

VENTURA COUNTY AIR POLLUTION CONTROL DISTRICT
ADVISORY COMMITTEE MEETING
June 24, 2008
MINUTES

Chairman Kuhn convened the meeting at approximately 7:35 p.m.

I. Director's Report

Mike Villegas, APCO, stated that amendment to Rules 74.12, Surface Coating of Metal Parts and Products; 74.29, Soil Decontamination Operations; and 42, Permit Fees were adopted by the Board on April 8, 2008.

The new Air Quality Management Plan for the federal eight-hour ozone standard was approved by the Board on May 13, 2008. New Rule 55, Fugitive Dust, was adopted by the Board on June 10, 2008.

Staff conducted a workshop for County school districts on June 5, 2008, to explain the upcoming School Bus Replacement and Retrofit Grant Program.

In the current phase (program year) of the Carl Moyer Program, grants for 124 agricultural diesel pump engines have been approved to replace the engines with low-emission engines.

II. Call to Order

Chairman Kuhn called the meeting to order at approximately 7:45 p.m.

III. Roll Call

Present

Stephen Garfield

Steven Kane

Hugh McTernan

Michael Moore

Duane Vander Pluym

Karl Krause

Michael Kuhn

Marilyn Miravete-Smith

Greg Patterson

Absent

Scott Blough (excused)

Sara Head (excused)

Ryan Kinsella (excused)

Ron Peterson (excused)

Stan Greene (excused)

Aaron Hanson

Keith Moore (excused)

Gayle Washburn (excused)

Staff

Mike Villegas
Keith Duval

Don Price

Public

No Public Attendees

IV. Minutes

The minutes of the February 26, 2008, meeting were approved as drafted.

V. Committee Comment

Committee member Miravete-Smith asked for more detail about the school bus replacement program and why our District was implementing the program, while some other air districts were having the state implement the program. Mr. Villegas responded that with the \$5 million grant for Ventura County, our District would receive \$100,000 to implement the program, which we believe is adequate. Further, our local school districts prefer having our District implement the program locally.

Committee member Miravete-Smith asked for an update on the proposed Southern California Edison (SCE) peaker plant near Mandalay beach. Mr. Villegas stated that the land use permit for proposed plant was denied by the City of Oxnard. However, SCE was appealing that denial to the Coastal Commission. The Coastal Commission staff was recommending that Oxnard's denial be overturned. The Commission had not yet made a final decision. The proposed plant would comply with APCD regulations; however, our permit would be issued only after a land use permit was issued.

VI. Public Comment

There was no public comment.

VII. Old Business

There was no old business.

VIII. New Business

A. Proposed Amendments to Rule 230, Notice to Comply

Don Price, of District staff, gave an overview of proposed changes to Rule 230. The changes are as follows:

- Remove Section A, Purpose
- Revise definition of "Notice to Comply," Subsection C.4

- Revise references and make other corrections

Mr. Price stated that the Notice to Comply (NTC) is essentially a "fix-it" ticket and is favored by sources as a way to avoid Notices of Violation. The NTC is used for minor problems such as administrative violations, procedural violations, and excess emissions of an insignificant nature. The proposed revision will assure that Rule 230 remains valid by removing references to obsolete Health and Safety Code sections.

Committee member Michael Moore pointed out that renumbered Section D, Appeals, does not specify a complete appeal process. Mr. Duval stated that, so far, no one has formally appealed an NTC. Mr. Moore also suggested charging NTC recipients a reinspection fee.

It was moved (Vander Pluym), and seconded (Patterson), to recommend to the Board adoption of the proposed revisions to Rule 230. The motion was approved unanimously.

B. Proposed Amendments to Rule 72, New Source Performance Standards, and Rule 73, National Emission Standards for Hazardous Air Pollutants

Don Price, of District staff, gave an overview of proposed changes to Rules 72 and 73. The changes are as follows:

Rule 72:

- Update references to 13 standards
- Delete Subpart XX, Bulk Gasoline Terminals
- Request delegation for 4 additional standards
- Update titles, add or amend applicability dates

Rule 73:

- Update reference to Subpart A, General Provisions

Committee member Michael Moore asked about the integration of federal standards into District operations. District staff stated that the most stringent of federal, state and local requirements are included in District Permit's to Operate, which are subsequently enforced by District staff.

It was moved (Miravete-Smith), and seconded (McTernan), to recommend to the Board adoption of the proposed revisions to Rule 72 and Rule 73. The motion was approved unanimously.

- C. Consider an issue regarding a Committee member's actions pursuant to Article 1, Section 2.E of the Bylaws

It was moved (Moore), and seconded (Patterson), to table this issue until the next meeting to give the Committee member in question an opportunity to attend. The motion was approved eight yes votes, and one no vote.

IX. Adjournment

The meeting was adjourned at approximately 8:10 p.m.

Prepared by:

Mike Villegas
Air Pollution Control District Staff