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7 South Coast Air Quality Management District

8
9 **BEFORE THE HEARING BOARD OF THE**
10 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

11 **In The Matter Of**

12 BETA OFFSHORE OPERATING, LLC
13 [Facility ID No. 166073],

14 Petitioner,

15 vs.

16 SOUTH COAST AIR QUALITY
17 MANAGEMENT DISTRICT,

18 Respondent.

Case No. 5855-7

STIPULATION TO PLACE MATTER ON
CONSENT CALENDAR

[Filed in support of Status Report and/or
Modification Hearing for a Regular Variance]

Date: April 23, 2024
Time: 9:30 am
Place: 21865 Copley Drive
Diamond Bar, CA 91765

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20 The parties, the South Coast Air Quality Management District (“South Coast AQMD”
21 or “Respondent”) and Beta Offshore Operating, LLC (“Beta Offshore” or “Petitioner”) do hereby
22 stipulate and agree as follows:

23 1. This matter may be placed on the Hearing Board’s Consent Calendar to be heard on
24 April 23, 2024;

25 2. The South Coast AQMD Hearing Board granted Petitioner a Regular Variance
26 from the provisions of South Coast AQMD Rules 203(b), 2004(f)(1) and 3002(c)(1) for the
27 specific permit conditions listed in the attached (Proposed) Order, as well as provisions of
28 Rules 1100, 1110.2, 1134, and 2012 as specified in the attached (Proposed) Order.

1 3. Petitioner requests several points of clarification and modifications to
2 conditions 5 (date deadlines), 9 (emergency exceptions to limit on operating Centaur Turbines)
3 and 12.d (deadline for retrofitting one rig engine), as set forth in the attached (Proposed)
4 Order.

5 4. Petitioner does not seek an extension of the variance, currently scheduled to
6 end no later than November 16, 2024 as set forth in the Hearing Board’s Minute Order for
7 Case No. 5855-7.

8 5. The parties agree to incorporate herein the evidence and testimony received at
9 the related regular variance hearing held on December 7, 2023 in Case No. 5855-7.

10 6. The Declaration of Jeff Ortloff, Petitioner’s proposed Exhibit 8, may be submitted to
11 the Hearing Board and entered into evidence in support of the proposed Findings and Decision and
12 Proposed Order.

13 7. The parties request the Hearing Board to decide this matter based upon the
14 documents submitted by the parties, before the Hearing Board of the South Coast Air Quality
15 Management District; the Declaration of Jeff Ortloff in Support of the Status Report and/or
16 Modification Hearing for a Regular Variance, the Proposed Findings, Decision and Order, and
17 prior evidence and testimony before the Hearing Board.

18 8. The parties have agreed on the proposed Findings and Decision and Proposed
19 Order (filed concurrently with Stipulation) which have been submitted to the Hearing Board in
20 support of the Status Report and/or Modification Hearing for a Regular Variance.

21 9. The parties agree that the granting of the modification of conditions to the
22 regular variance under the Proposed Order is not expected to result in a violation of Health and
23 Safety Code Section 41700.

24 10. The South Coast AQMD does not oppose the Petitioner’s request for the
25 granting of the modification of conditions to the regular variance for the Petitioner.

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11. Based on all of the evidence in this case, the parties stipulate the Hearing Board decide this matter on the Consent Calendar.

SO STIPULATED.

Dated: April 11, 2024

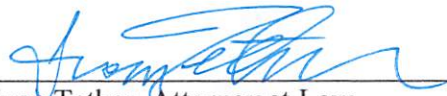
FOR PETITIONER



Josephine Lee, Senior Deputy District Counsel
South Coast Air Quality Management District

Dated: APRIL 12, 2024

FOR RESPONDENT



Ivan Tether, Attorney at Law
for Beta Offshore Operating, LLC