1	BEFORE THE HEARING BOARD OF THE			
2	SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT			
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5	In the Matter of	Case No. 3014-24		
6	The Termo Company	STIPULATION TO PLACE PETITION FOR SHORT VARIANCE ON CONSENT CALENDAR		
7	[Facility I.D. No. 097081]			
8	Petitioner,	Hearing Date: Time: Place:	April 22, 2025 9:30 a.m. South Coast Air Quality Management District 21865 Copley Drive Diamond Bar, CA 91765	
9	v.			
10	SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT.			
11	Respondent.			
12				
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14	We, the undersigned parties, hereby agree and stipulate as follows:			
15	1. This matter may be placed on the Hearing Board's Consent Calendar for Tuesday			
16	April 22, 2025, pursuant to District Hearing Board Rule 4(a)(4).			
17	2. The Petitioner seeks a Short Variance from District 203(b), 204, 463(d)(3),			
18	1148.1(d)(8), and 1173(m)(1) and Permit Section D, Conditions E57.1, H23.1, S13.1, and Section			
19	E(4). With no gas sales capacity, VOC or methane emissions may be released to the atmosphere			
20	from the tanks normally under vapor recovery if pressures within the tanks and pipelines exceed the			
21	vent setpoints. This would be beyond Petitioner's control, as the inability to control gas would			
22	directly impact Petitioner's compliance with the applicable District Rule(s). This short variance is			
23	to provide relief from the above mentioned District Rules and Permit Conditions during the			
24	planned SoCalGas maintenance.			
25	3. The Petitioner does not anticipate the variance will result in a violation of the Health			
26	& Safety Code (H&S) Code Section 41700 (nuisance), or South Coast AQMD Rule 402 (nuisance).			
27	4. The Declaration of Ralph Combs	s (filed concurrent	tly as Exhibit 1 to this Stipulation)	
28	The Terme Company	E:::::: ID No. 00	70011	
	The Termo Company - [Facility ID No. 097081] Stipulation to Place Matter on Consent Calendar			

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2 5. The parties have agreed on a (Proposed) Findings and Decision Order (filed
3 concurrently as Exhibit 2 with this Stipulation).

4 6. The parties hereby request that the Hearing Board decide the matter based on this
5 Stipulation, Declarations, Findings and Decision, and other documents submitted by the parties.

6 7. Operation under the proposed Order is not expected to result in a violation of Health
7 and Safety Code Section 41700 (nuisance).

8 8. Based on all the evidence in this case, the District does not oppose consideration of
9 the variance on the Consent Calendar for April 22, 2025, or as soon thereafter as the matter may be
10 heard.

11 SO STIPULATED

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12 Dated: April 22, 2025 13

FOR PETITIONER

ng D. Wolffe

By:

Gregory S. Wolffe, CPP Principal Scientist Yorke Engineering, LLC Representing The Termo Company

18 Dated: April 22, 2025 FOR RESPONDENT 19 SOUTH COAST AIR QUALITY 20 MANAGEMENT DISTRICT 21 22 By: Sher, Hanizavare 23 Principal Deputy District Counsel SOUTH COAST AIR QUALITY 24 MANAGEMENT DISTRICT 25 26 27 28 The Termo Company - [Facility ID No. 097081] Stipulation to Place Matter on Consent Calendar