

STATEMENT OF PROCEEDINGS
SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD
Regular Meeting, Thursday, January 13, 2022
9:00 a.m.

ORDER OF BUSINESS

ROLL CALL

Members present: Samantha Hurst; William Powers; Alison Schlick, Vice Chair, Daniel Spencer

Members Absent: Vilmarie Rodriguez

Staff present: Heather Magee-Hill, Civil Actions Investigator; Mary Mahoney, Civil Actions Investigator; Dan Plotner, Compliance Program Coordinator; Emily Helms, APCD Hearing Board Counsel; and Dawn Noble, APCD Hearing Board Clerk

Petitioner(s) present: Petition 4521 - Tom Rosales, Assistant Director City of San Diego, Public Utilities Department; William Curcio, Assistant Deputy Director, City of San Diego, Public Utilities Department

SWORN OATH OF WITNESSES BY CLERK

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

ADMINISTRATIVE ITEM:

A. Approval of Statement of Proceedings for December 9, 2021.

ACTION:

ON MOTION of Member Hurst, seconded by Member Spencer, the Air Pollution Control District Hearing Board approved the Statement of Proceedings for the meeting of December 9, 2021.

AYES: Hurst, Powers, Schlick, Spencer

ABSENT: Rodriguez

B. Continuance of Teleconferencing Meeting Option Pursuant to Government Code Section 54953(e)

ACTION:

ON MOTION of Member Spencer, seconded by Member Powers, the Air Pollution Control District Hearing Board approved the Continuance of Teleconferencing Meeting Option Pursuant to Government Code Section 54953(e)

AYES: Hurst, Powers, Schlick, Spencer

ABSENT: Rodriguez

PUBLIC COMMUNICATION:

No public testimony was given to the Board.

PETITION(S) BEFORE THE BOARD:

4521 City of San Diego Public Utilities Department, Point Loma Wastewater Treatment Plant:

The City of San Diego PLWWTP is requesting an extension to the Stipulated Abatement Order deadline from February 1, 2022 to April 30, 2022, due to supply chain delays; therefore extending the Board requested tracked progress update within 30 days after April 30, 2022. The San Diego County Air Pollution Control District originally petitioned the District Hearing Board for a Stipulated Abatement Order (SAO) directed to Respondent, City of San Diego Public Utilities Department, Point Loma Wastewater Treatment Plant (PLWWTP), and all employees related to the City's operation of a municipal wastewater treatment plant, located at 1902 Gatchell Road in the City of San Diego. The District's petition requires the Respondent to cease violating conditions of APCD2009-PTO-950315, including ceasing uncontrolled digester gas leaks, and to comply with District Rules 21 and 1421. The District Hearing Board granted the SAO on August 26, 2021.

ACTION:

ON MOTION of Member Powers, seconded by Member Hurst, the Air Pollution Control District Hearing Board approved the City of San Diego Public Utilities Department, Point Loma Wastewater Treatment Plant's request for an extension of time to present an update to the Hearing Board to within 30 days after April 30, 2022. The decision was based upon the City showing due diligence by ordering the required parts and the delay being caused by supply chain issues causing the parts to not be delivered on time.

AYES: Hurst, Powers, Schlick, Spencer

ABSENT: Rodriguez

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.