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6 **BEFORE THE HEARING BOARD OF THE**  
7 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**  
8

9 **In the Matter of**

10 CITY OF PASADENA  
11 WATER AND POWER DEPARTMENT  
12 (Facility ID# 800168)

13 Petitioner.

14 vs.

15 SOUTH COAST AIR QUALITY  
16 MANAGEMENT DISTRICT.

17 Respondent.  
18

CASE NO. 2244-36

**STIPULATION TO PLACE  
MATTER ON CONSENT  
CALENDAR**

Hearing Date: February 29, 2024

Time: 9:30 a.m.

Place: Hearing Board Room  
South Coast Air Quality  
Management District  
21865 Copley Drive  
Diamond Bar, CA 91765

19 **STIPULATION**

20 The Parties, the South Coast Air Quality Management District (“South Coast AQMD”)  
21 and the City of Pasadena Water and Power Department (“Petitioner”), do hereby stipulate and  
22 agree as follows:

- 23
- 24 1. This matter may be placed on the South Coast AQMD Hearing Board (“Hearing  
25 Board”) Consent Calendar for Thursday, February 29, 2024 under Hearing Board  
26 Rule 4.
  - 27 2. The Declaration of Arturo Silva, Power Plant Manager for the City of Pasadena  
28 Water and Power Department electric power generating facility (“Facility”) (filed

1 concurrently herewith), is submitted to the Hearing Board to be entered and  
2 considered as evidence regarding this matter.

- 3 3. The Parties agree on the [Proposed] Findings and Decision and Order, which includes  
4 proposed conditions, which are filed concurrently herewith.
- 5 4. South Coast AQMD does not oppose the Petitioner’s request to grant a regular  
6 variance as described in the [Proposed] Order for the Facility.
- 7 5. Parties request that the Hearing Board decide this matter based upon this Stipulation,  
8 the Declaration of Arturo Silva, and any other documents submitted by the Parties.  
9 The Parties agree to incorporate all prior evidence as submitted in the interim  
10 variance petition for Gas Turbine 5 (“GT-5”) Unit D56 submitted January 25, 2024.
- 11 6. Neither Party expects the granting of the regular variance requested by Petitioner,  
12 Case No. 2244-36, to result in a violation of California Health and Safety Code  
13 section 41700 (nuisance).

14 So stipulated.

15  
16 DATED: February 27, 2024

17 By: *Lisa J. Hosey*  
18 Lisa J. Hosey  
19 City of Pasadena  
20 Office of the City Attorney/City  
21 Prosecutor

22 DATED: February 27, 2024

23 By: *Mary Reichert*  
24 Mary Reichert  
25 South Coast Air Quality  
26 Management District  
27 Office of General Counsel  
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