

LASSEN COUNTY AIR POLLUTION CONTROL DISTRICT

RULE 5:2 GENERAL

Adopted 10/01/1971, Amended 03/13/2012

1. **Applicability:** The requirements of this Rule apply to any action before the Lassen County Air Pollution Control District (DISTRICT) Hearing Board.
2. **Purpose:** This Rule specifies the procedures applicable to hearings before the DISTRICT Hearing Board.
3. **Location of Office:** The office of the Clerk to the Hearing Board is located at the DISTRICT office.
4. **Election of Officers:** The Chairperson and Vice Chairperson shall be elected by the Hearing Board members at the first Hearing Board meeting of each calendar year.
5. **Hearing Calendar and Case Docket:** The Clerk of the Hearing Board shall maintain the docket of petitions filed and a calendar of petitions set for hearing. Each petition shall be assigned a docket number. This docket and calendar shall be available for public inspection at the office of the Hearing Board Clerk. Copies of the docket and calendar may be obtained from the Clerk of the Hearing Board upon payment of any required fee pursuant to DISTRICT Rule 5:11 Fees Related to Hearing Board Matters.
6. **Case Records**
 - 6.1 Material which comprises the Hearing Board's record in the docket cases, is available for study and review by the public and the DISTRICT staff in the office of the Hearing Board Clerk during normal office hours. Copies of records and exhibits may be obtained at the DISTRICT office by paying for the copying costs.
 - 6.2 The Hearing Board will not permit withdrawal of evidence so long as any issue concerned in the hearing is still pending a final decision either before the Hearing Board or before the courts of California. If after a final decision by the Hearing Board no further proceeding for review has been taken within the time prescribed by law, exhibits may be withdrawn at the request of the party which submitted them, or his or her counsel, and upon order of the Hearing Board.