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**STATEMENT OF PROCEEDINGS**  
**SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD**  
**Regular Meeting, Thursday, May 27, 2021**  
**9:00 a.m.**

**ORDER OF BUSINESS**

**ROLL CALL**

Members present: Vice-Chair Nicholas J.P. Tonner, Vice Chair; William Powers; Thomas Rappolt and Geoffrey Arthur Smith

Members absent: Ruth Vilmarie Rodriguez, Chair

Staff present: Mahoney, APCD Civil Actions Investigator, and Marvice Mazyck, Clerk of the APCD Hearing Board

Petitioner(s) present: None

**SWORN OATH OF WITNESSES BY CLERK**

**ADMINISTRATIVE ITEM:**

A. Approval of Minute Orders for May 13, 2021.

**ACTION:**

ON MOTION of Member Powers, seconded by Member Smith, the Air Pollution Control District Hearing Board approved the Minutes from May 13, 2021

AYES: Powers, Smith, Rodriguez

ABSENT: Rappolt, Tonner

**PETITION BEFORE THE BOARD:**

**4517 Orange Grove Energy L.P. (OGE):** As Permitted Party, Requests a Permit Appeal Hearing regarding the San Diego Air Pollution Control District's decision to issue an Authority to Construct (ATC) permit APCD2021-APP-006575, and the requirement to file Form 502(b)(10) for a modification to the Title V permit, based upon improper interpretation and application of District Rules 10 (Permits Required), and New Source Review (NSR) Rules 20, 20.1 and 20.3, and Regulation XIV (Title V Operating Permits).

**ACTION:**

Noting for the record that a request for continuance was received from the Petitioner on May 25, 2021; ON MOTION of Member Smith, seconded by Member Powers, the Air Pollution Control District Hearing Board continued Petition 4517 - Orange Grove Energy L.P. to June 24, 2021.

AYES: Powers, Smith, Rodriguez

ABSENT: Rappolt, Tonner

**PUBLIC COMMUNICATION:**

Opportunity for members of the Public to speak to the Board on any subject matter within the Board's jurisdiction, but not on an item on today's Agenda. (Five minutes total will be allocated; each speaker's presentation may not exceed one minute and may not relate to pending litigation).

**ACTION:**

There were no public speakers.

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**ASSISTANCE FOR THE DISABLED:**

Agendas and records are available in alternative formats upon request. Contact the APCD Hearing Board Clerk at 858-586-2600 with questions or to request a disability-related accommodation including sign language interpretation. To the extent reasonably possible, requests for accommodation or assistance should be submitted at least 72 hours in advance of the meeting so that arrangements may be made.

Pursuant to Government Code 54957.5, written materials distributed to the Hearing Board in connection with this agenda less than 72 hours before the meeting will be available to the public at the San Diego County Air Pollution Control District, 10124 Old Grove Road, San Diego, CA 92131.