BOARD MEETING DATE: May 4, 2012

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

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.
### Rules from which Variances and Order for Abatements were Requested in 2012

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Rules from which Variances and Order for Abatements were Requested in 2012
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<th>Type and Length of Variance or Order</th>
<th>Excess Emissions</th>
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<td>1. City of Riverside Public Utilities Department Case No. 5336-2 (N. Sanchez)</td>
<td>203(b) 2004(f)(1)</td>
<td>Two gas turbines with SCR will exceed NOx limit on startup after repairs.</td>
<td>Not Opposed/Granted</td>
<td>RV granted commencing 3/21/12 and continuing through 11/1/12, the FCD.</td>
<td>NH3: 8.4 lbs/day for Unit 1 NH3: 21.1 lbs/day for Unit 3</td>
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<td>2. Paramount Petroleum Corporation Case No. 2914-113 (M. Reichert; Consent Calendar)</td>
<td>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</td>
<td>Modification of final compliance date. Petitioner has temporarily suspended operations and cannot conduct required RATA.</td>
<td>Not Opposed/Granted</td>
<td>MFCD/EXT granted commencing 3/29/12 and continuing through 9/30/12, the FCD.</td>
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<td>3. SCAQMD vs. Khan H. Jackie, individually and dba Jackie Service Station Case No. 5862-1 (N. Sanchez)</td>
<td>203(a) 203(b)</td>
<td>Respondent operating GDF without valid permit to operate.</td>
<td>Not Stipulated/Issued</td>
<td>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.</td>
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<td>4. SCAQMD vs. Los Angeles Department of General Services, Los Angeles Police Department., 77th Street Police Station Case No. 5190-4 (N. Sanchez)</td>
<td>1470(c)(3)(C)(iii)</td>
<td>Respondent operating noncompliant diesel ICE.</td>
<td>Stipulated/Issued</td>
<td>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.</td>
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<td>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)</td>
<td>203a</td>
<td>Respondent operating paint spray booth without valid permit to operate.</td>
<td>Not Stipulated/Issued</td>
<td>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.</td>
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<tr>
<td>6. SCAQMD vs. Stationary Diesel-Fueled ICE Facilities, Does 101-300 Case No. 5823-2 (N. Sanchez; Consent Calendar)</td>
<td>1470</td>
<td>Respondents operating stationary diesel-fueled ICEs are in violation of the Tier 4 limit in Rule 1470.</td>
<td>Stipulated/Issued</td>
<td>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.</td>
<td>N/A</td>
</tr>
<tr>
<td>7. SCAQMD vs. Stationary Diesel-Fueled ICE Facilities, Does 101-300 Case No. 5823-2 (N. Sanchez; Consent Calendar)</td>
<td>1470</td>
<td>Respondents operating stationary diesel-fueled ICEs are in violation of the Tier 4 limit in Rule 1470.</td>
<td>Stipulated/Issued</td>
<td>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.</td>
<td>N/A</td>
</tr>
<tr>
<td>8. Southern California Edison Company Case No. 1262-100 (M. Reichert; Consent Calendar)</td>
<td>203(b) 3002(c)(1)</td>
<td>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.</td>
<td>Not Opposed/Granted</td>
<td>SV granted commencing 3/30/12 and continuing through 6/30/12.</td>
<td>NOx: 287 lbs/day each peaker CO: 15.7 lbs/day each peaker</td>
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<tr>
<td>9. Tesoro Refining &amp; Marketing Co Case Nos, 4982-81 thru 85 (N. Feldman)</td>
<td></td>
<td>Appeal of permit descriptions for changed equipment.</td>
<td>Opposed/Denied</td>
<td>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.</td>
<td>N/A</td>
</tr>
</tbody>
</table>

**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