



ACTION SUMMARY
(Unofficial)

October 4, 2023

9:30 A.M.

**BOARD OF SUPERVISORS HEARING ROOM
BETTERAVIA GOVERNMENT CENTER
511 EAST LAKESIDE PARKWAY
SANTA MARIA, CA**

APCD Hearing Board

Dr. Steven Colome, Vice-Chair
Jonathan Cook
Lee-Volker Cox
Terence Dressler, Chair
Robert J. Saperstein

Counsel of the Hearing Board:
Amber Holderness
Paul Lee

A. CALL TO ORDER – ROLL CALL

Convened by Chair Dressler at 9:30 a.m.

Present: 5 - Colome, Cook, Cox, Dressler, Saperstein.
Absent: 0 - None.

B. INTRODUCTIONS

C. APPROVAL OF MINUTES

Approve minutes of the July 5, 2023 regular meeting.

A motion was made by Hearing Board member Cox, seconded by Hearing Board member Colome that all the minutes be approved. The motion carried by the following vote:

Ayes: 5 - Colome, Cook, Cox, Dressler, Saperstein.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 0 - None.

D. ANNOUNCEMENTS / STAFF REPORTS

Receive announcements or reports from staff on matters of interest to the Hearing Board. There will be no Hearing Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

Aimee Long of the District informed the Hearing Board that there are no staff reports or announcements at this time.

E. PUBLIC COMMENT PERIOD

Persons desiring to address the Hearing Board on any subject within the jurisdiction of the Hearing Board not included as part of the agenda may do so at this time.

There were no public comments.

Clerk of the APCD Board
Aeron Arlin Genet

F. PUBLIC HEARINGS - Administration of Oath conducted prior to each hearing.

At Chair Dressler's discretion, the Request for Continuance for Item F-2 was considered first.

**F-2) Case No. 2023-03-A (Abatement Order)
Central Coast Agriculture 85 W. Highway 246, #233, Buellton, CA 93427**

To consider a Petition by the Air Pollution Control Officer of the Santa Barbara County Air Pollution Control District submitted on September 5, 2023, for issuance of an Order of Abatement pursuant to Health and Safety Code §42450. Central Coast Agriculture, Inc., Central Coast Agriculture, LLC, Central Coast Ag Distribution, LLC, Central Coast Ag Farming, LLC, and Central Coast Ag Products, LLC (collectively "CCA") operates cannabis product manufacturing, volatile extraction, storage and distribution facilities and is currently operating without the required best available control technology to control emissions, or the required District Permits, in violation of District Rule 201. The CCA facilities subject to this Petition are located at 1201 W. Chestnut Avenue and 1200 West Laurel Avenue in Lompoc, CA.

On September 12, 2023, Respondent CCA requested a 60-day continuance of the hearing on Item F-2.

Representatives for the Hearing Board: Amber Holderness (Counsel).
Representatives for the District: Jenna Richardson (Counsel), Aeron Arlin Genet, David Harris, Kaitlin McNally, Marina Lupini, Sage Swain, and Carly Barham.
Representatives for the Petitioner: Noah Perch-Ahern (Counsel), Matt Allen, Sedina Banks, and Lindsay Cokeley.

Consideration of the Request for Continuance public hearing conducted. A motion was made by Hearing Board member Saperstein, seconded by Hearing Board member Colome that the Request for Continuance be granted until December 6, 2023. The motion carried the following vote:

Ayes: 5 - Colome, Cook, Cox, Dressler, Saperstein.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 0 - None.

**F-1) Case No. 2021-12-M2 (Modification of Final Compliance Date, and Modifications of Increments of Progress)
Mustang Renewable Power Ventures, LLC. 17 Corporate Plaza Drive, Suite 200, Newport Beach, CA 92660**

To consider a Petition for Modification of Regular Variance from District Rule 206, Authority to Construct 14500-05, Conditions, 9.C.2.b.iii, 9.C.4.a.i, 9.C.4.a.ii, 9.C.4.a.iii, 9.C.4.a.v, 9.C.4.a.vi, 9.C.4.a.viii, 9.C.4.a.x, 9.C.4.a.xi, 9.C.4.b.i, 9.C.4.b.ii, 9.C.4.b.iii, 9.C.4.c.i, 9.C.4.c.ii, 9.C.4.c.iii, 9.C.5.b.i, 9.C.5.b.ii, 9.C.5.b.iii, 9.C.5.b.v, 9.C.5.b.vi, 9.C.5.b.viii, 9.C.5.b.xi, 9.C.5.b.xii, 9.C.5.b.xv, 9.C.5.c.i, 9.C.5.c.ii, 9.C.5.c.iv, 9.C.5.c.v, 9.C.5.c.vi, 9.C.5.c.vii, 9.C.5.c.viii, 9.C.5.c.ix, 9.C.5.d.i, 9.C.5.d.ii, 9.C.5.d.v, 9.C.5.d.vi, 9.C.5.d.vii, 9.C.5.d.viii, 9.C.5.d.ix, 9.C.6.a.i, 9.C.6.a.ii, 9.C.6.a.iii, 9.C.6.a.iv, 9.C.6.b.i, 9.C.6.b.ii, 9.C.6.b.iii, 9.C.6.c.i, 9.C.6.c.ii, 9.C.6.c.iii, 9.C.18 (tipping area and materials sorting area biofilters only), 9.C.19.b.i, 9.C.19.b.ii, 9.C.19.b.iii, 9.C.19.b.iv, 9.C.19.b.v, 9.C.19.b.vi, 9.C.33.a, and 9.C.33.f, submitted on September 6, 2023, for continued operations of the Material Recovery Facility (MRF) without the following equipment that was damaged by the 2021 Alisal Fire: MRF baghouses, MRF scrubbers, and MRF biofilters.

Representatives for the Hearing Board: Paul Lee (Counsel).
Representatives for the District: Aimee Long, Kaitlin McNally, David Harris.
Representatives for the Petitioner: John Dewey and Kevin Brown.

Public hearing held. The Hearing Board determined that the six findings were made. A motion was made by Hearing Board member Colome, seconded by Hearing Board member Saperstein to accept the findings with the proposed updates to the Modification of Final Compliance Date and Modification of Increments of Progress of Regular Variance 2021-12-M2 and grant the petition as

proposed in the draft Findings and Order for the period of October 15, 2023 through June 15, 2024, or the date compliance is achieved, whichever occurs first. The motion carried the following vote:

Ayes: 5 - Colome, Cook, Cox, Dressler, Saperstein.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 0 - None.

G. ADMINISTRATIVE AGENDA

G-1) Case No. – 2023-01-I

Advenco, LLC, dba Lake Cachuma, 2275 Highway 154, Santa Barbara, CA

On June 28, 2023, Hearing Board member Terence Dressler approved an Interim Variance for Advenco, LLC, dba Lake Cachuma from June 2, 2023 through August 29, 2023, or the date a decision is made on a 90-Day Variance, whichever occurs first. Said Interim Variance provides relief from District Rules District Rules 316.C.2, C.3 and G and 206, Permit to Operate 12345, Conditions 2.b, 4, 6, and 8 and allows for continued use of the gasoline dispensing facility without properly operating vapor recovery equipment.

The 90-Day Variance petition was withdrawn by the Petitioner on August 2, 2023 because the gasoline dispensing facility vapor recovery equipment was re-tested on July 25, 2023 and determined to be properly operating.

A motion was made by Hearing Board member Cox, seconded by Hearing Board member Saperstein that Administrative Agenda item G-1 be received and filed. The motion carried by the following vote:

Ayes: 5 - Colome, Cook, Cox, Dressler, Saperstein.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 0 - None.

H. ADJOURN

The meeting was adjourned at 10:50 a.m. to December 6, 2023.