

ACTION SUMMARY
(Unofficial)

Hearing Board

July 6, 2011

9:30 A.M.

APCD Hearing Board Members:

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

BOARD OF SUPERVISORS HEARING ROOM
County Administration Building
105 East Anapamu Street
Santa Barbara, CA

I. 9:33 a.m. - Roll Call – Absent: Schmarje

II. Election of Chair and Vice-Chair for 2011

Ward/Van Mullem Elected Dr. Frank Lagattuta as
Chair.

Saperstein/ Van Mullem Elected David Schmarje as Vice-
Chair.

III. Administration of Oath to Participants

All participants were sworn in.

IV. Approval of minutes of the December 1, 2010 meeting

Ward/Saperstein Approved.

Absent: Schmarje

Abstain: None

V. Requests for continuance or addition of Ex-Agenda items.

None.

VI. Announcements/Staff Reports

None.

Clerk of the APCD Board:

Terence E. Dressler

VII. Public Hearings

- 1) **Case No. 12-10-AP -** Respondent: Venoco Inc.
6267 Carpinteria Ave., Suite 100, Carpinteria, CA 93013

Hearing – On June 2, 2010, Venoco Inc. submitted a “Petition for Appeal of Permit to Operate”, as to whether the Control Officer properly issued Permit to Operate (PTO) No. 4441-R4 dated May 4, 2010 for operation of the Ellwood Seep Containment Project, located on State PRC Lease 3242.1 (South Ellwood Offshore Field, Santa Barbara County, California State Tidelands), and which Project is owned jointly by Venoco and ConocoPhillips and operated by Venoco. Petitioner has since come to an agreement with District staff to modify the PTO. On June 1, 2011, Petitioner withdrew the Petition for Appeal.

Mike Goldman represented the District and gave a brief overview of PTO No. 4441, as well as how the Petitioner and District came to an agreement on the permit conditions. Jerry Czuleger acted as Counsel to the Hearing Board.

Ward/Saperstein

Petition for withdrawal of Permit Appeal accepted.

Absent: Schmarje

VIII. Administrative Agenda - Receive and File:

The following Emergency 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. 21-10-N** – Greka Oil & Gas
P.O. Box 5489, Santa Maria, CA 93456

Withdrawn on November 30, 2010 due to compliance being achieved under Interim Variance 20-10-I on November 3, 2010.

- A-2) **Case No. 27-10-E** – Exxon/Mobil Production Company
12000 Calle Real, Goleta, CA 93117

On October 25, 2010 Hearing Board member David Van Mullem, Jr. approved an Emergency Variance providing variance protection to the Petitioner from District Rule 359.D.1.(a) and Rule 206, Condition 9.C.2.(b)(iv) of Part 70/Permit to Operate 8092 for continued operation of Thermal Oxidizer (A-803) at Petitioner’s gas processing plant, located approximately 25 miles northwest of the city of Santa Barbara, in violation of the H₂S 239 ppm_v limit while the cause of the elevated levels are investigated and repairs made for the period of October 23, 2010 through November 7, 2010.

- A-3) **Case No. 30-10-E** – Plains Exploration & Production Company
201 South Broadway, Orcutt, CA 93455

On December 7, 2010 Hearing Board member David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from District Rule 206, Condition 9.C.2 of Part 70/Permit to Operate 9104 for continued operation of Turbine Generator G-93 on Platform Hermosa, located on the Outer Continental Shelf Lease OCS-P-0316, in violation of exceeding the 550 hour annual run time limit for the period of December 17, 2010 through December 31, 2010.

**A-4) Case No. 31-10-E – Exxon/Mobil Production Company
12000 Calle Real, Goleta, CA 93117**

On December 23, 2010 Hearing Board member Robert Saperstein approved an Emergency Variance providing variance protection to the Petitioner from District Rule 359.D.1.(a) and Rule 206, Condition 9.C.2.(b)(xi) of Part 70/Permit to Operate 8092 for continued operation of Thermal Oxidizer (A-803) at Petitioner's gas processing plant, located approximately 25 miles northwest of the city of Santa Barbara, while the cause of increased pressure on the Pressure Drain System is determined and repaired for the period of December 23, 2010 through January 22, 2011.

**A-5) Case No. 01-11-E – Celite Corporation
2500 Miguelito Road, Lompoc, CA 93436**

On January 5, 2011 Hearing Board member David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from District Rule 206, Condition 2.d of ATC Mod 12105-01 for continued operation of Petitioner's Mill (District Device ID 109798) located in Lompoc, currently exceeding the 10% opacity limit for the period of January 4, 2011 through February 3, 2011.

**A-6) Case No. 02-11-E – Celite Corporation
2500 Miguelito Road, Lompoc, CA 93436**

On January 25, 2011 Hearing Board member David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from District Rules 302 and 206, Condition 9.B.2 of Part 70/Permit to Operate 5840 for continued operation of Petitioner's 613 blower line in the #6 System located in Lompoc, currently exceeding the 20% opacity limit for the period of January 24, 2011 through February 7, 2011.

**A-7) Case No. 03-11-E – Plains Exploration & Production Company
201 South Broadway, Orcutt, CA 93455**

On February 28, 2011 Hearing Board member David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from District Rule 202.F.2 for operation of two (2) CARB registered portable engines numbered #126010 and #146727 on Platform Irene located in the Outer Continental Shelf approximately 4 miles west of Point Pedernales in violation of the 14-day advanced notification requirement for the period of March 1, 2011 through March 15, 2011.

**A-8) Case No. 04-11-E – ERG Operating Company
6085 Cat Canyon Road, Santa Maria, CA 93455**

On March 22, 2011 Hearing Board member David Van Mullem approved an Emergency Variance providing variance protection to the Petitioner from District Rule 325.D.1(a) and Rule 206 Conditions 2.d and 6 of Permit to Operate 11314-R1 for operation of Petitioner's tanks located at the Wickenden Lease in the Santa Maria Oil Field while a faulty vapor recovery unit is repaired for the period of March 19, 2011 through March 23, 2011.

**A-9) Case No. 05-11-E – Celite Corporation
2500 Miguelito Road, Lompoc, CA 93436**

Rescinded on April 22, 2011.

**A-10) Case No. 06-11-E – Celite Corporation
2500 Miguelito Road, Lompoc, CA 93436**

On April 28, 2011 Hearing Board member David Van Mullem approved an Emergency Variance providing variance protection to the Petitioner from District Rule 206, Conditions 9.C.2(a), 9.C.2(b)(iv) and 9.D.1(b)(ii) of Part 70/Permit to Operate 5840 for simultaneous operation of two (2) Silicates Plant Boilers, Boiler #1 and Boiler #2 located in Lompoc for the period of April 29, 2011 through May 28, 2011.

**A-11) Case No. 07-11-E –Exxon/Mobil Production Company
12000 Calle Real, Goleta, CA 93117**

On May 4, 2011 Hearing Board member David Schmarje approved an Emergency Variance providing variance protection to the Petitioner from District Rule 206, Conditions 9.C.2(b)(iv), 9.C.2(b)(xi) and 9.C.2(b)(xi)(1) of Part 70/Permit to Operate 8092 for the operation of the Thermal Oxidizer (A-803) in violation of the 239 ppm_v H₂S limit, located at the Petitioners POPCO gas processing plant approximately 25 miles northwest of the city of Santa Barbara for the period of May 4, 2011 through May 18, 2011.

Saperstein/Ward

Received and filed.

Absent: Schmarje

IX. Receive a report from the Engineering and Compliance Division Manager regarding EPA re-designation for ozone, Greenhouse Gases and general departmental information.

Mr. Goldman gave a PowerPoint presentation and answered questions related to EPA re-designation for ozone, Greenhouse Gases and general departmental information.

Saperstein/Ward

Received.

Absent: Schmarje

X. Adjourn

The meeting was adjourned at 10:50 a.m.

ANNOUNCEMENTS

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Hearing Board is August 3, 2011 at 9:30 a.m.