

Lore Saldana

From: Perch-Ahern, Noah <nperchahern@greenbergglusker.com>
Sent: Tuesday, October 3, 2023 1:01 PM
To: Lore Saldana
Cc: Aeron Arlin Genet; Holderness, Amber; Matthew Allen; Jenna Richardson; Banks, Sedina
Subject: RE: H.B. Case No. 2023-03-A – Joint Request for Continuance
Attachments: H.B. Case No. 2023-03-A – Request for Continuance

Sensitivity: Confidential

Dear Chair Dressler and Members of the Hearing Board:

I am submitting this message on behalf of Central Coast Agriculture and its affiliates (collectively, “CCA”) in connection with the Petition for Order of Abatement (“Petition”) filed by the Santa Barbara County Air Pollution Control District (“District” or “APCD”) on September 5, 2023. In brief, CCA is renewing its request for a 60-day continuance as set forth below.

CCA previously requested a 60-day continuance on September 12 (see attached email). On September 13, APCD explained that it opposed the request at that time, but that if CCA’s permit application sufficiently progressed, CCA may support a continuance prior to the hearing (see below email).

As APCD previously noted, “CCA and the District have been working together since the filing of the Petition to find a solution” and the “District has seen improved progress.” Since that time, CCA and the APCD have both devoted significant resources to completing the permit application and processing the permit.

In fact, CCA understands that its permit application will be deemed complete today, a critical milestone in the permitting process. On that basis, we have communicated with District counsel and understand that the District will be joining in our continuance request via a follow-up message to this communication.

Under District Rule 516, the Chair, Vice-Chair, or any two Hearing Board members may grant any reasonable continuance request. The joint request here is eminently reasonable in light of CCA achieving the application completeness milestone. Given that CCA is on track for permit issuance and has been working feverishly with the APCD, a continuance is appropriate to stave off the devastating business and job loss risks associated with the abatement process.

Sincerely yours,
Noah Perch-Ahern

Noah Perch-Ahern
Partner, Environmental Group
[Biography](#) | [vCard](#)
310.201.7484 Direct
nperchahern@greenbergglusker.com

Greenberg Glusker LLP
2049 Century Park East, Suite 2600