



San Joaquin Valley Air Pollution Control District

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Action Summary Minutes Northern Region Hearing Board Meeting San Joaquin Valley Unified Air Pollution Control District 4800 Enterprise Way, VTC Room Modesto, CA. 95356

Wednesday, June 7, 2006
10:00 a.m.

Meeting held via video teleconference (VTC) with the Central Region Office (Fresno) participating via VTC.

1. **Call Meeting to Order** – The Chair, Mark Kanai, called the meeting to order at 10:00 a.m.

2. **Roll Call** was taken and a quorum was present.

Steve Benak, MD	Medical
Donald Ohlinger	Engineer
Roger Gohring	Public
Gerald Schneider, Vice Chair	Public
Mark Kanai, Chair	Attorney

Also present in the Northern Region Office (Modesto) – Jon Adams, Director of Compliance, Jami Aggers, Air Quality Compliance Manager, Lisa Middleton and Ron Giannone, Supervising Air Quality Inspectors and Jan Sudomier, Air Quality Inspector.

Also present in the Central Region Office (Fresno) – Philip M. Jay, District Counsel, Michael Carrera, Supervising Air Quality Inspector, Brian Dodds, Senior Air Quality Inspector, Lynn Sargenti, Senior Officer Assistant and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of February 1, 2006** – The Chair asked if there were any corrections to the Minutes. Hearing no comments the Chair declared the Minutes of February 1, 2006 were approved as submitted.

4. **Public Hearing:**

All persons testifying were sworn in by the Chair.

The Petitions were properly noticed and on file with the Clerk to the Board.

The Hearing Board Packet and any addenda brought forth in today's hearing will be entered into the Official Record.

Brian Dodds presented the Staff Report.

A.) *Withdrawn*

Docket N-06-04S, Short Variance, **E & J Gallo Winery**, 600 Yosemite Blvd, Modesto, CA. 95354.

B.)

Docket N-06-05S, Short Variance, **Ripon Cogeneration LLC**, 944 Stockton Avenue, Ripon, CA. 95330. Type of Business: Cogeneration Facility.

Petitioners – Kevin Madry and James Charles represented Ripon Cogeneration LLC.

District staff presented the Northern Region Hearing Board Members and the Petitioners with a set of Revised Recommended Conditions.

Public Comment – No Public Comment.

Decision - Board Member Gohring made the motion to grant the Short Variance with the required six findings set forth on pages 2 and 3 of the Staff Report adopted by reference. The Short Variance shall be subject to the sixteen revised Recommended Conditions with a correction to Recommended Condition #10. Seconded by Board Member Benak and unanimously carried with the following roll call vote:

Ayes: ***Benak, Ohlinger, Gohring, Schneider and Kanai.***

Absent: ***None.***

The Northern Region Hearing Board granted a Short Variance to Docket N-06-05S, Ripon Cogeneration LLC. The variance shall be effective from June 23, 2006 to September 20, 2006, or until a compliance source test can be scheduled and conducted, whichever occurs first. The sixteen revised Recommended Conditions will be set forth in the Northern Region Hearing Board Order.

5. **The Northern Region Hearing Board approved the following emergency variance orders:**

A.) Docket N-06-05E Ripon Cogeneration LLC

B.) Docket N-06-06E Northern California Power Agency

6. **Public Comments** – No Public Comments.
7. **Hearing Board Member Comments** – No Hearing Board Member Comments.
8. **New Business** – No New Business.
9. **Next Scheduled Meeting** – Wednesday, July 5, 2006 at 10:00 a.m. The meeting will held via video conferencing (VTC) in the Northern Region Office, 4800 Enterprise Way, VTC Room, Modesto with the Central Region Office (Fresno) participating via VTC.
10. **Adjournment** – The Chair adjourned the meeting at 10:11 a.m.

Sissy Smith, Clerk to the Board
Northern Region Hearing board
San Joaquin Valley Unified APCD