



# County of San Diego

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ASSISTANT CLERK OF THE BOARD

## STATEMENT OF PROCEEDINGS SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD THURSDAY, JANUARY 25, 2018

**9:00 a.m.**

### **ROLL CALL**

### **SWEARING OF WITNESSES BY CLERK**

### **ADMINISTRATIVE ITEM:**

- A. Approval of Minute Orders for December 14, 2017.

#### **ACTION:**

ON MOTION of Member Rappolt, seconded by Member Gabrielson, the Air Pollution Control District Hearing Board approved the Minute Orders from December 14, 2017.

AYES: Rodriguez, Tonner, Gabrielson, Rappolt

ABSENT: Smith

- B. Discussion for Clarification as to Earliest Date on Which an Emergency Variance Can Start.

#### **ACTION:**

ON MOTION of Chair Rodriguez, seconded by Member Gabrielson, the Air Pollution Control District Hearing Board closed the Discussion with the following motions:

1. Clerk of the Board is to include APCD Hearing Board Rule 10(d) to Emergency Variance Hearing Officer Checklist.
2. Counsel is directed to provide a review for the February 22, 2018 regularly scheduled meeting, regarding the evidence and interpretation for fee waivers for Variance Petitions due to financial hardship.

AYES: Rodriguez, Tonner, Gabrielson, Rappolt

ABSENT: Smith

### **Petition No.**

- 4494 Sycamore Energy LLC:** Requests a Permit Appeal (filed on October 27, 2017) of Title V Operating Permit No. APCD2015-TVP-00042, objecting to requirements from California's Landfill Methane Regulation: conditions 8 (applicability of regulation), 9 (collection system and gas transfer path emission standards), 10 (turbine methane destruction efficiency), and 12

(component leak testing) for a landfill gas recovery system located at the Sycamore Landfill (8514 Mast Blvd, Santee, CA 92071).

**ACTION:**

ON MOTION of Vice Chair Tonner, seconded by Member Gabrielson, the Air Pollution Control District Hearing Board accepted the written request for continuance received on January 24, 2018 to be entered into the official record as Exhibit A.

AYES: Rodriguez, Tonner, Gabrielson

RECUSED: Rappolt

ABSENT: Smith

**ACTION:**

ON MOTION of Vice Chair Tonner, seconded by Member Gabrielson, the Air Pollution Control District Hearing Board accepted the mutual request for continuance for petition no. 4485 to be heard on February 22, 2018.

AYES: Rodriguez, Tonner, Gabrielson

RECUSED: Rappolt

ABSENT: Smith

- 4495 Bachem Americas, Inc.:** Requests the Interim portion of an Interim/Regular Variance (filed on November 30, 2017) from Rule 21 as applied to Condition Nos. 4, 6, 10 and 13 of Permit No. APCD2016-APP-004439, for methylene chloride emissions higher than permitted for a pharmaceutical synthesis and purification line. Methylene chloride emissions are limited to 20 ppmv, but recorded values have reached 1500 ppmv.

**ACTION:**

ON MOTION of Member Gabrielson, seconded by Chair Rodriguez, the Air Pollution Control District Hearing Board accepted the Petitioner's written request for withdrawal received on January 18, 2018.

AYES: Rodriguez, Tonner, Gabrielson

ABSENT: Rappolt, Smith

**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:** No Public Speakers

**ASSISTANCE FOR THE DISABLED:**

Agendas and records are available in alternative formats upon request. Contact the Clerk's office at (619) 531-5434 (voice) or (619) 531-4803 (TTY). Assistive Listening Devices (ALDs) are available from the Clerk of the Board in Room 402 prior to the meeting, and are to be returned at the end of the meeting. Individuals requiring sign language interpreters should contact the Americans with Disabilities Coordinator at (858) 505-6521, in advance of the meeting so that arrangements may be made. An area in the front of the chamber is designated for individuals requiring the use of wheelchair or other accessible devices.