



ACTION SUMMARY
(Unofficial)

April 4, 2007

Hearing Board

BOARD OF SUPERVISORS HEARING ROOM
Betteravia Government Center
511 East Lakeside Parkway
Santa Maria, CA 93455

APCD Hearing Board Members:

Donald R. Ward
Dr. Francis P. Lagattuta
Robert J. Saperstein, Vice-Chair
David Schmarje, Chair
David Van Mullem, Jr.

- I. 9:40 a.m. - Roll Call – Absent: Lagattuta, Saperstein
- II. Administration of Oath to Participants

All participants were sworn in.
- III. Approval of minutes of the March 7, 2007 meeting

Ward/Van Mullem, Jr. Approved.

Absent: Lagattuta, Saperstein
- IV. Requests for continuance or addition of Ex-Agenda items

None.
- IV. Announcements/Staff Reports

Board clerk Beard announced that the ARB will be holding an Advanced Hearing Board Workshop on May 16-17, 2007 at the Ventura County APCD and said that any members who wanted to attend should contact her soon.
- VI. Public Comment Period

There were no public comments.
- VII. Public Hearings
 - 1) Case No. 05-07-N (90- Day) – Greka Oil and Gas, Inc.
6527 Dominion Road, Santa Maria, CA 93454

Hearing – To consider an application by Greka Oil and Gas, Inc. for a 90- Day Variance from District Rule 325.E.1 associated with the leaking of produced gas from Well #A-10 located at the Escolle Lease. The Petitioner determined that the cause of the leak was due to a split in the well casing located approximately 743 feet below the surface and is seeking variance relief to allow for acquisition of materials and permanent repairs to be

Clerk of the APCD Board:

Terence E. Dressler

completed. Interim Variance 04-07-I was granted on March 16, 2007, providing the Petitioner with relief from District Rule 325.E.1 from March 7, 2007 through April 4, 2007, or the date of decision of the Hearing Board on this application for a 90-Day Variance, whichever occurs first.

At this time, Mike Stoker, a representative from Greka, gave a report stating that Greka staff and APCD staff were meeting to resolve longstanding compliance issues and he felt a new attitude at Greka would help to improve the company's compliance history.

Ramzi Chaabane, Alex Dimitrijevic, and Mike Stoker appeared on behalf of the Petitioner. Craig Strommen represented the District; Bill Dillon acted as Counsel for the District, and Jerry Czuleger acted as Counsel for the Hearing Board.

Following testimony by the Petitioner and the District, the Hearing Board discussed and agreed the six findings had been met.

Ward/VanMullem, Jr.

Granted a 90-Day Variance for the period of April 4, 2007 to July 2, 2007 with conditions as specified in the Findings and Order including daily emission testing with weekly reports filed with the APCD for the duration of the variance unless notified by the APCD that the weekly reports were longer required.

no

Absent: Lagattuta, Saperstein

- 2) Status report from Greka representative regarding compliance status and outstanding violation notices.

Mike Stoker gave a report prior to the testimony for agenda item #1, Case No. 05-07-N.

VIII. Administrative Agenda - Receive and File:

The following Emergency and Interim Variance Orders have been approved by the Air Pollution Control District Hearing Board. These orders are available for inspection and reproduction at the Office of the Air Pollution Control District:

- A-1) Case No. 03-07-E – Southern California Gas Company
1171 More Ranch Road, Goleta, CA 93117

On March 8, 2007 Hearing Board Chair David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from the requirements of District Rule 206 Condition 9.C.1(a) and 9.C.1(b)4 of Part 70 Permit to Operate 9584-R2 and rule 333 D.1.a due to exceeding emission limits during 100-hour operation during "break-in" of rebuilt internal combustion engine – Main Unit #6 at the La Goleta facility for the period of March 8, 2007 through March 16, 2007.

Note: On March 19, 2007 ARB informed the District that this variance should have been a short-term variance.

- A-2) Case No. 04-07-I – Greka Oil and Gas, Inc.
6527 Dominion Road, Santa Maria, CA 93454

On March 16, 2007 Hearing Board member David Van Mullem, Jr. approved an Interim Variance providing variance protection to the Petitioner from District Rule 325.E.1 due to the leaking of produced gas from Well #A-10 located at the Escolle Lease for the period of March 7, 2007 through April 4, 2007, or the date of decision of the Hearing Board on the application for a 90-Day Variance (05-07-N), whichever occurs first.

A-3) Case No. 06-07-E – ExxonMobil Production Company
12000 Calle Real, Goleta, CA 93117

On March 14, 2007 Hearing Board Chair David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from District Rule 206, Condition 9.C.2(b) of Part 70 Permit to Operate 9100 and Rule 359.D.5 regarding exceeding the quarterly emissions and operational limits due to unplanned flaring on Platform Hondo for the period of March 14, 2007 through March 31, 2007.

A-4) Case No. 08-07-E – BreitBurn Energy Company
1515 Orcutt Hill Road, Orcutt, CA 93455

On March 19, 2007 Hearing Board Chair David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from the requirements of District Rule 325.E.1 of Permit to Operate 8223 due to a fugitive gas leak around the cellar of well number 12 at the Squires Lease, Orcutt Hill Field for the period of March 15, 2007 to April 13, 2007.

A-5) Case No. 09-07-E – ExxonMobil Production Company
12000 Calle Real, Goleta, CA 93117

On March 22, 2007 Hearing Board Chair David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from District Rule 331.E.1.b of Part 70 Permit to Operate 9100 regarding operation of 301A gas compressor in violation of the repair timeline requirements on Platform Hondo for the period of March 22, 2007 through April 20, 2007.

The following Emergency Variance Petition was filed but was determined to be unnecessary by the Air Pollution Control District Hearing Board. This order is available for inspection and reproduction at the Office of the Air Pollution Control District:

A-6) Case No. 07-07-E – U.S. Air Force – Vandenberg Air Force Base
30 CES/CEVC, 1515 Iceland Avenue, Vandenberg AFB, CA 93437

On March 16, 2007 Hearing Board member Donald Ward determined that the failure of the ATS constituted a failure of the facility's internal power distribution system and that use of the diesel-fired engine during the upcoming March 20, 2007 launch qualified as "emergency use" pursuant to the Airborne Toxic Control Measure for Stationary Internal Combustion engines, Title 17, CCR, section 93115 (d) 25. As such, variance relief was not required for the planned use of the diesel-fired emergency generator.

Ward/Van Mullem, Jr.

Received and filed.

Absent: Lagattuta, Saperstein

IX. Adjourn

The meeting was adjourned at 10:32 a.m.

ANNOUNCEMENTS

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Hearing Board will be held on May 2, 2007 at 9:30 a.m. in the Board of Supervisors Hearing Room in Santa Barbara CA.