



ACTION SUMMARY

Official

SPECIAL MEETING

March 18, 2009

Hearing Board

9:00 A.M.

APCD Hearing Board Members:

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

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

- I. 9:15 a.m. - Roll Call – All members present.
- II. Administration of Oath to Participants
All participants were sworn in.
- III. Approval of minutes of the March 4, 2009 meeting
Lagattuta/Schmarje Approved.
- IV. Requests for continuance or addition of Ex-Agenda items
None
- V. Announcements/Staff Reports
 - 1) Update on Variance Case No. 36-08-R, MM Tajiguas Energy LLC/County of Santa Barbara – Public Works

Mike Broughton of the APCD gave an update on the variance that was granted on December 3, 2008 regarding exceeding permitted limits of heat input into an engine, flare, and residence time of landfill gas in the flare. The Petitioner submitted a permit application to raise the heat input limits; a draft permit will be issued on April 1, 2009.
- VI. Public Comment Period
None
- VII. Public Hearings

Clerk of the APCD Board:

Terence E. Dressler

Hearing – To consider Petitions by the Santa Barbara County Air Pollution District Control Officer for issuance of Stipulated Orders of Abatement for the gasoline stations listed below pursuant to Health and Safety Code section 42451(a) requiring that these facilities comply with

District Rule 316. Specifically, these gasoline stations are required to comply with the State of California's Phase II Enhanced Vapor Recovery requirements on April 1, 2009. The facilities have obtained the required District permit to construct, but will not be able to install the new equipment by the State's deadline. The owners of these gasoline stations and the District have agreed to the terms of a Stipulated Order of Abatement:

- 1) Case No. 15-09-SA - Respondent: Golam Mostafa, Sweet Petroleum
89 E. Highway 246, Buellton
- 2) Case No. 16-09-SA - Respondent: Roy R. Tate, Lompoc Valley Gas & Diesel
719 W. Laurel Avenue, Lompoc
- 3) Case No. 17-09-SA - Respondent: R. Craig Lincoln, Fastrip Oil Company
752 Guadalupe Street, Guadalupe
- 4) Case No. 18-09-SA - Respondent: Saleem Patel, Anishan Services, Inc.
1337 N. H Street, Lompoc
- 5) Case No. 19-09-SA - Respondent: David F. Cosley, Guadalupe 76
1080 Guadalupe Street, Guadalupe
- 6) Case No. 20-09-SA - Respondent: John Letters, Santa Maria Car Wash
2301 S. Broadway, Santa Maria
- 7) Case No. 21-09-SA - Respondent: Mort Zomorodi, Gasco Auto Care
740 E. Donovan Road, Santa Maria
- 8) Case No. 22-09-SA - Respondent: Linda M. Schultze, Eagle Energy
1260 W. Main Street, Santa Maria
- 9) Case No. 23-09-SA - Respondent: Jon K. McConnel, The Village Service Station
1476 E. Valley Road, Santa Barbara
- 10) Case No. 24-09-SA - Respondent: Louis. T. Bacca, Lou's Chevron
1100 E. Ocean Avenue, Lompoc
- 11) Case No. 25-09-SA - Respondent: Jon Winther, John's Chevron
3595 Sagunto Street, Santa Ynez

All respondents appeared and testified as to the status of their compliance and the attachments to the Orders were amended to reflect any changes. Mike Broughton and Paula Iorio represented the District, and Bill Dillon acted as Counsel for the District. Jerry Czuleger acted as Counsel for the Hearing Board. Keith Slocum of B & T Service Station Contractors appeared on behalf of several Respondents to testify as to the progress of installing the Phase II Enhanced Vapor Recovery equipment.

Ward/Schmarje

Unanimously approved June 3,
2009 as the compliance date.

The meeting was recessed at 10:45 a.m. and reconvened at 10:55 a.m.

Stipulated Orders of Abatement were approved for all cases and the cases were continued until June 3, 2009 except Case No. 24-09-SA was withdrawn due to compliance being met on March 17, 2009.

VIII. Ward/Lagattuta Unanimously Approved.
Adjourn

The meeting was adjourned at 11:25 a.m.

ANNOUNCEMENTS

The next special meeting of the Santa Barbara County Air Pollution Control District Hearing Board is scheduled for March 25, 2009 at 9:00 a.m. in the Board of Supervisors' Hearing Room in Santa Barbara. The next regularly scheduled meeting is April 1, 2009.