

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Carole Groom and Members
of the Executive Committee

From: Chairperson Terry Trumbull, Esq., and Members
of the Hearing Board

Date: March 9, 2015

Re: Hearing Board Quarterly Report – July through September 2014

RECOMMENDED ACTION

None; receive and file.

DISCUSSION

During the third quarter of 2014 (July through September), the Hearing Board:

- Held one hearing on one Accusation (3663). There were no hearings on Appeals or Variances;
- Processed a total of two orders, including one Accusation (3663) and one Emergency Variance (3664). There were no orders relative to Appeals, Variances or Requests for Withdrawal/Dismissal; and
- Collected a total of \$887.00 in filing fees.

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

Location: Alameda County; City of Hayward

Docket: 3663 AIR POLLUTION CONTROL OFFICER OF THE BAY AREA AIR QUALITY MANAGEMENT DISTRICT VS. GILBERTO ISLAS; NANCY RAMALES; and PASIANO MORENO – *Accusation*

Regulation(s): 2-1-302

Synopsis: Staff alleged the facility has operated for at least five years without renewing their Air District Permit to Operate.

Status: Stipulated Conditional Order for Abatement filed September 25, 2014.

Period of Variance: N/A

Estimated Excess Emissions: N/A

Fees collected this quarter: N/A

Location: Santa Clara County; City of San Jose

Docket: 3664 JDS UNIPHASE CORPORATION – *Application for Emergency Variance*

Regulation(s): Permit Condition # 25081, Item #4

Synopsis: A PG&E regional power outage during a production run caused source S-16 to run without the proper abatement device (A-14), which was running as designed and without incident until the outage. Fabrication was placed in shutdown mode upon resumption of power while the facility summoned an equipment manufacturer technician who determined the A-14 computer control system and igniter were at fault. Solvent station and photoresist use were minimized where possible and no new production runs were started until A-14 was back in operation.

Status: Order granting Emergency Variance filed August 22, 2014

Period of Variance: July 27, 2014 at 3:51 p.m. through July 29, 2014 at 11:59 p.m.

Estimated Excess Emissions: 38 lbs/day IPA; 39 lbs/day acetone; 2 lbs/day methanol; 7 lbs/day Ecoclear; 2 lbs/day EBR; 2 lbs/day Resist Remover; and 20 lbs/day ST-33.

Fees collected this quarter: \$887.00

Respectfully submitted,

Terry Trumbull, Esq.
Chair, Hearing Board

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