

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

**July 5, 2017**

**APCD Hearing Board**

**9:30 A.M.**

Dr. Francis P. Lagattuta, Chair  
Robert J. Saperstein  
Lee-Volker Cox, Vice-Chair  
Terence Dressler  
Francis Peters, Jr.

**BOARD OF SUPERVISORS HEARING ROOM  
COUNTY ADMINISTRATION BUILDING  
105 EAST ANAPAMU STREET  
SANTA BARBARA, CA**

**I. 9:32 a.m. – Convened by Chair Lagattuta – Roll Call**

Present: 5 - Lagattuta, Saperstein, Cox, Dressler, Peters.

Absent: 0 - None.

**II. Administration of Oath to Participants**

The following participants were sworn in:

Mike McKay, APCD  
Kaitlin McNally, APCD  
Jack Jones, ExxonMobil Production Co.  
Brian Smith, ExxonMobil Production Co.

**III. Approval of minutes of the February 1, 2017 meeting**

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

Ayes: 5 - Lagattuta, Saperstein, Cox, Dressler, Peters.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 0 - None.

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

None.

**V. Announcements/Staff Reports**

Mike McKay reminded Hearing Board members of the upcoming ARB Hearing Board and Variance training that will be taking place on August 31 in San Luis Obispo.

Clerk of the APCD Board:

Aeron Arlin Genet

**VI. Public Comment Period**

There were no public comments.

**VII. Public Hearings**

**1) Case No. – 2016-13-M1**

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

**Hearing – To consider an application by ExxonMobil Production Company submitted on May 05, 2017 requesting a Modification of Final Compliance Date for Regular Variance 2016-13-R for continued relief from District Rules 328 and 206, Conditions 9.C.7(a)(i), 9.C.12, and 9.C.12(a) of Permit to Operate 8092. The Petitioner operates the equipment described in this Petition at the POPCO gas processing plant, approximately 25 miles northwest of Santa Barbara, CA.**

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

Hearing held. Following testimony, a motion was made by Hearing Board member Peters, seconded by Hearing Board member Dressler that the variance be granted as submitted in the draft Findings and Order. Adopted Regular Variance No. 2016-13-M1. The motion carried by the following vote:

Ayes: 5 - Lagattuta, Saperstein, Cox, Dressler, Peters.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

**2) Case No. – 2016-15-M1**

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

**Hearing – To consider an application by ExxonMobil Production Company submitted on May 05, 2017 requesting a Modification of Final Compliance Date for Regular Variances 2016-15-R and 2016-33-R for continued relief from District Rules 328, 342, and 206, Conditions 9.C.1(c)(iii), 9.C.5(b)(v), 9.C.7(c)(ii), 9.C.12, 9.C.12(b), and 9.C.18(a) of Part 70/Permit to Operate 8092. Additionally, the Petitioner is requesting a Modification of Variance for Regular Variances 2016-15-R and 2016-33-R, in order to incorporate them into a single variance. The Petitioner operates the equipment described in this Petition at the POPCO gas processing plant, approximately 25 miles northwest of Santa Barbara, CA.**

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

Hearing held. Following testimony, a motion was made by Hearing Board member Dressler, seconded by Hearing Board member Peters that the variance be granted as submitted in the draft Findings and Order. Adopted Regular Variance No. 2016-15-M1. The motion carried by the following vote:

Ayes: 5 - Lagattuta, Saperstein, Cox, Dressler, Peters.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

## VIII. 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. – 2017-07-I – Freeport McMoRan  
201 South Broadway, Orcutt, CA 93455**

On January 23, 2017 Hearing Board member Donald Ward approved an Interim Variance allowing for continued operation of Petitioner's facility in violation of District Rules 359 and 206, Condition 9.C.3(c)(i) of Part 70/Permit to Operate 9104 and the associated Compliance Monitoring Plan. Said variance provides relief for the period of January 21, 2017 through April 20, 2017, or the date the Petitioner's flare meter is returned to compliance, or the date of decision on the Petitioner's request for a 90-Day Variance, whichever occurs first, while repairs are made to a faulty flare meter.

**A-2) Case No. – 2017-08-N – Freeport McMoRan  
201 South Broadway, Orcutt, CA 93455**

On February 15, 2017 Hearing Board member Donald Ward approved a 90-Day Variance allowing for continued operation of Petitioner's facility in violation of District Rules 359 and 206, Condition 9.C.3(c)(i) of Part 70/Permit to Operate 9104 and the associated Compliance Monitoring Plan. Said variance provides relief for the period of February 15, 2017 through April 20, 2017, or the date the Petitioner's flare meter is returned to compliance, whichever occurs first, while repairs are made to a faulty flare meter.

**A-3) Case No. – 2017-09-E – ExxonMobil Production Company  
12000 Calle Real, Goleta, CA 93117**

On January 23, 2017 Hearing Board member Donald Ward approved an Emergency Variance allowing for continued operation of Petitioner's facility in violation of District Rule 206, Condition 9.C.2(b)(v) of Part 70/Permit to Operate 5651. Said variance provides relief for the period of January 20, 2017 through February 18, 2017, while the Ammonia Storage Vessel MBE-2105 is purged of ammonia.

**A-4) Case No. – 2017-10-E – Greka Oil & Gas, Inc.  
P.O. Box 5489, Santa Maria, CA 93456**

On January 31, 2017 Hearing Board member David Schmarje approved an Emergency allowing for continued operation of Petitioner's Jim Hopkins wells #62-1 and #83-1 in violation of District Rule 331.E.1(f). Said variance provides relief for the period of January 27, 2017 through February 25, 2017, while leaks in the wellheads are repaired.

**A-5) Case No. – 2017-11-E – ExxonMobil Production Company  
12000 Calle Real, Goleta, CA 93117**

On February 17, 2017 Hearing Board member Donald Ward approved an Emergency Variance allowing for continued operation of Petitioner's facility in violation of District Rule 206, Conditions 9.C.2(c) and 9.C.2(c)(iv) of Part 70/Permit to Operate 5651. Said variance provides relief for the period of February 14, 2017 through February 28, 2017, while repairs are made to the flare sampling system.

A-6) Case No. – 2017-12-E – E&B Natural Resources  
3000 James Road, Bakersfield, CA 93308

On February 17, 2017 Hearing Board member Donald Ward approved an Emergency Variance allowing for continued operation of Petitioner’s facility in violation of District Rules 325 and 206, Conditions 9.C.2(b)(i), 9.C.3, 9.C.7 and 9.D.11 of Part 70/Permit to Operate 7250. Said variance provides relief for the period of February 14, 2017 through February 28, 2017, while repairs are made to the vapor recovery system at the South Cuyama Unit.

A-7) Case No. – 2017-13-E – Freeport McMoRan  
201 South Broadway, Orcutt, CA 93455

Petition was filed on February 23, 2017 and withdrawn on March 8, 2017.

A-8) Case No. – 2017-14-I – Imerys Minerals California, Inc.  
2500 Miguelito Road, Lompoc, CA 93436

On April 14, 2017 Hearing Board member David Schmarje approved an Interim Variance allowing for continued operation of the Imerys baghouse 901 in violation of District Rule 206, Conditions 9.C.7(c)(viii) and 9.C.12(a)(ii) of PTO 5840-R5. Said variance provides relief for the period of April 1, 2017 through June 30, 2017, or the date a successful source test is performed, or the date of decision on the Petitioner’s request for a Regular Variance, whichever occurs first, while a broken blower can be ordered, installed and tested.

A-9) Case No. – 2017-15-R – Imerys Minerals California, Inc.  
2500 Miguelito Road, Lompoc, CA 93436

Petition was filed on March 29, 2017 and withdrawn on April 11, 2017.

A motion was made by Hearing Board member Cox, seconded by Hearing Board member Peters that Administrative Agenda items A-1 through A-9 be received and filed. The motion carried by the following vote:

Ayes: 5 - Lagattuta, Saperstein, Cox, Dressler, Peters.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

## IX. ADJOURN

The meeting was adjourned at 10:00 a.m.

## ANNOUNCEMENTS

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Hearing Board is August 2, 2017, 9:30 a.m.