

BOARD MEETING DATE: March 7, 2014

AGENDA NO. 13

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of January 1 through January 31, 2014.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:

Receive and file this report.

Edward Camarena
Chairman of Hearing Board

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Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2014** and **January 2014 Hearing Board Cases**.

The total number of appeals filed during the period January 1 to January 31, 2014 is 2.

Report of January 2014 Hearing Board Cases

| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance or Order | Excess Emissions |
|---|--|--|--|--|--|
| 1. 3M Company Case No. 5970-1 (L. Nevitt) | 202(b) 203(b) 1147(c)(14)(B) 3002(c)(1) | Cannot meet emission limits because of problems with startup and with the new low-NO _x burners. | Not Opposed/Granted | SV granted commencing 1/8/14 and continuing through 3/1/14. | CO: 22.32 lbs/day NO _x : 1.2 lbs/day |
| 2. 4929 Wilshire, LP Case No. 5973-1 (L. Nevitt) | 1470(c)(3)(C)(iii) | Operating emergency diesel generator with PM in excess of Rule 1470. | Opposed/Dismissed | IV dismissed without prejudice. | N/A |
| 3. Breitburn Operating, LP Case No. 4358-10 (N. Sanchez) | 203(b) 462 1173 | Petitioner cannot ship its produced oil by pipeline and must ship it by truck in excess of loading limit. | Opposed/Dismissed | IV dismissed without prejudice. | N/A |
| 4. Chevron USA, Inc. Case No. 831-370 (L. Nevitt) | 203(b) 462(d)(1)(B) 3002(c)(1) | CEMS serving VRS at fuel distributing terminal is erratic and must be sent out for repair. | Not Opposed/Granted | SV granted commencing 1/16/14 and continuing through 4/15/14. | None |
| 5. Desert Regional Medical Center (Desert Hospital) Case No. 5966-1 (V. Tyagi) | 203(b) 1146(c)(2) 1146(d)(8) | Operating two boilers with NO _x in excess of Rule 1146 limits. | Opposed/Denied | RV denied. | N/A |
| 6. Los Angeles County Sheriff's Department Case No. 4270-4 (B. Gilchrist) | 1146.2(c)(2)(A) | Operating three boilers with NO _x exceeding 5 ppm limit in Rule 1146. | Opposed/Granted | RV granted commencing 1/15/14 and continuing through 8/1/14, FCD. | NO _x : 32.3 lbs/day |
| 7. Millercoors, LLC Case No. 4521-5 (V. Tyagi) | 203(b) 2004(f)(1) 3002(c)(1) | Failed NH ₃ source test. | Not Opposed/Granted | Ex Parte EV granted commencing 1/21/14 and continuing for 30 days or until the EV hearing currently scheduled for 2/4/14, whichever comes first. | NH ₃ : TBD by 2/5/14 |
| 8. Puretek Corporation Case No. 5971-1 (M. Lorenz) | 1146.1(c)(2) | Operating boiler with NO _x exceeding 12 ppm limit in Rule 1146.1. | Opposed/Dismissed | IV dismissed without prejudice. | N/A |
| 9. SCAQMD vs. Providence Holy Cross Medical Center Case No. 5701-3 (N. Sanchez) | 1470(c)(3)(C)(iii) | Operating three emergency diesel ICEs with PM exceeding Rule 1470. | Stipulated/Issued | O/A issued commencing 1/8/14; the Hearing Board shall retain jurisdiction over this matter until 3/1/15. | N/A |

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|---|--|--|--|--|---|
| 10. SCAQMD vs. Ridgeline Energy Services (USA), Inc. Case No. 5954-1 (B. Baird) | 203(a) 219(s)(2) 402 H&S Code §41700 | Respondent is operating a wastewater treatment/disposal system without permits and is emitting high concentrations of H ₂ S into the community. | Not Stipulated/Issued | Mod. O/A issued commencing 1/9/14; the Hearing Board shall retain jurisdiction over this matter until 11/6/14. | N/A |
| 11. Southern California Edison Case No. 1262-108 (L. Nevitt) | 203(b) 2012, Appendix A, Attachment C, Section B.2 3002(c) | Malfunctions of steam turbine rendered it non-operational. Petitioner could not conduct RATA test by due date of 12/31/13. | Not Opposed/Granted | SV granted commencing 1/15/14 and continuing through 3/31/14. | None |
| 12. Southern California Gas Company Case No. 137-71 (N. Sanchez) | 203(b) 2004(f)(1) 3002(c)(1) | Due to unusual dry weather conditions, petitioner expects to operate emergency power ICEs beyond the annual 200-hour limit. | Not Opposed/Granted | IV granted commencing 1/29/14 and continuing for 90 days or until the RV hearing currently scheduled for 3/11/14, whichever comes first. | NO _x : 19 lbs/day VOC: 1 lb/day PM ₁₀ : .32 lb/day CO: 5 lbs/day SO _x : .12 lb/day |

Acronyms

AOC: Alternative Operating Conditions

BACT: Best Available Control Technology

CEMS: Continuous Emissions Monitoring System

CO: Carbon Monoxide

EV: Emergency Variance

FCD: Final Compliance Date

GDF: Gasoline Dispensing Facility

H₂S: Hydrogen Sulfide

H&S: Health & Safety Code

ICE: Internal Combustion Engine

I/P: Increments of Progress

IV: Interim Variance

MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance

Mod. O/A: Modification of an Order for Abatement

NH₃: Ammonia

NOV: Notice of Violation

NO_x: Oxides of Nitrogen

N/A: Not Applicable

O/A: Order for Abatement

PM: Particulate Matter

PPM: Parts Per Million

RATA: Relative Accuracy Test Audit

ROG: Reactive Organic Gases

RTO: Regenerative Thermal Oxidizer

RV: Regular Variance

SCR: Selective Catalytic Reduction

SO_x: Oxides of Sulfur

SV: Short Variance

TBD: To be determined

VOC: Volatile Organic Compound

VRS: Vapor Recovery System