

BOARD MEETING DATE: January 10, 2014

AGENDA NO. 8

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of November 1 through November 30, 2013.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:

Receive and file this report.

Edward Camarena
Chairman of Hearing Board

DG

Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2013** and **November 2013 Hearing Board Cases**.

The total number of appeals filed during the period November 1 to November 30, 2013 is 1; and total number of appeals filed during the period of January 1 to November 30, 2013 is 4.

Report of November 2013 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. Anheuser-Busch, LLC Case No. 5960-1 (Consent Calendar; No Appearance)	2012, Chapter 2, B(5)(e)	CEMS serving six boilers is outdated and cannot be recalibrated to initiate readings at proper time.	Not Opposed/Granted	RV granted commencing 11/21/13 and continuing through 10/31/14, the FCD.	None
2. Carson Cogeneration Company Case No. 4324-5 (N. Sanchez)	2012	CEMS serving cogen facility is not calculating hourly average stack flow correctly.	No Position/Dismissed	IV dismissed without prejudice for lack of good cause.	N/A
3. Chevron Products Company Case No. 831-366 (N. Feldman)	203(b) 2004(f)(1) 3002(c)(1)	Incinerator burner serving new sulfur recovery unit failed to reduce NOx enough to meet limit.	Not Opposed/Granted	RV granted commencing 11/21/13 and continuing through 6/30/14, the FCD.	NOx: 36 lbs/day during normal operations NOx: 28.84 lbs/day during startup and shutdown CO: 131.47 lbs/day during startup and shutdown
4. ExxonMobil Oil Corporation Case No. 1183-483 (K. Manwaring)	203(b) 221(b) 221(d) 1118(g)(1) 1118(g)(5)(A) 2004(f)(1) 3002(c)(1)	Total sulfur concentration analyzer serving flare monitoring system failed unexpectedly.	Not Opposed/Granted	EV & AOC granted commencing 11/7/13 and continuing through 11/15/13.	None
5. G & FK Corporation dba Wilmington Chevron Case No. 5965-1 (L. Nevitt)	461(e)(5)	Test revealed unexpected vent line blockage.	Not Opposed/Granted	Ex Parte EV granted commencing 11/1/13 and continuing for 30 days or until the EV hearing currently scheduled for 11/7/13, whichever comes first.	None

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
6. G & FK Corporation dba Wilmington Chevron Case No. 5965-1 (K. Manwaring)	461(e)(5)	Test revealed unexpected vent line blockage.	Not Opposed/Granted	EV granted commencing 11/7/13 and continuing through 12/1/13.	None
7. G & M Oil Company Case No. 4726-8 (L. Nevitt)	461(e)(5)	Test revealed unexpected vent line blockage.	Not Opposed/Granted	Ex Parte EV granted commencing 11/1/13 and continuing for 30 days or until the EV hearing currently scheduled for 11/12/13, whichever comes first.	None
8. G & M Oil Company Case No. 4726-8 (J. Panasiti)	461(e)(5)	Test revealed unexpected vent line blockage.	Not Opposed/Granted	EV granted commencing 11/12/13 and continuing through 11/30/13, or until final compliance whichever occurs first.	None
9. Jeej Service Station Case No. 5969-1 (T. Barrera)	461(e)(5)	Test revealed unexpected vent line blockage.	Not Opposed/Granted	Ex Parte EV granted commencing 11/27/13 and continuing until 12/26/13 or until final compliance is achieved, whichever comes first.	None
10. SCAQMD vs. Fountain Valley Regional Hospital Case No. 5959-1 (N. Feldman)	1146.1(c)(2)	Respondent operates two boilers with excess NOx emissions.	Stipulated/Issued	O/A granted commencing 11/5/13 and continuing through 1/24/14. The Board shall retain jurisdiction over this matter 2/7/14.	N/A
11. SCAQMD vs. Ridgeline Energy Services (USA) Inc. Case No. 5954-1 (K. Manwaring)	203(a) 219(s)(2) 402 CH&S Code §41700	Status report and modification of O/A previously issued to respondent operating waste water treatment facility generating nuisance odors in community.	Not Stipulated/Issued	Mod. O/A issued commencing 11/6/13 and continuing through 11/6/14. The Board shall retain jurisdiction over this matter until 11/6/14.	N/A

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
12. SCAQMD vs. Western Medical Center Santa Ana Case No. 5892-3 (R. Fernandez)	1146(c)(1)(I)	Respondent operating two boilers with excess NOx emissions.	Stipulated/Issued	O/A granted commencing 11/12/13 and continuing through 12/31/13, or 30 days after final compliance has been achieved, whichever comes first. The Hearing Board shall retain jurisdiction over this matter until 12/31/13, or 30 days after final compliance has been achieved, whichever comes first.	N/A
13. The Termo Company Case No. 3014-15 (K. Manwaring)	203(b) 463(c)(3) 2004(f)(1) 3002(c)(1)	Petitioner disposes of vapor from its crude oil storage tanks by transferring them via pipeline to the Southern California Gas Company facility. On one day notice, the gas company shut down the pipeline for repair leaving petitioner with no means of disposing of its vapors.	Not Opposed/Granted	Ex Parte EV granted commencing 11/13/13 and continuing through 11/14/13, at which time an EV hearing is scheduled to be held.	VOC: 13.25 lbs/day (Aliso Canyon) VOC: 9.31 lbs/day (Oat Mountain)
14. The Termo Company Case No. 3014-15 (N. Sanchez)	203(b) 463(c)(3) 2004(f)(1) 3002(c)(1)	Petitioner disposes of vapor from its crude oil storage tanks by transferring them via pipeline to the Southern California Gas Company facility. On one day notice, the gas company shut down the pipeline for repair leaving petitioner with no means of disposing of its vapors.	Not Opposed/Granted	EV granted commencing 11/14/13 and continuing through 11/27/13.	VOC: 13.25 lbs/day (Aliso Canyon) VOC: 9.31 lbs/day (Oat Mountain)
15. Western Propane Gas Association Case No. 5962-1 (N. Sanchez)	1177(d)(2)(D)	Equipment required for compliance is not yet commercially available.	Not Opposed/Granted	Group RV for Delta Liquid Energy granted commencing 11/26/13 and continuing through 6/30/14, the FCD.	VOC: 15 lbs/day

Acronyms

AOC: Alternative Operating Conditions
CARB: California Air Resources Board
CEMS: Continuous Emissions Monitoring Systems
ESP: Electrostatic Precipitator
EV: Emergency Variance
FCD: Final Compliance Date
GDF: Gasoline Dispensing Facility
H&S: Health & Safety Code
H₂S: Hydrogen Sulfide
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
NO_x: Oxides of Nitrogen
O/A: Order for Abatement
OSHPD: Office of Statewide Health Planning and Development
PM: Particulate Matter
ROG: Reactive Organic Gas
RV: Regular Variance
SCR: Selective Catalytic Reduction
SO₂: Sulfur Dioxide
SO_x: Oxides of Sulfur
SV: Short Variance
TBD: To be determined
VOC: Volatile Organic Compounds
VRS: Vapor Recovery System