

1 BEFORE THE HEARING BOARD
2 OF THE
3 BAY AREA AIR QUALITY MANAGEMENT DISTRICT
4 STATE OF CALIFORNIA

4 In the Matter of the Applications of)
5 AMERESCO KELLER CANYON RNG LLC)
6 For Regular Variance from Regulation 8, Rule)
34, Section 412; Regulation 2, Rule 1, Section)
7 307; and Permit Conditions 27707.12 and)
27708.12 (Docket No. 3756))
8 AND)
9 For Regular Variance from Permit Conditions)
10 27705.3; 27707.9.c; 27708.9.c; 27707(9)(a);)
27708 (9)(a); and 27707 (9)(d)(iii) (Docket)
11 No. 3757)

Docket No.: 3756 & 3757
NOTICE OF HEARINGS



12
13 **TO: Air Pollution Control Officer of the Bay Area Air Quality Management District**

14 **AND**

15 **AMERESCO KELLER CANYON RNG LLC**

16
17 **YOU ARE HEREBY NOTIFIED** that hearings will be held before the Hearing Board of the
18 Bay Area Air Quality Management District (“District”) at **375 Beale Street, 1st Floor Board**
19 **Room, San Francisco, California, 94105, at the hour of 9:30 A.M. on**

20 **TUESDAY, JANUARY 21, 2025**

21 upon the issues raised in the **Application for Regular Variance, filed on November 20, 2024**
22 **(Docket No. 3756), and Application for Regular Variance, filed on November 26, 2024 (Docket**
23 **No. 3757). Both variance petitions pertain to the same equipment, but regard different issues, and**
24 *the Chair of the Hearing Board has agreed to hear both matters on the same day.*

25 The Hearing Board members are required to attend in person, but the parties and members of the
26 public may participate in/observe the hearings through live webcasts of the hearings or via phone
27 (669) 900-6833. Interested members of the public will be allowed an opportunity to testify on these
28 matters. The files may be reviewed by contacting the Clerk of the Boards, Marcy Hiratzka, at

1 415.749.5073, or mhiratzka@baaqmd.gov. The hearing dates and times may be changed without
2 further published notice. Those participating by phone who would like to make a comment can use
3 the “raise hand” feature by dialing “*9”. To receive the full Zoom experience, please make sure your
4 application is up to date. **Individuals representing the parties will receive special links to the**
5 **hearings at a later date, if they wish to participate via Zoom.**

6 You may be, but need not be, represented by counsel. You may present any relevant evidence
7 and will be given full opportunity to cross-examine all testifying witnesses. You are entitled to the
8 issuance of subpoenas to compel the attendance of witnesses and the production of books, documents,
9 and other things by applying to the Clerk of the Boards.

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

15 **A request for a continuance of a scheduled matter must be received by the Clerk no less**
16 **than four (4) business days prior to the scheduled hearing. If the request is filed with less notice,**
17 **good cause must be shown why it could not have been filed four business days prior to the**
18 **hearing, pursuant to Hearing Board Rules § 15.13(c).**

19 The hearings will be conducted in accordance with the Hearing Board Rules to the extent
20 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)
21 [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.

22
23 DATED: November 27, 2024



24 Marcy Hiratzka
25 Clerk of the Boards

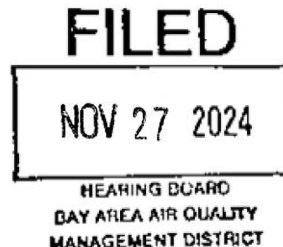
26 Facility Location:

27 901 Bailey Road, Pittsburg, California, 94565 (Contra Costa County)

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OF THE
BAY AREA AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA

In the Matter of the Applications of)
AMERESCO KELLER CANYON RNG LLC)
For Regular Variance from Regulation 8, Rule)
34, Section 412; Regulation 2, Rule 1, Section)
307; and Permit Conditions 27707.12 and)
27708.12 (Docket No. 3756))
AND)
For Regular Variance from Permit)
Conditions 27705.3; 27707.9.c; 27708.9.c;)
27707(9)(a); 27708 (9)(a); and 27707)
(9)(d)(iii) (Docket No. 3757))

Docket Nos.: 3756 & 3757
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 eighteen years and not a party to the
above-entitled action; that I served a true copy of the attached **Notice of Hearings** on:

Andrew McClelland Ameresco Keller Canyon RNG LLC 111 Speen St., Ste. 410 Framingham, MA, 01701 amcclelland@ameresco.com	Richard Peary rpeary@ameresco.com (E-mail only)
Noland Fargo, Esq. Latham & Watkins LLP 12670 High Bluff Drive San Diego, CA 92130 Nolan.Fargo@lw.com	

by depositing same via email and in the United States certified mail, return receipt requested,
on November 27, 2024 and on:

Misha Nishiki, Esq., Assistant Counsel I
Bay Area Air Quality Management District
mnishiki@baaqmd.gov

via email November 27, 2024

DATED: November 27, 2024

A handwritten signature in black ink, appearing to be "Marcy Hiratzka", written over a horizontal line.

Marcy Hiratzka
Clerk of the Boards