

BAY AREA AIR QUALITY MANAGEMENT DISTRICT
 Memorandum

TO: Chairperson John Gioia and Members of the Executive Committee
 FROM: Chairperson Thomas M. Dailey, M.D., and Members of the Hearing Board
 DATE: February 9, 2012
 RE: Hearing Board Quarterly Report – October 2011 to December 2011

RECOMMENDED ACTION:

This report is provided for information only.

DISCUSSION:

Below is Hearing Board activity during the second quarter period, from **October 2011 to December 2011:**

COUNTY/CITY	PARTY/PROCEEDING	REGULATION(S)	STATUS	PERIOD OF VARIANCE	ESTIMATED EXCESS EMISSIONS
Napa/Napa	<u>Docket No. 3626</u> – APCO vs. KAPV INC. a California corporation, also <i>d/b/a</i> NAPA GAS, NAPA GAS U-HAUL, and IMOLA GAS U-HAUL, a Gasoline Dispensing Facility, Site No. C8262; MOJTABA KARIMABADI, an individual also <i>d/b/a</i> NAPA GAS and, NAPA GAS U-HAUL; J. GOLPAD, <i>a/k/a</i> JASON GOLPAD, an individual, <i>d/b/a</i> NAPA GAS; MELVIN K. LOUIE, Successor Trustee - <i>Accusation and Request for Order for Abatement; limiting emissions of synthetic solvent from dry cleaning operations and related operations.</i>	11-16-304.15	Accusation-- Hearing Held October 6, 2011—approved Stipulated Conditional Order for Abatement	===	===

COUNTY/CITY	PARTY/PROCEEDING	REGULATION(S)	STATUS	PERIOD OF VARIANCE	ESTIMATED EXCESS EMISSIONS
San Francisco/San Francisco	<u>Docket No. 3627</u> – CHEVRON PRODUCTS COMPANY – <i>Request for a Short Term Variance; applicant’s Major Facility Review Permit (Plant A0010, Source S-0679).</i>	8-5-304.2, 304.3, 321.3.2, and 322.5 2-6-307, Standard Conditions 1.A. and 1.B.2 of MFRP	Hearing scheduled for October 6, 2011; Applicant filed Request for Dismissal on September 27, 2011; filed Order for Dismissal 10/6/2011	October 10, 2011 to November 8, 2011	===
Contra Costa/Martinez	<u>Docket No. 3532</u> – TESORO REFINING AND MARKET COMPANY, GOLDEN EAGLE REINERY (B2758) AND AMORCO TERMINAL (B2759) – <i>Appeal from the Major Facility Review Permit issued on December 1, 2003.</i>	Final Major Facility Review Permit	Appellant files new appeal on June 28, 2011; requests status report and further continuance; Hearing scheduled for 9/22; rescheduled to 10/13 and again to 11/10; Hearing held 11/10/11; Pro Forma Hearing set for 12/15/11; Appellant requests withdrawal of appeal; hearing canceled	===	===

COUNTY/CITY	PARTY/PROCEEDING	REGULATION(S)	STATUS	PERIOD OF VARIANCE	ESTIMATED EXCESS EMISSIONS
Contra Costa/Richmond	Docket No. 3524 – CHEVRON U.S.A., INC. – <i>Request for Dismissal of Appeal from Major Facility Review Permit.</i>	Final Major Facility Review Permit	Hearing scheduled/re-scheduled for 9/22, 10/13, 11/10/11 (Pro Forma); Appellant requests withdrawal on 9/8/11; hearing canceled; Order for Dismissal filed 10/6/2011	===	===
Contra Costa/Rodeo	Docket No. 3628 – CONOCOPHILLIPS COMPANY, SAN FRANCISCO REFINERY – <i>Appeal from Issuance of Final Major Facility Review Permit for Facility No. A0016, issued September 1, 2011.</i>	Final Major Facility Review Permit	Appeal filed September 29, 2011; Pro Forma hearing held 10/27/11; Evidentiary hearing scheduled for 1/26/12; Appellant requests withdrawal of Appeal 1/19/12; Hearing canceled; Order for Dismissal filed on 1/30/12	===	===
Contra Costa/Richmond	Docket No. 3629 – CHEVRON PRODUCTS COMPANY, 841 Chevron Way, Richmond, California (Plant No. A0010) – <i>Emergency Variance from Regulation 8, Rule 2, Section 301</i>	8-2-301, S-4285	Application filed 11/3/11; granted 11/15/11; Order Granting Emergency Variance filed 11/17/11	11/3/11 to 11/10/11	172.8 lbs. Hydrocarbon

FOURTH QUARTER NOTES (October 2011 – December 2011):

- During the fourth quarter of 2011 (October to December), the Hearing Board held 3 hearings and processed a total of 8 Orders, 2 of which were Accusations (3626, 3623), 2 were Appeals (3524, 3628), 3 Variances (3585, 3627, 3617), 1 Emergency Variance (3629) and 4 Requests for Withdrawals or Dismissals (3628, 3627, 3532 and 3524).
- The Hearing Board collected a total of \$14,837.09 during the fourth quarter of 2011.

Respectfully submitted,

Thomas M. Dailey, M.D.
Chair, Hearing Board

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