	Case No / Date	2019-13-E	7/23/19
	Petitioner	Beacon West on behalf of State Lands Commission	
	Permit #	8234-R10	
	Date Rec'd	7/16/19	
	Time Rec'd	1654 hours	
	FOR OFFICIAL USE ONLY		

**BEFORE THE HEARING BOARD
OF THE SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT**

In The Matter of the Application of)
 Beacon West on behalf of State)
 Lands Commission, for an Emergency)
 Variance from District Rule 206, and)
 Part 70/Permit to Operate 8234-R10)
 Condition 9.C.14.)

H.B. Case No. 2019-13-E

VARIANCE FINDINGS

AND ORDER

Beacon West Energy Group, on behalf of State Lands Commission, filed a Petition for an Emergency Variance on July 16, 2019. A hearing regarding the above-entitled matter was held on July 23, 2019. John Garnett represented the Petitioner, Aimee Long represented the Santa Barbara County Air Pollution Control District, and Francis Peters, Jr. represented the Hearing Board for this Emergency Hearing.

This matter having been fully presented and duly considered, the Hearing Board makes the following findings and gives the following reasons for its decision.

1. Notice of the Hearing was duly given in the manner and for the time required by law.
2. Sworn testimony and argument on behalf of the Petitioner and the Air Pollution Control Officer were made, received and considered.
3. The Petitioners operate the equipment described in the Petition at the Platform Holly located offshore State Tidelands; Parcel 3242-1, South Ellwood Offshore Field approximately 2 miles southwest of the Coal Oil Point, California.
4. On July 12, 2019, the Petitioner requested breakdown coverage (Breakdown Number 11684), for failing to maintain connectivity to the District's Data Acquisition System (DAS) for all process and alarm systems. The District was not receiving accurate data from the High-Pressure Flare H-100 (APCD Device ID 7982). The repairs could not be made within the allowable 96-hour breakdown coverage. As a result, additional relief

was sought.

5. Without Variance coverage, the Petitioner will be in violation of District Rule 206, and Part 70/Permit to Operate 8234-R10, Condition 9.C.14.
6. If, due to reasons beyond the control of the Petitioner, successful repairs are not completed during this Variance period, additional relief will be sought.
7. The Petitioner will monitor and record on a daily basis, all emissions related to the granting of this variance.
8. A nuisance as defined in District Rule 303 is not expected to occur as a result of this variance and continued operation is not likely to create an immediate threat or hazard to public health or safety.
9. The District staff supports the Petition as conditioned below.
10. Pursuant to Health and Safety Code section 42359.5, I find that “good cause” exists for the granting of Petitioner’s request for an Emergency Variance.

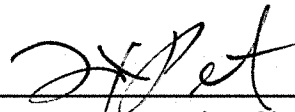
THEREFORE, THE HEARING BOARD ORDERS, as follows:

That an Emergency Variance be granted for the continued operation of the Petitioner’s facility in violation of Rule 206, and Part 70/Permit to Operate 8234-R10, Condition 9.14.C from July 16, 2019, through July 30, 2019, or the date compliance is achieved, whichever occurs first, with the following conditions:

1. Petitioner shall submit a written report to the Hearing Board and District by August 16, 2019. The report shall include the date compliance was achieved together with the cause of the malfunction, description of the corrective action taken and the dates, times, and actual emissions that occurred during the variance period.
2. Petitioner shall retain the obligation to comply with all other local, state and federal regulations not specifically referenced in the Order.
3. Failure to abide by all conditions of this Order shall subject the Petitioner receiving the variance to penalties set forth in Health and Safety Code section 42402.

4. Each day during any portion of which a violation occurs is a separate offense.
5. The Environmental Protection Agency does not recognize California's Variance program, therefore, this Variance does not protect the Petitioner from Federal Enforcement actions.

DATED: 7-23-2019



Francis Peters, Jr. Vice-Chair
Santa Barbara County Air Pollution Control District
Hearing Board