

**STATEMENT OF PROCEEDINGS**  
**SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD**  
**Regular Meeting, Thursday, September 07, 2023**  
**9:00 a.m.**

**ORDER OF BUSINESS**

**ROLL CALL**

Members present: Vilmarie Rodriguez, Jose Gonzalez and Steve Engleman

Members absent: Alison Schlick, William Powers and Daniel Spencer

Staff present: Mary Mahoney, APCD Civil Actions Investigator; Teh Magee-Hill, APCD Civil Actions Investigator; Dan Plotner, APCD Program Coordinator; William Jacques, APCD Chief Departmental Operations; Veera Tyagi, Senior Deputy County Counsel APCD; Emily Helms, Senior Deputy County Counsel APCD, and Mia Ruffier, APCD Clerk of the Hearing Board

**SWORN OATH OF WITNESSES BY CLERK**

All witnesses providing public testimony during the meeting were sworn-in by the Clerk of the APCD Hearing Board.

**ADMINISTRATIVE ITEM:**

A. Public Communication

*No public testimony was provided to the Board.*

B. Approval of Statement of Proceedings for August 10, 2023.

**ACTION:**

ON MOTION of Alternate Member Engleman, seconded by Member Gonzalez, the Air Pollution Control District Hearing Board approved the Statement of Proceedings for the meeting of August 10, 2023.

AYES: Rodriguez, Engleman, Gonzalez

ABSENT: Schlick, Powers, Spencer

**PETITION(S) BEFORE THE BOARD:**

**4536 CORNERSTONE AGGREGATES, INC.** – Petitioner requests the Interim portion of an Interim/Regular Variance filed on August 09, 2023 from APCD Rule 21, specifically, Condition 1 and Rule 12.1(e)(4)(i), Certificate of Registration conditions, of Certificate of Registration Nos. APCD2023-CER-001014 and APCD2023-CER-001015, two portable rock crushing/screening plants located at 332 Elkelton Place, Spring Valley, CA 91977.

**ACTION:**

ON MOTION Chair Rodriguez, seconded by Alternate Member Engleman, the Air Pollution Control District Hearing Board denied Petitioner request for Interim portion of an Interim/Regular Variance.

AYES: Rodriguez, Engleman, Gonzalez

ABSENT: Schlick, Powers, Spencer

**ADJOURNMENT:**

The APCD Hearing Board adjourned the September 07, 2023 meeting at 10:47 a.m.

**ASSISTANCE FOR THE DISABLED:**

Agendas and records are available in alternative formats upon request. Contact the APCD Hearing Board Clerk at 858-586-2600 with questions or to request a disability-related accommodation including sign language interpretation. To the extent reasonably possible, requests for accommodation or assistance should be submitted at least 72 hours in advance of the meeting so that arrangements may be made.

Pursuant to Government Code 54957.5, written materials distributed to the Hearing Board in connection with this agenda less than 72 hours before the meeting will be available to the public at the San Diego County Air Pollution Control District, 10124 Old Grove Road, San Diego, CA 92131.

*The statements contained in this draft document are subject to change until they are approved in their final form by the Air Pollution Control District Hearing Board at a subsequent public meeting.*

**ADMINISTRATIVE ITEM:**

A. Public Communication

**ACTION:**

*No public testimony was provided to the Board.*



MIA RUFFIER

Clerk of the San Diego County Air Pollution Control District Hearing Board

**ADMINISTRATIVE ITEM:**

B. Approval of Statement of Proceedings/Minutes for August 10, 2023.

**ACTION:**

ON MOTION of Member Engleman, seconded by Member Gonzalez, the Air Pollution Control District Hearing Board approved the Statement of Proceedings for the meeting of August 10, 2023.

AYES: Rodriguez, Engleman, Gonzalez

ABSENT: Schlick, Powers, Spencer



MIA RUFFIER

Clerk of the San Diego County Air Pollution Control District Hearing Board

**COUNTY OF SAN DIEGO  
AIR POLLUTION CONTROL DISTRICT HEARING BOARD  
BOARD ORDER**

**4536 CORNERSTONE AGGREGATES, INC.** – Petitioner requests the Interim portion of an Interim/Regular Variance filed on August 09, 2023 from APCD Rule 21, specifically, Condition 1 and Rule 12.1(e)(4)(i), Certificate of Registration conditions, of Certificate of Registration Nos. APCD2023-CER-001014 and APCD2023-CER-001015, two portable rock crushing/screening plants located at 332 Elkelton Place, Spring Valley, CA 91977.

Notice of time and place of hearing was given as required by law.

**ACTION:**

ON MOTION of Chair Rodriguez, seconded by Alternate Member Engleman, the Air Pollution Control District Hearing Board closed the hearing based upon testimony given and evidence provided, the Board determined that good cause could not be made and denied Petitioner request for Interim portion of an Interim/Regular Variance.

AYES: Rodriguez, Engleman, Gonzalez

ABSENT: Schlick, Powers, Spencer



MIA RUFFIER

Clerk of the San Diego County Air Pollution Control District Hearing Board



**09.07.23 APCD HB  
Speaker Slips**

**Air Pollution Control District Hearing Board**

DATE 9-7-23 Petition Number 4536

SUBJECT Interim Variance Cornerstone Aggs

**REQUEST TO SPEAK**

PLEASE PRINT NAME LEGIBLY

Name Cody Johnson  
First Last

Organization Name CSJ/ Cornerstone Agg

Please check below:

- Officer or Authorized Employee for Petitioner
- Agent or Legal Representation

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PLEASE SEE GUIDE FOR SPEAKERS ON REVERSE

**(FOR PETITIONER)**  
**OTHER THAN APCD**

**Air Pollution Control District Hearing Board**

DATE 9/7/23 Petition Number 4536

SUBJECT Interim Variance Cornerstone Aggregates

**REQUEST TO SPEAK**

PLEASE PRINT NAME LEGIBLY

Name Alex Martin  
First Last

Organization Name APM Engineering / Cornerstone Aggregates

Please check below:

- Officer or Authorized Employee for Petitioner
- Agent or Legal Representation

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PLEASE SEE GUIDE FOR SPEAKERS ON REVERSE

**(FOR PETITIONER)**  
**OTHER THAN APCD**

**Air Pollution Control District Hearing Board**

DATE 9/7/2023 Petition Number 4536

SUBJECT CORNERSTONE AGGREGATES

**REQUEST TO SPEAK**

**PLEASE PRINT NAME LEGIBLY**

Name PAUL WILF  
First Last

Organization Name ATRUS LLC

Please check below:

Officer or Authorized Employee for Petitioner

Agent or Legal Representation

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PLEASE SEE GUIDE FOR SPEAKERS ON REVERSE

**(FOR PETITIONER)**  
**OTHER THAN APCD**