



air pollution control district
SANTA BARBARA COUNTY

AGENDA

May 4, 2022

9:30 A.M.

APCD Hearing Board

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

The California State Legislature recently passed, and the Governor signed, Assembly Bill (AB) 361 (Rivas, 2021), which amends the Government Code to allow Brown Act bodies to continue to meet remotely after September 30, 2021, if there is a proclaimed state of emergency and the State or local officials recommend measures to promote social distancing.

REMOTE VIRTUAL PARTICIPATION INFORMATION:

Join Zoom Hearing Board Meeting - from PC, Laptop or Phone
PC, Laptop or Phone: <https://tinyurl.com/APCDMay2022HB>
Password: 293042

Telephone: US: +1 (669) 900-6833 or +1 (408) 638-0968 or +1 (346) 248-7799

Webinar ID: 873 3258 6664

Password: 293042

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) 979-8050 at least three working days prior to the scheduled meeting.

Clerk of the APCD Board
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A. CALL TO ORDER – ROLL CALL

B. RECONSIDER THE CIRCUMSTANCES OF THE COVID-19 STATE OF EMERGENCY

1. Reconsider the circumstances of the COVID-19 state of emergency;
2. Consider whether state or local officials continue to impose or recommend measures to promote [social distancing](#);
3. Find that the legislative body has reconsidered the circumstances of the state of emergency, and that State or local officials continue to impose or recommend measures to promote social distancing; and
4. Direct staff to continue to notice and hold hearings as remote hearings consistent with Government Code § 54953(e)(3).

C. APPROVAL OF MINUTES

Approve minutes of the January 5, 2022 regular meeting;

Approve minutes of the February 2, 2022 regular meeting;

Approve minutes of the March 2, 2022 regular meeting;

Approve minutes of the April 1, 2022 special meeting; and

Approve minutes of the April 21, 2022 special meeting.

D. 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.

E. 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.

F. PUBLIC HEARINGS

F-1) Case No. 2022-03-R (Regular Variance)

California Power Partners Santa Barbara, 520 Yanonali Street, Santa Barbara, CA 93103

To consider a Petition for Regular Variance from District Rule 206, Permit to Operate 13862-R2 Conditions 1.a, 6, 7.a, and 7.c submitted on March 17, 2022, for continued operations of the cogeneration engine. The Petitioner operates the equipment described in the Petition at the City of Santa Barbara El Estero Wastewater Treatment Plant (WWTP) located at 520 E. Yanonali Street in Santa Barbara, California

G. ADMINISTRATIVE AGENDA

G-1) Case No. – 2021-14-E

Sierra Resources, Inc., PO Box 2788, Mammoth Lakes, CA 93546

On January 13, 2022 Hearing Board member Terence Dressler approved an Emergency Variance for the period of December 30, 2021 through January 9, 2022, or the date compliance is achieved, whichever occurs first. Said variance provides relief from District Rules 325.D.1.a, 325.D.1.b, and 206, Permit to Operate 9435-R8, Conditions 1, 6,

8, and 9 and allows for continued operation without an operating vapor recovery system while the public utility electrical power was restored.

G-2) Case No. – 2021-05-MS

Beacon West Energy Group, LLC, 1145 Eugenia Place, #101, Carpinteria, CA 93013

On March 29, 2022 Hearing Board member Terence Dressler approved a Modification of Increments of Progress for Increment 1.b of Regular Variance 2021-05-M1. Said variance extends the due date for installation of the Rubber Tire Crane from March 31, 2022 to May 31, 2022.

G-3) Case No. – 2022-01-E

The Okonite Company, 2900 Skyway Drive, Santa Maria, CA 93455

On March 29, 2022 Hearing Board member Terence Dressler approved an Emergency Variance for the period of March 1, 2022 through March 31, 2022, or the date compliance is achieved, whichever occurs first. Said variance provides relief from District Rule 206, Permit to Operate 15010-R1, Condition 1, and allows for continued operation of boiler #5 (APCD Device ID 389024).

G-4) Case No. – 2022-02-I

California Power Partners Santa Barbara, 13135 Danielson Street, Ste. 205, Santa Barbara, CA 92064

On April 21, 2022 Hearing Board member Terence Dressler approved an Interim Variance for the period of March 17, 2022 through June 14, 2022, or the date compliance is achieved, or the date a decision is made on a Regular Variance, whichever occurs first. Said variance provides relief from District Rule 206, Permit to Operate 13862-R2, Conditions 1.a, 6, 7.a, and 7.c and allows for continued operation of the cogeneration engine.

H. ADJOURN

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Hearing Board is June 1, 2022, at 9:30 a.m.