



County of San Diego

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ANDREW POTTER
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STATEMENT OF PROCEEDINGS SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD THURSDAY, AUGUST 24, 2017

9:00 a.m.

ROLL CALL

SWEARING OF WITNESSES BY CLERK

ADMINISTRATIVE ITEM:

A. Approval of Minute Orders for July 27, 2017.

ACTION:

ON MOTION of Member Gabrielson, seconded by Member Smith, the Air Pollution Control District Hearing Board approved the Minute Orders from July 27, 2017.

AYES: Rodriguez, Tonner, Gabrielson, Smith

ABSTAIN: Rappolt

Petition No.

4485 Air Pollution Control District, County of San Diego: Requests Abatement Order against Respondent CITY OF SAN DIEGO. Requested Abatement Order is not intended to act as a Variance. The District alleges the odors from the municipal landfill operation at 5180 Convoy St. in San Diego causes a nuisance, and seeks an Abatement Order prohibiting the nuisance.

ACTION:

ON MOTION of Member Gabrielson, seconded by Chair Rodriguez, the Air Pollution Control District Hearing Board accepted the City Attorney's status report for Petition No. 4485 and has directed both parties to the following:

1. District and the City are to present a proposed stipulated abatement order to the Board on September 07, 2017 during the regularly scheduled Air Pollution Control District Hearing Board meeting where both parties will be present.
2. The merits of the Abatement order will be continued and considered on September 21, 2017 during the regularly scheduled Air Pollution Control District Hearing Board meeting.

AYES: Rodriguez, Tonner, Gabrielson, Smith

RECUSED: Rappolt

4489 BAE Systems, San Diego Ship Repair (SDSR): request for Regular variance (filed on June 21, 2017) from Rule 21 as applied to Condition No. 1 of Permit No. APCD2005-PTO-900222 for a fiberglass/polyester/epoxy resin operation at 2205 E Belt St., San Diego CA 92113, which anticipates exceeding the permit limit for toxic emissions from styrene in August 2017, due to new maintenance requirements specified by the U.S. Navy.

ACTION:

ON MOTION of Vice Chair Tonner, seconded by Member Gabrielson, the Air Pollution Control District Hearing Board accepted the Petitioner's email request for withdrawal received on August 22, 2017.

AYES: Rodriguez, Tonner, Gabrielson, Rappolt, Smith

4490 Air Pollution Control District, County of San Diego: Request for Continuance for Abatement Order (Petition 4485) against Respondent CITY OF SAN DIEGO, regarding 5180 Convoy St. San Diego CA 92111, commonly referred to as the Miramar Landfill. Petitioner seeks to continue the status conference currently scheduled for July 27, 2017 to August 10, 2017 and the petition for order of abatement currently scheduled for August 24, 2017 to September 7, 2017, as Petitioner desires additional time to meet and confer about the plan of action and timeline to effectively address the issues of concern related to this matter.

ACTION:

ON MOTION of Vice Chair Tonner, seconded by Member Gabrielson, the Air Pollution Control District Hearing Board accepted the Petitioner's email request for withdrawal received on August 03, 2017.

AYES: Rodriguez, Tonner, Gabrielson, Smith
RECUSED: Rappolt

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: Janis Deady, Public Member
Matty Wuest, Public Member

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.