

BOARD MEETING DATE: April 6, 2012

AGENDA NO. 22

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of February 1 through February 29, 2012.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:

Receive and file this report.

Edward Camarena
Chairman of Hearing Board

DP

Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2012** and **February 2012 Hearing Board Cases**.

The total number of appeals filed during the period February 1 to February 29, 2012 is 0; and total number of appeals filed during the period of January 1 to February 29, 2012 is 3.

Report of February 2012 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. City of Pasadena Water & Power Case #2244-27 (T. Barerra)	203(b) 2004(f)(1) 3002(c)(1)	Required testing cannot be done until fire damage repairs are completed. Repairs awaiting insurance company settlement.	Not Opposed/Granted	MFCD/EXT granted commencing 3/1/12 and continuing through 3/1/13.	None
2. Energetch Environmental California LLC Case #5778-1 (K. Manwaring)	202(a)	Testing cannot be done on schedule due to unexpected fouling of heat exchanger.	Not Opposed/Granted	MFCD/EXT granted commencing 2/23/12 and continuing through 5/27/12.	None
3. Manhole Adjusting Inc. Case #5845-1 (J. Panasiti)	N/A	Petitioner alleges research permit was not properly issued to Intermountain Slurry Seal, Inc.	Opposed/Dismissed	The Board granted Respondent's motion to dismiss the appeal for lack of proof.	N/A
4. Patton State Hospital Case #5852-1 (J. Panasiti)	203(b) 1146.1(c)(1)(G)	Boiler serving state hospital cannot comply with Rule 1146 due to state budget limitations.	Not Opposed/Granted	RV granted commencing 1/10/12 and continuing through 1/1/14, the FCD.	NO _x : 3.67 lbs/day
5. SCAQMD vs. City of Los Angeles, Department of General Services, Los Angeles Police Department, 77th Street Police Station Case #5190-4 (N. Sanchez)	1470(c)(3)(C)(iii)	Respondent operates noncompliant standby emergency generator.	Stipulated/Issued	O/A issued commencing 2/28/12; the Hearing Board shall retain jurisdiction over this matter until 1/30/13.	N/A
6. SCAQMD vs. Gilbert Becerra, individually and dba Desert Rainbow Refinishing Case #5860-1 (J. Voge)	203(a)	Respondent operates paint spray booth without valid permit to operate.	Not Stipulated/Issued	O/A issued commencing 2/28/12; the Hearing Board shall retain jurisdiction over this matter until 3/20/12.	N/A
7. SCAQMD vs. Stationary Diesel-Fueled Internal Combustion Engine Facilities, Does 101-300 Case #5823-2 (Consent Calendar; No Appearance)	1470	Respondents operating stationary diesel-fueled ICEs are in violation of the Tier 4 limit in Rule 1470.	Stipulated/Issued	Group O/A issued for Does 140 through 160 commencing 2/21/12. The Hearing Board shall retain jurisdiction over matter until 12/31/12.	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
8. SCAQMD vs. United States General Services Administration Case #5848-2 (N. Sanchez)	1146.2(c)(5)	Respondent operates two noncompliant boilers.	Stipulated/Issued	O/A issued commencing 2/28/12; the Hearing Board shall retain jurisdiction over this matter until 10/1/12.	N/A
9. Ultramar Inc., dba Valero Wilmington Refinery Case #3845-83 (J. Voge)	202(b) 203(b) 2004(f)(1) 3002(c)(1)	Compressor serving VRS must be shut down to repair electronic relay switch.	Not Opposed/Granted	Ex Parte EV & AOC granted commencing 2/3/12 and continuing for 30 days or until the EV hearing currently scheduled for 2/9/12, whichever comes first.	PM: 31 lbs/day VOC: 55 lbs/day CO: 323 lbs/day NO _x : 60 lbs/day SO _x : 23 lbs/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
 PM: Particulate Matter
 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