



air pollution control district
SANTA BARBARA COUNTY

AGENDA

February 3, 2021

9:30 A.M.

APCD Hearing Board

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

Counsel of the Hearing Board:
Maria Novatt
Paul Lee

AIR POLLUTION CONTROL DISTRICT HEARING BOARD

REMOTE VIRTUAL PARTICIPATION ONLY

IMPORTANT NOTICE REGARDING PUBLIC PARTICIPATION:

Based on guidance from the California Department of Public Health and the California Governor's Stay at Home Executive Order N-33-20 issued on March 19, 2020, to protect the health and well-being of all Californians, and to establish consistency across the state to slow the spread of COVID-19, the Santa Barbara County Air Pollution Control District Hearing Board will not be providing in-person participation, and will provide a virtual option for participation in hearings.

REMOTE VIRTUAL PARTICIPATION INFORMATION:

Join Zoom Hearing Board Meeting - from PC, Laptop or Phone
PC, Laptop or Phone: <https://tinyurl.com/apcdHBLink>
Password: 991960

Telephone: US: +1 669 900 6833 or +1 408 638 0968 or +1 346 248 7799 or +1 253 215 8782 or +1 312 626 6799 or +1 646 876 9923 or +1 301 715 8592

Webinar ID: 810 6602 2025

Password: 991960

Members of the public are afforded an opportunity to speak on any agenda item before consideration of that item. Persons wishing to speak may do so remotely via Zoom or telephone. To provide public comments via a Desktop/Laptop or Smartphone, click on the "Raise Hand" at the bottom of the screen, or if participating via Dial-in/Telephone Press *9. This will signal to the host that you would like to provide a public comment. You will be added to the list and notified and unmuted when it is your turn to speak.

AGENDA POSTING:

All agendas, supplemental materials and minutes are posted on our website (www.ourair.org/apcd/apcd-hearing-board-meeting) at least 72 hours in advance of the meeting.

Clerk of the APCD Board
Aeron Arlin Genet

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Hearing Board Clerk to all or a majority of the members of the APCD Hearing Board less than 72 hours prior to that meeting are available for inspection on the District website. APCD Hearing Board meetings are audio recorded; recordings will be made available upon request pursuant to the California Public Records Act. In compliance with the Americans with Disabilities Act, individuals needing special accommodations to participate in the meeting should contact the APCD at (805) 961-8800 at least three working days prior to the scheduled meeting.

Note that on items listed on the Administrative Agenda and the balance of the agenda any motion, including action, can be taken (consideration is not limited to listed recommended actions). Additional matters can be added, and action taken by two-thirds vote, or in the case of an emergency, by a majority vote. Matters raised under the Public Comment Period may not be acted upon at that meeting other than as provided above.

A. CALL TO ORDER – ROLL CALL

B. ELECTION OF CHAIR AND VICE-CHAIR FOR 2021

Elect the Chair and Vice-Chair to serve as APCD Hearing Board Officers for calendar year 2021.

C. APPROVAL OF MINUTES

Approve minutes of the June 3, 2020 meeting.

D. REQUESTS FOR CONTINUANCE OR ADDITION OF EX-AGENDA ITEMS

E. ANNOUNCEMENTS / STAFF REPORTS

Receive announcements or reports from staff on matters of interest to the Hearing Board. There will be no Hearing Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

F. PUBLIC COMMENT PERIOD

Persons desiring to address the Hearing Board on any subject within the jurisdiction of the Hearing Board not included as part of the agenda may do so at this time.

G. PUBLIC HEARINGS

Administration of Oath to be conducted prior to each hearing.

**G-1) Case No. – 2020-20-R (Regular Variance)
County of Santa Barbara, Public Works, Resource Recovery and Waste Management
14470 Calle Real, Santa Barbara, CA 93117**

To consider a Petition for a Regular Variance from District Rule 206, Part 70 Permit to Operate 15136, Conditions 9.C.2.b.iv and 9.C.2.b., submitted on November 19, 2020, for the enclosed ground flare. The Petitioner operates the equipment described in the Petition at the Tajiguas Landfill located approximately 26 miles west of the City of Santa Barbara.

- G-2) Case No. – 2021-01-RE (Permit Revocation)
California Asphalt Production, Inc. a California Corporation
1660 Sinton Road, Santa Maria, CA 93458

To consider a petition by the Air Pollution Control Officer of the Santa Barbara County Air Pollution Control District submitted on January 12, 2021, for issuance of an Order of Revocation for Permit to Operate 8259-R11, Permit to Operate 11651-R4, Permit to Operate 15241, Permit to Operate 15361, and Authority to Construct 15342 pursuant to Health and Safety Code sections 42307 and 42309(e)(4).

California Asphalt Production, Inc. is the holder of said permits to operate and authority to construct of the air pollution emitting equipment located at 1660 Sinton Road, Santa Maria, CA 93458. Respondent has failed to pay properly assessed fees and penalties pursuant to state law and District Rule 210.V(A)(1) and (2).

- G-3) Case No. – 2021-04-R (Regular Variance)
Beacon West Energy Group, LLC 1145 Eugenia Place #101, Carpinteria, CA 93013

Postponed per Petitioner's request.

- G-4) Case No. – 2021-05-R (Regular Variance)
Beacon West Energy Group, LLC 1145 Eugenia Place #101, Carpinteria, CA 93013

Postponed per Petitioner's request.

H. ADMINISTRATIVE AGENDA

Approved by vote on one motion. Below are summaries of single-member variance cases heard since the last Hearing Board meeting. These items read only on request of Hearing Board members.

- H-1) Case No. – 2020-15-E
HVI Cat Canyon Inc., 2601 Skyway Dr. Ste. A-1, Santa Maria, CA 93455

On August 10, 2020 Hearing Board member Robert J. Saperstein approved an Emergency Variance for the period of July 31, 2020 through August 14, 2020, or the date compliance is achieved, whichever occurs first. Said variance provides relief from District Rule 325.E.1, 206, Permit to Operate 08096-R11, Condition 11, and allows for continued operation of the Morganti Lease while a leak at Production Well Morganti #71 is identified and repaired.

- H-2) Case No. – 2020-16-E
Terracore Operating Company, 6085 Cat Canyon Rd., Santa Maria, CA 93454

On August 21, 2020 Hearing Board member Lee-Volker Cox approved an Emergency Variance for the period of August 16, 2020 through August 30, 2020, or the date compliance is achieved, whichever occurs first. Said variance provides relief from District Rules 325.D.1, 206 and Condition 9 of Permit to Operate 9554-R7, and allows for continued operation of the the Williams Holding Long Canyon Lease without a vapor recovery system while power to the facility and the vapor recovery system is restored.

- H-3) Case No. – 2020-17-N
California Asphalt Production, 201 S. Broadway, Orcutt, CA 93455

On October 7, 2020 Hearing Board member Robert J. Saperstein approved a 90-Day Variance for the period of September 11, 2020 through October 15, 2020, or the date compliance is achieved, whichever occurs first. Said variance provides relief from District Rules 364.D.1 and 364.H.1.a. and allows for continued operation of the Santa Maria Asphalt Refinery without submittal of a *Fenceline Air Monitoring Plan* and fee.

- H-4) Case No. – 2020-18-E
Maria Joaquin Basin LLC, Team Maria Joaquin, LLC, and Team Operating, LLC,
2601 Skyway Dr. Ste. A-1, Santa Maria, CA 93455

On November 24, 2020 Hearing Board member Terence Dressler approved an Emergency Variance for the period of November 6, 2020 through November 21, 2020, or the date compliance is achieved, whichever occurs first. Said variance provides relief from District Rules 325.D.1 and 206, and Permit to Operate 7053-R11, Condition 2.f. and allows for operation of the Bradley Lands/Consolidated Lease without a vapor recovery system.

- H-5) Case No. – 2020-19-I
County of Santa Barbara, Public Works, Resource Recovery and Waste Management
14470 Calle Real, Santa Barbara, CA 93117

On December 10, 2020 Hearing Board member Terence Dressler approved an Interim Variance for the period of November 19, 2020 through February 16, 2021, or the date a decision is made on the Regular Variance, or the date the equipment ceases operation, whichever occurs first. Said variance provides relief from District Rule 206, and Part 70 Permit to Operate 15136, Condition 9.C.2.b.iv and 9.C.2.b.v and allows for operation of the Petitioner's enclosed ground flare at the Tajiguas Landfill beyond the allowable downtime.

- H-6) Case No. – 2020-21-E
Beacon West Energy Group, LLC 1145 Eugenia Place #101, Carpinteria, CA 93013

On December 23, 2020 Hearing Board member Francis Peters Jr. approved an Emergency Variance for the period of December 17, 2020 through December 31, 2020, or the date compliance is achieved, whichever occurs first. Said variance provides relief from District Rules 325 D.1, 359.D.2.b, 206 and Conditions 9.C.6.b.ii, 9.C.6.b.iii, 9.C.6.b.iv, and 9.C.9 of Permit to Operate 9109-R4, and allows for continued operation of Platform Houchin with no operational flare to control the emissions from a pinhole hydrocarbon leak, while the leak is being repaired.

I. ADJOURN

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Hearing Board is March 3, 2021, at 9:30 a.m. Meeting is subject to cancellation if there are no items to be heard.