

1
2
3
4
5
6
7
8
9
10
11
12
13

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

AIR POLLUTION CONTROL OFFICER of
the BAY AREA AIR QUALITY
MANAGEMENT DISTRICT,

Complainant,

vs.

VALERO REFINING COMPANY -
CALIFORNIA

Respondent.

Docket No.: 3731

NOTICE OF HEARING



14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TO:

Air Pollution Control Officer of the Bay Area Air Quality Management District

AND

VALERO REFINING COMPANY - CALIFORNIA

YOU ARE HEREBY NOTIFIED that a hearing will be held, pursuant to Hearing Board Rules Section 6.4, before a representative of the Hearing Board of the Bay Area Air Quality Management District ("District") via Zoom, at the hour of 9:30 a.m. on

TUESDAY, MARCH 15, 2022

upon the issues raised in the Accusation and (Proposed) Stipulated Conditional Order for Abatement. This hearing will be conducted under procedures authorized by Assembly Bill 361.

The public may observe this hearing through the webcast of the hearing by clicking the link available on the Air District's website for the hearing,

<https://bayareametro.zoom.us/j/88980571855> (webinar ID: 889 8057 1855). The public may also

1 participate remotely via phone (669) 900-6833 or (408) 638-0968. Interested members of the
2 public will be allowed an opportunity to testify in these matters. The file may be reviewed by
3 contacting the Clerk of the Boards, Marcy Hiratzka, at 415.749.5073, or
4 mhiratzka@baaqmd.gov. The above hearing date and time may be changed without further
5 published notice. Those participating by phone who would like to make a comment can use the
6 “raise hand” feature by dialing “*9”. In order to receive the full Zoom experience, please make
7 sure your application is up to date. **Individuals representing the Complainant and**
8
9 **Respondent parties will receive special links to the meeting at a later date (the link above is**
10 **for the general public.)**

11
12 You should be present at the virtual hearing described above and may be, but need not be,
13 represented by counsel. You may present any relevant evidence and will be given full opportunity
14 to cross-examine all testifying witnesses. You are entitled to the issuance of subpoenas to compel
15 the attendance of witnesses and the production of books, documents, and other things by applying
16 to the Clerk of the Boards.

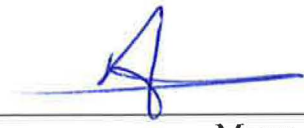
17
18 The proceedings of the hearing will be electronically recorded, copies of which will be
19 made available to the parties upon request and payment of records duplication fees. Should either
20 party desire the services of a court reporter, with the cost to be borne by the requesting party,
21 please contact the Clerk of the Boards as soon as possible and, in any event, no later than forty-
22 eight (48) hours prior to the date of the hearing.

23
24 **If either party determines that a continuance of the hearing is necessary, a written**
25 **request including specific reasons for the request, should be made to the Clerk of the Boards**
26 **at least seventy-two (72) hours prior to the hearing date pursuant to Hearing Board Rules**
27 **§ 6.16.**

28 The hearing will be conducted in accordance with the Hearing Board Rules to the extent

1 feasible, available via the District website at <http://www.baaqmd.gov/about-the-air->
2 [district/hearing-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, and
3 in accordance with Assembly Bill 361.
4

5
6
7
8
9 DATED: January 25, 2022



10
11 _____
12 Marcy Hiratzka
13 Clerk of the Boards

14 Facility Location:

15 3400 East Second Street, Benicia, CA 94510 (Solano County);
16 District Facility No. B2626
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

AIR POLLUTION CONTROL OFFICER of
the BAY AREA AIR QUALITY
MANAGEMENT DISTRICT,

Complainant,

vs.

VALERO REFINING COMPANY -
CALIFORNIA

Respondent.

Docket No.: 3731

CERTIFICATE OF SERVICE

FILED

JAN 25 2022

HEARING BOARD
BAY AREA AIR QUALITY
MANAGEMENT DISTRICT

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 Hearing** on:

Parker Wilson Vice President of Environmental, Safety and Regulatory Affairs Law The Valero Companies One Valero Way San Antonio, TX 78429 Parker.wilson@valero.com (Email only)	Julie Cress Baker Botts LLP 101 California Street, Suite 3600 San Francisco, CA 94111 Counsel for Valero Refining Company - California julie.cress@bakerbotts.com Tel: (415) 291-6242 Fax: (415) 291-6342
Megan Bluntzer Managing Counsel The Valero Companies One Valero Way San Antonio, TX 78429 megan.bluntzer@valero.com	

by depositing same via email and in the United States certified mail, return receipt requested,
on January 25, 2022; and on:

1 **Joel Freid, Esq.**
2 **Bay Area Air Quality Management District**
3 **375 Beale Street, 6th Floor**
4 **San Francisco, California 94105**
5 **jfreid@baaqmd.gov**

6 via email on January 25, 2022

7 DATED: January 25, 2022

8 
9 _____
10 Marcy Hiratzka,
11 Clerk of the Boards
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28