



air pollution control district
SANTA BARBARA COUNTY

AGENDA

September 1, 2021

9:30 A.M.

APCD Hearing Board

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

Counsel of the Hearing Board:
Maria Novatt
Paul Lee

AIR POLLUTION CONTROL DISTRICT HEARING BOARD

REMOTE VIRTUAL PARTICIPATION ONLY

IMPORTANT NOTICE REGARDING PUBLIC PARTICIPATION:

On June 11, 2021 and effective immediately, Governor Newsom issued Executive Orders N-07-21 and N-08-21, which rescinded some prior Executive Orders related to COVID-19, but Executive Order N-08-21 states that some of the other prior Executive Orders related to COVID-19 still remain necessary to help Californians respond to, recover from, and mitigate the impacts of the COVID-19 pandemic. Consistent with Executive Order N-08-21, the Santa Barbara County Air Pollution Control District Hearing Board will temporarily provide remote participation only.

REMOTE VIRTUAL PARTICIPATION INFORMATION:

Join Zoom Hearing Board Meeting - from PC, Laptop or Phone
PC, Laptop or Phone: <https://tinyurl.com/APCDHearingBoardSeptember>
Password: 036395

Telephone: US: +1 (669) 900-6833 or +1 (408) 638-0968 or +1 (346) 248-7799
Webinar ID: 876 0285 2903
Password: 036395

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-hearing-board-meeting) at least 72 hours in advance of the meeting.

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.

Clerk of the APCD Board
Aeron Arlin Genet

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. APPROVAL OF MINUTES

Approve minutes of the March 3, 2021 meeting.

C. 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.

D. 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.

E. PUBLIC HEARINGS

**E-1) Hearing Board Policies and Procedures Revision
Santa Barbara County Air Pollution Control District**

Consider the adoption of revisions to the Hearing Board Policies and Procedures. The Hearing Board periodically reviews and updates its policies and procedures for the conduct of hearings. The Air Pollution Control Officer, Clerk of the Board, District Counsel, Hearing Board Counsel, and District Staff have reviewed the Policies and Procedures and are recommending revisions for consideration by the Hearing Board.

F. 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.

**F-1) Case No. – 2021-08-I (Interim Variance)
Freeport-McMoRan Oil & Gas, LLC, 201 South Broadway, Orcutt, CA 93455**

On May 19, 2021 Hearing Board member Dr. Steve Colome approved an Interim Variance for the period of May 4, 2021 through August 1, 2021, or the date compliance is achieved, or the date a decision is made on the 90-Day Variance, whichever occurs first. Said variance provides relief from District Rules 359.D.2.b.1, 359.D.2.b.2, 359.D.2.b.3, 206 and Conditions 9.C.3.b.viii and 9.C.3.c.ii, of Permit to Operate 9104-R5 and allows for platform activities to continue without an operation flare at the Petitioner's facility.

G. ADJOURN

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Hearing Board is October 6, 2021, at 9:30 a.m. Meeting is subject to cancellation if there are no items to be heard.