

**HEARING BOARD CALENDAR**  
**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**  
**STATE OF CALIFORNIA**

**TUESDAY, FEBRUARY 28, 2023**

**Virtual Hearing via Zoom at 9:30 a.m.** – This hearing will be conducted under procedures authorized by Assembly Bill 361 (Rivas 2021). <https://bayareametro.zoom.us/j/82555872042> (Webinar ID: 825 5587 2042)

The public may also participate remotely via phone (669) 900-6833 or (408) 638-0968. Interested members of the public will be allowed an opportunity to testify in these matters. Those participating by phone who would like to make a comment can use the “raise hand” feature by dialing “\*9”. To receive the full Zoom experience, please make sure your application is up to date.

**PUBLIC COMMENT PERIOD**

*Public Comment on Non-Calendared Items, Pursuant to Government Code Section 54954.3*

*Members of the public are afforded the opportunity to testify on any Docket on the Calendar. All Calendars for hearings are posted at the District headquarters, 375 Beale Street, San Francisco, CA, at least 72 hours in advance of the hearings. At the beginning of the hearings on the calendared Dockets, an opportunity is also provided for the public to speak on items of interest to the public that are within the Hearing Board’s subject matter jurisdiction currently not calendared. Speakers will be limited to three (3) minutes each.*

**DOCKET NO. 3739: Tesla, Inc. – Regular Variance** from Regulation 2, Rule 6, Section 307; and Regulation 2, Rule 1, Section 307. (FREMONT).

**Alexandra Kamel, Esq., Counsel for Air District**  
**Shannon S. Broome, Esq., Counsel for Tesla, Inc.**

**CONTACT: MARCY HIRATZKA, CLERK OF THE BOARDS**  
375 BEALE STREET, SUITE 600, SAN FRANCISCO, CA 94105; P: (415) 749-5073

**Accessibility and Non-Discrimination Policy**

The Bay Area Air Quality Management District (Air District) does not discriminate on the basis of race, national origin, ethnic group identification, ancestry, religion, age, sex, sexual orientation, gender identity, gender expression, color, genetic information, medical condition, or mental or physical disability, or any other attribute or belief protected by law.

It is the Air District’s policy to provide fair and equal access to the benefits of a program or activity administered by Air District. The Air District will not tolerate discrimination against any person(s) seeking to participate in, or receive the benefits of, any program or activity offered or conducted by the Air District. Members of the public who believe they or others were unlawfully denied full and equal access to an Air District program or activity may file a discrimination complaint under this policy. This non-discrimination policy also applies to other people or entities affiliated with Air District, including contractors or grantees that the Air District utilizes to provide benefits and services to members of the public.

Auxiliary aids and services including, for example, qualified interpreters and/or listening devices, to individuals who are deaf or hard of hearing, and to other individuals as necessary to ensure effective communication or an equal opportunity to participate fully in the benefits, activities, programs and services will be provided by the Air District in a timely manner and in such a way as to protect the privacy and independence of the individual. Please contact the Non-Discrimination Coordinator identified below at least three days in advance of a meeting so that arrangements can be made accordingly.

If you believe discrimination has occurred with respect to an Air District program or activity, you may contact the Non-Discrimination Coordinator identified below or visit our website at [www.baaqmd.gov/accessibility](http://www.baaqmd.gov/accessibility) to learn how and where to file a complaint of discrimination.

Questions regarding this Policy should be directed to Suma Peesapati, at (415) 749-4967 or by email at [spesapati@baaqmd.gov](mailto:spesapati@baaqmd.gov)