

BOARD MEETING DATE: May 4, 2012

AGENDA NO. 12

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of March 1 through March 31, 2012.

COMMITTEE: Not Applicable

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 **March 2012 Hearing Board Cases**.

The total number of appeals filed during the period March 1 to March 31, 2012 is 0; and total number of appeals filed during the period of January 1 to March 31, 2012 is 3.

Report of March 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 Riverside Public Utilities Department Case No. 5336-2 (N. Sanchez)	203(b) 2004(f)(1)	Two gas turbines with SCR will exceed NOx limit on startup after repairs.	Not Opposed/Granted	RV granted commencing 3/21/12 and continuing through 11/1/12, the FCD.	NH3: 8.4 lbs/day for Unit 1 NH3: 21.1 lbs/day for Unit 3
2. Paramount Petroleum Corporation Case No. 2914-113 (M. Reichert; Consent Calendar)	2012, App A, Att C, B.2 2012, App A, Ch. 2, B.20 2012(c)(2) 2012(g)(1) 2012(g)(7) 2012, App A Ch 2, Para A 2012, App A, Ch 2, B.10, B.11, B.12, B.17 and B.18	Modification of final compliance date. Petitioner has temporarily suspended operations and cannot conduct required RATA.	Not Opposed/Granted	MFCD/EXT granted commencing 3/29/12 and continuing through 9/30/12, the FCD.	None
3. SCAQMD vs. Khan H. Jackie, individually and dba Jackie Service Station Case No. 5862-1 (N. Sanchez)	203(a) 203(b)	Respondent operating GDF without valid permit to operate.	Not Stipulated/Issued	O/A issued commencing 3/28/12 and continuing through 4/4/12. The Hearing Board shall retain jurisdiction over this matter until 12/31/12.	N/A
4. SCAQMD vs. Los Angeles Department of General Services, Los Angeles Police Department., 77 th Street Police Station Case No. 5190-4 (N. Sanchez)	1470(c)(3)(C)(iii)	Respondent operating noncompliant diesel ICE.	Stipulated/Issued	O/A issued commencing 3/14/12 and continuing until 1/30/13. The Hearing Board shall retain jurisdiction over this matter until 1/30/13.	N/A
5. SCAQMD vs. Minh Tuan Hoang (a/k/a John Ngoc Hoang), individually and dba Orange County Body Works Case No. 5861-1 (N. Sanchez)	203a	Respondent operating paint spray booth without valid permit to operate.	Not Stipulated/Issued	O/A issued commencing 3/6/12 and continuing until 1/31/13. The Hearing Board shall retain jurisdiction over this matter until 1/31/13.	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
6. SCAQMD vs. Stationary Diesel-Fueled ICE Facilities, Does 101-300 Case No. 5823-2 (N. Sanchez; Consent Calendar)	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 161-180 commencing 3/21/12 and continuing until 12/31/12. The Hearing Board shall retain jurisdiction over this matter until 12/31/12.	N/A
7. SCAQMD vs. Stationary Diesel-Fueled ICE Facilities, Does 101-300 Case No. 5823-2 (N. Sanchez; Consent Calendar)	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 181-200 commencing 3/29/12 and continuing through until 12/31/12. The Hearing Board shall retain jurisdiction over this matter until 12/31/12.	N/A
8. Southern California Edison Company Case No. 1262-100 (M. Reichert; Consent Calendar)	203(b) 3002(c)(1)	Federal regulations require peaker units be tested at various loads to prove readiness to meet power grid demands. Emissions reduction unit cannot maintain compliance at all required test loads.	Not Opposed/Granted	SV granted commencing 3/30/12 and continuing through 6/30/12.	NOx: 287 lbs/day each peaker CO: 15.7 lbs/day each peaker
9. Tesoro Refining & Marketing Co Case Nos, 4982-81 thru 85 (N. Feldman)		Appeal of permit descriptions for changed equipment.	Opposed/Denied	Appeal denied. The Hearing Board found that Appellant failed to demonstrate that the Executive Officer did not properly issue Section H of the Permit to Operate.	N/A

Acronyms

AOC: Alternative Operating Conditions

CO: Carbon Monoxide

EV: Emergency Variance

FCD: Final Compliance Date

GDF: Gasoline Dispensing Facility

H&S: Health & Safety Code

ICE: Internal Combustion Engine

I/P: Increments of Progress

IV: Interim Variance

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

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

NH3: Ammonia

NOV: Notice of Violation

NOx: Oxides of Nitrogen

N/A: Not Applicable

O/A: Order for Abatement

RATA: Relative Accuracy Test Audit

RV: Regular Variance

SCR: Selective Catalytic Reduction

SV: Short Variance

TBD: To be determined

VOC: Volatile Organic Compound