

Bay Area Air Quality Management District
939 Ellis Street
San Francisco, California 94109
(415) 771-6000

APPROVED MINUTES

Summary of Board of Directors
Stationary Source Committee Meeting
9:30 a.m., Monday, March 28, 2005

1. **Call to Order – Roll Call:** Chairperson Mark DeSaulnier called the meeting to order at 9:31 a.m.

Present: Mark DeSaulnier, Chairperson; Roberta Cooper, Erin Garner, Scott Haggerty, Jerry Hill, Julia Miller, John Silva, Gayle B. Uilkema, Shelia Young.

Absent: None.

Also Present: Pamela Torliatt and Marland Townsend.

2. **Public Comment Period:** There were none.
3. **Approval of Minutes of January 24, 2005:** Director Miller moved approval of the minutes; seconded by Director Young; carried unanimously without objection.
4. **Review of California Energy Commission (CEC) Workshops on Petroleum Infrastructure Project Permitting and Consider Recommending Approval of a Letter to the Siting Committee of the CEC:** *The Committee received a report on the CEC Workshops conducted on Petroleum Infrastructure Project Permitting and considered recommending to the Board of Directors that a letter be sent to the Siting Committee of the California Energy Commission.*

Steve Hill, Air Quality Engineering Manager, provided a summary of the workshops that the CEC has held to look at the current permitting process and petroleum infrastructure expansion. Mr. Hill stated that the focus of the workshops has been on delays in permitting related to the California Environmental Quality Act (CEQA). Mr. Hill reviewed several of the proposals that have been suggested.

Mr. Hill presented a draft letter addressed to the CEC that outlines the District's position and recommendations the District would like the state to take on the proposals. Mr. Hill stated that staff recommends that the Board send the letter to the Siting Committee of the CEC.

There was a discussion on pipelines and the Committee was advised that the District does not have any regulatory authority over them. The issue will be brought back to the Committee for further discussion.

The District will remain a participant in the CEC workshops and will monitor any legislation. The Committee provided direction to staff regarding the letter to be sent to the CEC.

Speakers: The following individuals spoke on this agenda item:

Dennis Bolt Western States Petroleum Association Concord, CA 94518	Greg Karras Communities for a Better Environment Oakland, CA 94612
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Director Uilkema requested staff provide a comparison with other air districts of the time it takes for a permit to be processed.

Committee Action: Director Cooper moved that the Committee recommends that the Board of Directors send a letter to the Siting Committee of the CEC expressing concerns regarding some of the options discussed relative to permitting of petroleum infrastructure projects; seconded by Director Hill; carried unanimously without objection.

5. Refinery Flare Control Rule Development Update: *Staff provided an update on the development of the Refinery Flare Control Rule.*

Jack Broadbent, Executive Officer/APCO, stated that staff is working to develop a rule that would seek to control and minimize flaring in the Bay Area. Mr. Broadbent noted that workshops have been held in Martinez and Richmond. It is anticipated that staff would bring the rule to the Board in June 2005.

Alex Ezersky, Principal Air Quality Specialist, provided an update on the development and purpose of the rule. Mr. Ezersky noted that elements of the rule include a Flare Management Plan, administrative requirements, and monitoring and recordkeeping language. Mr. Ezersky reiterated that the District has held two workshops and has also had meetings with other interested parties. Safety, public participation, enforceability and clarity in definitions are some of the issues that came out of the public meetings.

The Committee discussed safety issues as they relate to flaring. Staff noted that this rule is designed to minimize the frequency of flaring and the amount of emissions released.

Speakers: The following individuals spoke on this agenda item:

Dennis Bolt Western States Petroleum Association Concord, CA 94518	Greg Karras Communities for a Better Environment Oakland, CA 94612
Carla M. Perez Communities for a Better Environment Oakland, CA 94612	

During discussion, Director Haggerty requested staff investigate what happened during the flaring at Chevron on April 21, 2004. Director Townsend requested that when staff gets the information on what happened to the BP refinery in Texas a report be made to the Committee.

Committee Action: None. This report provided for information only.

6. **Committee Member Comments/Other Business:** Director Townsend noted that money and effort can make refineries clean and safe.

Director Young encouraged all directors to read an article in today's papers on Assemblywoman Jenny Oropeza from the Los Angeles area. She is suffering from a cancer that she directly attributes to mobile sources. She is introducing new legislation and the Air District should follow it carefully and try to work with her on the issue.

7. **Time and Place of Next Meeting:** 9:30 a.m., Monday, May 23, 2005, 939 Ellis Street, San Francisco, California 94109
8. **Adjournment:** The meeting adjourned at 11:02 a.m.

/s/ Mary Romaidis
Mary Romaidis
Clerk of the Boards