

Bay Area Air Quality Management District
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San Francisco, California 94105
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APPROVED MINUTES

Stationary Source and Climate Impacts Committee Meeting
Monday, December 20, 2021

**This meeting was conducted under procedures in accordance with Assembly Bill 361.
Members of the Committee participated by teleconference.**

1. CALL TO ORDER – ROLL CALL

Stationary Source and Climate Impacts Committee (Committee) Co-Chairperson John Bauters called the meeting to order at 9:01 a.m.

Present: Committee Co-Chairperson John Bauters; Vice Chairperson Teresa Barrett; and Directors Rich Constantine, John Gioia, David Haubert, Davina Hurt, Tyrone Jue, and Mark Ross.

Absent: Committee Co-Chairperson Karen Mitchoff; and Directors Carole Groom, and Erin Hannigan.

2. APPROVAL OF THE MINUTES OF NOVEMBER 15, 2021

Public Comments

No requests received.

Committee Comments

None.

Committee Action

Vice Chair Barrett made a motion, seconded by Director Haubert, to approve the Minutes of November 15, 2021; and the motion carried by the following vote of the Committee:

AYES: Barrett, Bauters, Constantine, Gioia, Haubert, Hurt, Jue, Ross.
NOES: None.
ABSTAIN: None.
ABSENT: Groom, Hannigan, Mitchoff.

3. BAY AREA REFINERY UPDATE

Damian Breen, Senior Deputy Executive Officer of Operations, gave the staff presentation *Bay Area Refinery Update*, including: overview; Bay Area refinery Title V deviations filed 2016-2021; Notices of Violation (NOV) issued 2016-2021; flaring events from 2016-2021; flaring data; public nuisance violations issued from 2016 to 2021; and future recommendations.

Public Comments

Public comments were given by Shawn Lee, Chevron; Danny Barbour, Chevron; Brandon Sutter, Chevron; Jed Holtzman, San Francisco resident; Richard Gray, Sunflower Alliance; and Jan Warren, Interfaith Climate Action Network of Contra Costa County.

Committee Comments

The Committee and staff discussed concerns about the volume of air pollution generated by Chevron's hydrogen plant; anxiety felt by Richmond residents and schools related to refinery flaring activity; an explanation of the recommendation for a new program that would improve monitoring and measurement during incidents; the need to continue to advocate with the legislature for increased fines and penalties of refineries; how proposed changes to Regulation 12, Rule 12 (refinery flares) will help the public better understand flaring events; the need to inform fence line community residents regarding the emissions that they are being exposed to and the need to identify and answer their questions; whether the Air District measures health impacts from violations at facilities; the request for a full analysis of the culture surrounding facilities' Air District violations; whether the Air District puts more emphasis on monitoring emissions or enforcement regulations, and the subsequent staff needs in those corresponding Air District divisions; and when and how the Air District plans to ask the Board for direction regarding potential refinery flaring legislation, considering the deadlines for introducing new bills in 2022.

Committee Action

Although this was not an action item, Chair Bauters asked for a consensus of the Committee members present to endorse staff's recommendations. The consensus of the Committee members present was to direct staff to move forward with their recommendations.

4. REGULATION 8, RULE 18 BACKGROUND

Mr. Breen introduced Nicholas Maiden, Engineering Manager, who gave the staff presentation *Regulation 8, Rule 18 Background*, including: outcome; outline; requested action; Regulation 8, Rule 18; estimated emissions reductions; Board Resolution Number 2015-12; settlement agreement; Heavy Liquid Study purpose, overview, components, screening, sampling, and preliminary findings; and next steps.

Public Comments

Public comments were given by Bob Brown, Western States Petroleum Association.

Committee Comments

The Committee and staff discussed the interaction between Regulation 8-18 and other Air District rules regarding fugitive emissions; and the anticipated timeline for this rule package.

Committee Action

None; receive and file.

5. PUBLIC COMMENT ON NON-AGENDA MATTERS

No requests received.

6. COMMITTEE MEMBER COMMENTS

None.

7. TIME AND PLACE OF NEXT MEETING

The next meeting was to take place at the Call of the Chair. After the meeting adjourned, the next meeting was set for Monday, February 28, 2022, at 9:00 a.m., via webcast, pursuant to procedures in accordance with Assembly Bill 361.

8. ADJOURNMENT

The meeting adjourned at 10:30 p.m.

/s/ Marcy Hiratzka
Marcy Hiratzka
Clerk of the Boards