Hearing Board Member Comments: None
7. New Business: None
8. Adjournment: The Chair adjourned the meeting at 10:16 a.m.