

**ACTION SUMMARY**  
**(Unofficial)**

**Hearing Board**

January 4, 2017

9:30 A.M.

**APCD Hearing Board Members:**

Donald R. Ward  
Dr. Francis P. Lagattuta, Chair  
Robert J. Saperstein  
David Schmarje  
Lee-Volker Cox, Vice-Chair

**BOARD OF SUPERVISORS HEARING ROOM  
BETTERAVIA GOVERNMENT CENTER  
511 EAST LAKESIDE PARKWAY  
SANTA MARIA, CA**

**I. 9:31 a.m. – Convened by Chair Ward – Roll Call**

Present: 5 - Ward, Lagattuta, Saperstein, Schmarje, Cox.

Absent: 0 - None

**II. Election of Chair and Vice-Chair for 2017**

A motion was made by Hearing Board member Saperstein, seconded by Hearing Board member Ward to elect Dr. Francis Lagattuta as Chair and Lee-Volker Cox as Vice-Chair. The motion carried by the following vote.

Ayes: 5 - Ward, Lagattuta, Saperstein, Schmarje, Cox.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 0 - None.

**III. Administration of Oath to Participants**

The following participants were sworn in:

Mike McKay, APCD  
Erin Grubbs, ExxonMobil Production Co.  
Patrice Surmeier, ExxonMobil Production Co.  
Eduardo Venturini, ExxonMobil Production Co.  
Felicia Kaminsky, Imerys Minerals California, Inc.  
Laurie Reis, Imerys Minerals California, Inc.

**Clerk of the APCD Board:**

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**IV. Approval of minutes of the December 7, 2016 meeting**

A motion was made by Hearing Board member Ward, seconded by Hearing Board member Saperstein that the minutes be approved. The motion carried by the following vote:

Ayes: 3 - Ward, Schmarje, Cox.  
Noes: 0 - None.  
Abstain: 2 - Lagattuta, Saperstein.  
Absent: 0 - None.

**V. Requests for continuance or addition of Ex-Agenda items.**

None.

**VI. Announcements/Staff Reports**

None.

**VII. Public Comment Period**

There were no public comments.

**VIII. Public Hearings**

**1) Case No. – 2016-43-R**

**ExxonMobil Production Company  
12000 Calle Real, Goleta, CA 93117**

**Hearing – To consider an application by ExxonMobil Production Company submitted on December 12, 2016 for a Regular Variance from District Rules 325.D.1(b), 325.E.1(b), 325.F.4(b), 328.F.2, 328.G.3, 331.F, 342.I.1, 359.F.2, 359.G.1, 359.H.2, 359.H.3, and 206, Conditions 9.B.12, 9.C.1(b)(xi), 9.C.1(c)(i), 9.C.1(c)(ii), 9.C.1(d), 9.C.2(c)(iii), 9.C.2(c)(iv), 9.C.2(c)(v), 9.C.2(d), 9.C.2(d)(i), 9.C.2(d)(ii), 9.C.2(d)(iii), 9.C.3(b)(i), 9.C.5(b)(iv), 9.C.5(b)(v), 9.C.5(c), 9.C.6(b), 9.C.6(b)(i), 9.C.6(c)(vi), 9.C.6(c)(vii), 9.C.6(c)(viii), 9.C.6(d)(vi), 9.C.6(d)(vii), 9.C.6(d)(viii), 9.C.8(a)(i), 9.C.8(c)(i), 9.C.8(c)(ii), 9.C.8(c)(iii), 9.C.8(d), 9.C.8(d)(i), 9.C.8(d)(ii), 9.C.8(d)(iii), 9.C.8(d)(iv), 9.C.8(d)(v), 9.C.10(a), 9.C.10(b), 9.C.10(d), 9.C.10(e), 9.C.10(h), 9.C.10(j), 9.C.10(k), 9.C.10(m)(iii), 9.C.10(m)(v), 9.C.10(m)(vi), 9.C.10(m)(xi), 9.C.10(m)(xii), 9.C.13(a), 9.C.13(b), 9.C.13(c), 9.C.13(c)(i), 9.C.13(c)(ii), 9.C.14, 9.C.15(a), 9.C.21, 9.C.25(a), 9.C.36(c), 9.C.36(i), 9.C.36(o), and 9.C.43(b) of Part 70/Permit to Operate 5651. The Petitioner operates the equipment described in this Petition at the Las Flores Canyon oil and gas processing plant, approximately 25 miles northwest of Santa Barbara, CA.**

Erin Grubbs appeared on behalf of the Petitioner; Mike McKay represented the District; Jerry Czuleger acted as Counsel for the Hearing Board.

Hearing held. Following testimony, the Hearing Board unanimously agreed that the six findings had been met. A motion was made by Hearing Board member Saperstein, seconded by Hearing Board member Schmarje to accept the findings as stated by the Hearing Board and that the variance be granted as submitted in the draft Findings and Order. Regular Variance number 2016-43-R was granted with conditions as specified in the Findings and Order for the period of January 4, 2017 through January 3, 2018, or the date the facility resumes processing platform gas, whichever occurs first, by the following vote:

Ayes: 5 - Ward, Lagattuta, Saperstein, Schmarje, Cox.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

**2) Case No. – 2016-45-N**

**Imerys Minerals California, Inc.  
2500 Miguelito Road, Lompoc, CA 93436**

**Hearing – To consider an application by Imerys Minerals California, Inc. submitted on December 13, 2016 for an Interim/90-Day Variance from District Rule 206, Conditions 9.C.7(c)(viii) and 9.C.12(a)(ii) of Part 70/Permit to Operate 5840. The Petitioner operates the equipment described in this Petition at Imerys Minerals California, Inc., located at 2500 Miguelito Road, Lompoc, CA.**

Felicia Kaminsky appeared on behalf of the Petitioner; Mike McKay represented the District; Jerry Czuleger acted as Counsel for the Hearing Board.

Hearing held. Following testimony, the Hearing Board unanimously agreed that the six findings had been met. A motion was made by Hearing Board member Ward, seconded by Hearing Board member Schmarje to accept the findings as stated by the Hearing Board and that the variance be granted as submitted in the draft Findings and Order. Regular Variance number 2016-45-N was granted with conditions as specified in the Findings and Order for the period of January 4, 2017 through March 31, 2017, or the date a successful source test is performed, whichever occurs first, by the following vote:

Ayes: 5 - Ward, Lagattuta, Saperstein, Schmarje, Cox.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

**IX. ADMINISTRATIVE AGENDA**

**Approved by vote on one motion. These items read only on request of Hearing Board members.**

**The following Variance Orders have been approved by the Air Pollution Control District Hearing Board. These orders are available for inspection and reproduction during normal business hours at the office of the Air Pollution Control District, 260 North San Antonio Rd., Suite A, Santa Barbara, California 93110.**

**A-1) Case No. – 2016-40-E – Greka Oil & Gas, Inc.  
P.O. Box 5489, Santa Maria, CA 93456**

**On November 28, 2016 Hearing Board member Robert Saperstein approved an Emergency Variance for the period of November 19, 2016 through December 18, 2016. Said variance provides relief from District Rule 325.E.1 and allows for continued operation of Petitioner's Well #27 while attempts to locate and repair the source of a leak around the wellhead casing are made.**

**A-2) Case No. – 2016-41-E – United States Air Force  
30 CES/CEIEC, 1028 Iceland Ave., Vandenberg AFB, CA 93437-6010**

On November 28, 2016 Hearing Board member Robert Saperstein approved an Emergency Variance for the period of November 21, 2016 through December 5, 2016. Said variance provides relief from District Rule 206, Conditions 9.C.24, 9.C.26, and 9.C.27 of Permit to Operate 13968 and allows for operation of Petitioner's facility without continuous monitoring data transmission to the District due to a temporary loss of data service from their provider.

**A-3) Case No. – 2016-42-E – Mission Hills Community Services District  
1550 E. Burton Mesa Blvd., Lompoc, CA 93436**

On December 1, 2016 Hearing Board member Lee-Volker Cox approved an Emergency Variance for the period of November 23, 2016 through December 22, 2016. Said variance provides relief from District Rules 333 and 206, Conditions 1 and 2.a of Permit to Operate 11886 and allows for operation of Petitioner's facility while repairs are made to the engine's air/fuel ratio controller (AFR).

**A-4) Case No. – 2016-44-I – Imerys Minerals California, Inc.  
2500 Miguelito Road, Lompoc, CA 93436**

On December 21, 2016 Hearing Board member Lee-Volker Cox approved an Interim Variance for the period of January 1, 2017 through March 31, 2017, or the date a successful source test is performed, or the date of decision on the Petitioner's request for a 90-Day Variance, whichever occurs first. Said variance provides relief from District Rules 206, Conditions 9.C.7(c)(viii) and 9.C.12(a)(ii) of Permit to Operate 5840-R5 and allows for continued operation of Petitioner's baghouse 901 while repairs are made to a rotor.

**A-5) Case No. – 2016-46-E – Freeport McMoRan  
201 South Broadway, Orcutt, CA 93455**

On December 21, 2016 Hearing Board member Lee-Volker Cox approved an Emergency Variance for the period of December 22, 2016 through January 20, 2017, or the date the Petitioner's flare meter is returned to compliance, whichever occurs first. Said variance provides relief from District Rules 359 and 206, Condition 9.C.3(c)(i) of Part 70/Permit to Operate 9104 and the associated Compliance Monitoring Plan, and allows for continued operation of Petitioner's facility while repairs are made to a faulty flare meter.

A motion was made by Hearing Board member Schmarje, seconded by Hearing Board member Saperstein that Administrative Agenda items A-1 through A-5 be received and filed. The motion carried by the following vote:

Ayes: 5 - Ward, Lagattuta, Saperstein, Schmarje, Cox.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

**X. ADJOURN**

The meeting was adjourned at 9:54 a.m.

**ANNOUNCEMENTS**

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Hearing Board is February 1, 2017, 9:30 a.m.