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6 Attorneys for Petitioner

7 California Tower, Inc.

8 **BEFORE THE HEARING BOARD OF THE**

9 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

10 CALIFORNIA TOWER, INC.,

CASE NO. 6262-1

11 Petitioner,

**STIPULATION TO PLACE MATTER ON
12 CONSENT CALENDAR**

13 vs.

14 SOUTH COAST AIR QUALITY
15 MANAGEMENT DISTRICT,

Hearing Date: September 11, 2024

Time: 9:30 a.m.

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

16 Respondent.

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20 The parties, the South Coast Air Quality Management District (“District”) and California Tower,
21 Inc. (“Petitioner”), do hereby stipulate and agree as follows:

22 1. This matter may be placed on the Hearing Board of the South Coast AQMD’s (“Hearing
23 Board”) Consent Calendar for Wednesday, September 11, 2024.

24 2. The Declaration of Angela Robertson and the Declaration of Jennifer Mulkern are submitted
25 to the Hearing Board to be entered and considered as evidence regarding this matter.

26 3. The Parties agree on the [Proposed] Findings and Decision and Order, which include
27 proposed conditions, and which are filed concurrently herewith.

28 4. The District does not oppose the Petitioner’s request to grant a regular variance as described

1 in the [Proposed] Order for the Facility.

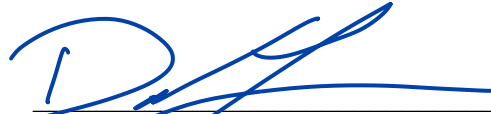
2 5. The Parties request that the Hearing Board decide this matter based upon this Stipulation, the
3 declarations of Angela Robertson and Jennifer Mulkern, and any other documents submitted by the
4 Parties.

5 6. Neither Party expects the granting of the regular variance requested by Petitioner in this
6 matter to result in a violation of California Health and Safety Code section 41700 (nuisance).

7 So stipulated.

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9 DATED: September 3, 2024

FITZGERALD KREDITOR BOLDUC
RISBROUGH LLP

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12 David M. Lawrence
13 Attorneys for Petitioner
SpectraSite Communications, LLC

14 DATED: September 5, 2024

SOUTH COAST AIR QUALITY MANAGEMENT
DISTRICT

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17 Mary Reichert
18 Office of General Counsel