

1
2
3
4
5
6
7
8
9

BEFORE THE HEARING BOARD
OF THE
BAY AREA AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA

FILED
AUG 30 2023

HEARING BOARD
BAY AREA AIR QUALITY
MANAGEMENT DISTRICT

In the Matter of the Application of
BERKELEY LANDFILL
Regulation 8, Rule 34, Section 301.1;
Regulation 8, Rule 34, Section 113.2; and
Permit to Operate #1826, Part 3

) Docket No.: 3741

) NOTICE OF CONTINUED HEARING

10 **TO: Air Pollution Control Officer of the Bay Area Air Quality Management District**

11 **AND**

12 **BERKELEY LANDFILL**

13 **YOU ARE HEREBY NOTIFIED** that the hearing originally scheduled for August 1, 2023, upon
14 the issues raised in the Application for Regular Variance, filed on May 30, 2023 will be held before
15 the Hearing Board of the Bay Area Air Quality Management District (“District”) at **375 Beale Street,**
16 **1st Floor Board Room, San Francisco, California, 94105, at the hour of 9:30 A.M.** on the new
17 **date of**

18 **TUESDAY, NOVEMBER 7, 2023.**

19 The Hearing Board members are required to attend in person, but the parties and members of the
20 public may participate in/observe the hearing through the live webcast of the hearing, or via phone
21 (669) 900-6833. Interested members of the public will be allowed an opportunity to testify on this
22 matter. The file may be reviewed by contacting the Clerk of the Boards, Marcy Hiratzka, at
23 415.749.5073, or mhiratzka@baaqmd.gov. The above hearing date and time may be changed without
24 further published notice. Those participating by phone who would like to make a comment can use
25 the “raise hand” feature by dialing “*9”. To receive the full Zoom experience, please make sure your
26 application is up to date. **Individuals representing the parties will receive special links to the**
27 **hearing at a later date, if they wish to participate via Zoom.**

28 You may be, but need not be, represented by counsel. You may present any relevant evidence

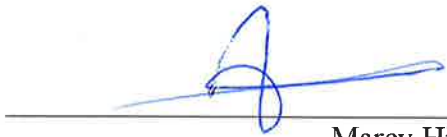
1 and will be given full opportunity to cross-examine all testifying witnesses. You are entitled to the
2 issuance of subpoenas to compel the attendance of witnesses and the production of books, documents,
3 and other things by applying to the Clerk of the Boards.

4 The proceedings of the hearing will be electronically recorded, copies of which will be made
5 available to the parties upon request and payment of records duplication fees. Should either party
6 desire the services of a court reporter, with the cost to be borne by the requesting party, please contact
7 the Clerk of the Boards as soon as possible and, in any event, no later than forty-eight (48) hours prior
8 to the date of the hearings.

9 **If either party determines that a continuance of the hearing is necessary, a written**
10 **request, including specific reasons for the request, should be made to the Clerk of the Boards**
11 **at least seventy-two (72) hours prior to the hearing dates, pursuant to Hearing Board Rules §**
12 **6.16.**

13 The hearing will be conducted in accordance with the Hearing Board Rules to the extent
14 feasible, available via the District website at [http://www.baaqmd.gov/about-the-air-district/hearing-](http://www.baaqmd.gov/about-the-air-district/hearing-board/rulesforms)
15 [board/rulesforms](http://www.baaqmd.gov/about-the-air-district/hearing-board/rulesforms), or by contacting the Clerk of the Boards at 415.749.5073.

16
17 DATED: August 30, 2023

18 
19 _____
20 Marcy Hiratzka
21 Clerk of the Boards

22 Facility Location:

23 11 Spinnaker Way, Berkeley, CA 94710 (Alameda County)
24
25
26
27
28

BEFORE THE HEARING BOARD
OF THE
BAY AREA AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA

In the Matter of the Application of
BERKELEY LANDFILL
Regulation 8, Rule 34, Section 301.1;
Regulation 8, Rule 34, Section 113.2; and
Permit to Operate #1826, Part 3

Docket No.: 3741
CERTIFICATE OF SERVICE



STATE OF CALIFORNIA)
City and County of San Francisco) ss.

I, Marcy Hiratzka, do hereby certify under penalty of perjury as follows:
That I am a citizen of the United States, over the age of 18 years and not a party to the above-entitled action; that I served a true copy of the attached **Notice of Continued Hearing** on:

Maria Bowen, Project Manager SCS Engineers 3900 Kilroy Airport Way, Suite 100 Long Beach, CA 90806 mbowen@scsengineers.com	Gabrielle Stephens gstephens@scsengineers.com (E-mail only)
Stephen Harquail SHarquail@scsengineers.com (E-mail only)	Mary Skramstad MSkramstad@cityofberkeley.info (E-mail only)
Melissa St. John MStJohn@scsengineers.com (E-mail only)	

via email on August 30, 2023 and on:

Joel Freid, Esq., Assistant Counsel
Bay Area Air Quality Management District
375 Beale Street, 6th Floor
San Francisco, California 94105
jfreid@baaqmd.gov

via email on August 30, 2023

DATED: August 30, 2023

Marcy Hiratzka
Clerk of the Boards