



DRAFT STATEMENT OF PROCEEDINGS
SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD
Regular Meeting, Thursday, June 24, 2021
9:00 a.m.

ORDER OF BUSINESS

ROLL CALL

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

Staff present: William Jacques, Acting Chief of Department Operations; Mary Mahoney, APCD Civil Actions Investigator; Scott Nestor, APCD Civil Actions Investigator; Emily Helms, APCD Hearing Board Counsel; and Marvice Mazyck, Clerk of the APCD Hearing Board

Petitioner(s) present: None

SWORN OATH OF WITNESSES BY CLERK

All witnesses providing public testimony during the meeting were sworn-in by the Clerk of the Hearing Board.

ADMINISTRATIVE ITEM:

A. Approval of Minute Orders for June 10, 2021.

ACTION:

ON MOTION of Member Smith, seconded by Vice Chair Tonner the Air Pollution Control District Hearing Board approved the Minutes from June 10, 2021.

AYES: Powers, Smith, Tonner, Rodriguez

ABSENT: Rappolt

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 and a second request for continuance was received on June 22, 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 July 22, 2021.

AYES: Powers, Smith, Tonner, Rodriguez

ABSENT: Rappolt

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.

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.