

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Ash Kalra and Members of the Executive Committee  
From: Chairperson Terry Trumbull, Esq., and Members of the Hearing Board  
Date: October 7, 2013  
Re: Hearing Board Quarterly Report – July through September 2013

RECOMMENDED ACTION

None. Informational item, receive and file.

DISCUSSION

During the third quarter of 2013 (July through September), the Hearing Board:

- Held two (2) hearings consisting of zero (0) Accusations, zero (1) Appeals and two (2) Variances (3651 and 3652);
- Processed a total of three (3) orders consisting of zero (0) Accusations, zero (0) Appeals, one (1) Variance (3651), one (1) Emergency Variance (3653) and one (1) Request for Withdrawal/Dismissal (3652); and
- Collected a total of \$814.00.

Below is a detail of Hearing Board activity during the same period:

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**Location:** Solano County; City of Fairfield

**Docket:** 3651 REXAM BEVERAGE CAN COMPANY – *Application for Variance (Short)*

**Regulation(s):** 8-11-302; Permit Condition #391, Items 2 through 11

**Synopsis:** Aluminum can manufacturing facility with a regenerative thermal oxidizer controlling source emissions whose ceramic heat exchanger media bed is becoming plugged. The oxidizer must be shut down for cleaning/replacement while production lines continue to meet customer demand.

**Status:** Order granting Application filed August 1, 2013.

**Period of Variance:** July 16 through 19, 2013.

**Estimated Excess Emissions:** 791 lbs/day of VOC/HAPS

**Fees collected this quarter:** \$0.00

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**Location:** Sonoma County; City of Petaluma

**Docket:** 3652 SONOMA COMPOST COMPANY – *Application for Variances (Interim and Regular)*

**Regulation(s):** 2-1-307

**Synopsis:** Diesel-powered on site portable wood grinder does not comply with Regulation 9, Rule 8, effective January 1, 2012.

**Status:** Order for Dismissal filed September 10, 2013, upon the request of Applicant.

**Period of Variance:** Requested June 21, 2013, through June 20, 2014

**Estimated Excess Emissions:** 12.9 lbs/day of NOx

**Fees collected this quarter:** \$0.00

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**Location:** Contra Costa County; City of Richmond

**Docket:** 3653 CHEVRON PRODUCTS COMPANY – *Application for Emergency Variance*

**Regulation(s):** 2-1-307; Major Facility Review Permit Condition #8869, Part 2

**Synopsis:** Thermal oxidizer was not operating at the proper temperature and variance requested while determining the cause and implementing a solution.

**Status:** Order denying Application filed August 23, 2013.

**Period of Variance:** Requested August 15, 2013, through August 22, 2013

**Estimated Excess Emissions:** None

**Fees collected this quarter:** \$814.00

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Respectfully submitted,

Terry Trumbull, Esq.  
Chair, Hearing Board

Prepared by: Sean Gallagher  
Reviewed by: Rex Sanders