

BOARD MEETING DATE: April 1, 2011

AGENDA NO. 11

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of February 1 through February 28, 2011.

COMMITTEE: Not Applicable

RECOMMENDED ACTION:

Receive and file this report.

Edward Camarena
Chairman of Hearing Board

SM:DP

Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2011** and **February 2011 Hearing Board Cases**.

The total number of appeals filed during the period February 1 to February 28, 2011 is 0; and total number of appeals filed during the period of January 1 to February 28, 2011 is 0.

Report of February 2011 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. Eastern Municipal Water District Case #4937-47 (N. Sanchez)	202(b)	Petitioner seeks to flare digester gas while the digester gas line is being replaced.	Opposed/Dismissed	IV dismissed without prejudice for lack of good cause. RV currently scheduled for 4/6/11.	N/A
2. Greka Oil & Gas, Inc. Case #5692-3 (N. Sanchez)	203(b) 2004(f)(1)	Vapor recovery compressor used to dispose gas from an oil/gas production field failed. Gases are vented to unpermitted carbon canisters.	Not Opposed/Granted	Ex Parte EV granted commencing 2/4/11 and continuing until the end of the day on 2/4/11.	None.
3. ExxonMobil Oil Corp Case #1183-454 (J. Panasiti)	203(b) 2004(f)(1) 3002(c)(1)	Petitioner seeks to operate the crude unit while the heater fan is down for repairs and the SCR is bypassed.	Opposed/Granted	Ex Parte EV granted commencing 2/23/11 and continuing for 30 days or until the EV and AOC hearing currently scheduled for 3/1/11, whichever comes first.	NO _x : 331 lbs/day
4. SCAQMD vs. Gas Dispensing Facilities Case #5795-1 (Consent Calendar Item) (N. Sanchez)	203(b) 461(c)(2)(A) 461(e)(1)	Respondents are operating gasoline dispensing facilities without a required in-station diagnostic.	Stipulated/Issued	Group O/A issued commencing 2/15/11 for Does 31 through 35. The Hearing Board shall retain jurisdiction over matter until 7/31/11, at which time this O/A, if it has not been properly extended, shall expire.	N/A
5. SCAQMD vs. Gas Dispensing Facilities Case #5795-1 (Consent Calendar Item) (N. Sanchez)	203(b) 461(c)(2)(A) 461(e)(1)	Respondents are operating gasoline dispensing facilities without a required in-station diagnostic.	Stipulated/Issued	Group O/A issued commencing 2/24/11 for Does 36 through 44. The Hearing Board shall retain jurisdiction over matter until 7/31/11, at which time this O/A, if it has not been properly extended, shall expire.	N/A
6. SCAQMD vs. Linn Western Operating, Inc. Case #5711-6 (T. Barrera)	203(b) 2004(f)(1) 2012 3002(c)(1)	The compliance schedule needs to be modified to account for previously unanticipated delays.	Stipulated/Issued	Mod O/A issued commencing 2/2/11. The Hearing Board shall retain jurisdiction over this matter until 11/16/11.	N/A

7. SCAQMD vs. Los Angeles County Olive View/UCLA Medical Center Case #4007-7 (N. Feldman)	1146	Respondent is operating two diesel ICEs in violation of Rule 1146 which requires a plan for compliance with 9 PPM NO _x limit by January 1, 2012.	Stipulated/Issued	O/A issued commencing 2/1/11. The Hearing Board shall retain jurisdiction over this matter until 12/15/11, at which time this O/A, if it has not been properly extended, shall expire.	N/A
8. SDS Industries dba Timely Industries Case #5800-1 (N. Sanchez)	1144(d)(1)(A)	A new compliant compound introduced to comply with new Rule 1144 requirements is not satisfactory for use during cold weather. Petitioner seeks to revert to a prior noncompliant process.	Not Opposed/Granted	RV granted commencing 2/2/11 and continuing through 2/1/12, the FCD.	VOC: TBD by 2/17/11 based on .63 pound per day.

Acronyms

AOC: Alternative Operating Conditions
 CARB: California Air Resources Board
 CO: Carbon Monoxide
 EV: Emergency Variance
 FCCU: Fluid Catalytic Cracking Unit
 FCD: Final Compliance Date
 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
 PPM: Parts Per Million
 RECLAIM: Regional Clean Air Incentives Market
 ROG: Reactive Organic Gas
 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