



# County of San Diego

DAVID HALL, CCB  
EXECUTIVE OFFICER/CLERK

AIR POLLUTION CONTROL DISTRICT HEARING BOARD  
CLERK OF THE BOARD OF SUPERVISORS  
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ASSISTANT CLERK OF THE BOARD

## STATEMENT OF PROCEEDINGS SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD Regular Meeting, Thursday, August 13, 2015

### ADMINISTRATIVE ITEM:

- A. Approval of Minute Orders for July 23, 2015.

#### ACTION:

ON MOTION of Member Rappolt, seconded by Member Gabrielson, the Air Pollution Control District Hearing Board approved the Minute Orders for July 23, 2015.

AYES: Tonner, Rodriguez, Rappolt, Gabrielson, Smith

- B. County Counsel is requested provide need for the changes in:
1. Deficiencies on conducting the hearing.
  2. Evidence for revision.

#### ACTION:

The Air Pollution Control District Hearing Board took no action on this item.

- C. County Counsel to provide a risk assessment to the Board Orders for and Emergency Variance and personal liability to the hearing officer if these revisions are not made.

#### ACTION:

The Air Pollution Control District Hearing Board took no action on this item.

- D. County Counsel to provide revision to language of Emergency Variance boiler plate template.

#### ACTION:

ON MOTION of Chair Rodriguez, seconded by Vice-Chair Tonner, the Air Pollution Control District Hearing Board moved as follows:

- a) Counsel is instructed to provide revision language for Emergency Variance Facts to Support Findings.
- b) Counsel is to provide a checklist for the Hearing Board Office to assist them while conducting a hearing.

- c) The Clerk is instructed to notice discussion of revised language the September 10, 2015 regular APCD meeting.

AYES: Tonner, Rodriguez, Rappolt, Gabrielson, Smith

**Petition No.**

**4439 CP Kelco:** Requests a 90 Day Variance filed on July 28, 2015 from Rule 67.10 (applied to Permit APCD2007-PTO-001516) to operate biogum press inlet temperature at 130 degrees F instead of 115 degrees F for up to 20 batches; facility located at 2025 East Harbor Drive, San Diego, CA 92113.

**ACTION:**

ON MOTION of Member Gabrielson, seconded by Member Rappolt, the Air Pollution Control District Hearing Board continued petition no. 4439 to be heard on August 27, 2015.

AYES: Tonner, Rodriguez, Rappolt, Gabrielson, Smith

**PUBLIC COMMUNICATION:**

Opportunity for members of the Public to speak to the Board on any subject matter within the Board's jurisdiction, but not on an item on today's Agenda. (Five minutes total will be allocated; each speaker's presentation may not exceed one minute and may not relate to pending litigation.)

**ACTION:** No Speakers

**ASSISTANCE FOR THE DISABLED:**

Agendas and records are available in alternative formats upon request. Contact the Clerk's office at **(619) 531-5434 (voice) or (619) 531-4803 (TTY)**. Assistive Listening Devices (ALDs) are available from the Clerk of the Board in Room 402 prior to the meeting, and are to be returned at the end of the meeting. Individuals requiring sign language interpreters should contact the Americans with Disabilities Coordinator at **(858) 505-6521**, in advance of the meeting so that arrangements may be made. An area in the front of the chamber is designated for individuals requiring the use of wheelchair or other accessible devices.