

BOARD MEETING DATE: December 6, 2013

AGENDA NO. 18

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from October 1 through October 31, 2013, and legal actions filed by the General Counsel's Office during October 1 through October 31, 2013. An Index of District Rules is attached with the penalty reports.

COMMITTEE: Stationary Source, November 15, 2013, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

Violations

Civil Actions Filed

- | | |
|---|--|
| 1 | Alfonso Jimenez dba Pacific Welding & Powder Coating
Los Angeles Superior Court – Northeast District Alhambra Courthouse
Case No. 13G05555; Filed: 10.15.13 (PH)
P58414
R. 203 – Permit to Operate |
|---|--|

1 Violation

1 Case

Attachment
October 2013 Penalty Reports
Index of District Rules and Regulations

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
General Counsel's Office

October 2013 Settlement Penalty Report

Total Penalties

Civil Penalties:	\$195,250.00
MSPAP Penalties:	\$25,535.00
Hearing Board Penalties:	\$5,500.00
Total Cash Penalties:	\$226,285.00
Total SEP Value:	\$208,000.00
Fiscal Year through October 2013 Cash Total:	\$1,560,944.00
Fiscal Year through October 2013 SEP Value Only Total:	\$218,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
45489	ABBOTT CARDIOVASCULAR SYSTEMS, INC.	3002(C)(1) 1472, 3002, 3004 1146, 3002, 3003		10/23/2013	KRW	P61160 P58039 P58035	\$93,700.00
127606	ANA'S AUTO BODY SHOP	109, 203(a) 109, 203(a)		10/29/2013	BKT	P43150 P41963	\$2,000.00
165888	BEHNAM MAHBOOB BENNY'S CONSTRUCTION	1403		10/29/2013	JMP	P49924	\$500.00
146448	BEO-MAG PLATING INC	203 (B)		10/9/2013	BBB	P46799	\$50.00
115663	EL SEGUNDO POWER, LLC	403, 1403 40 CFR	Y	10/2/2013	BBB	P53962	\$1,000.00
151385	MAGICAL DRY CLEANERS	1421		10/15/2013	KCM	P57956	\$1,800.00
86794	MONTEBELLO CITY FIRE DEPT, STATION	203 (A)		10/29/2013	TRB	P59615	\$4,000.00
101325	SIR CHARLES CLEANERS	1421 203		10/10/2013	KCM	P57977	\$500.00
174158	TAREK AYOUB Small claims	444(D)		10/15/2013	PH3	P49603	\$200.00

142161	TIERRA DEL REY APARTMENTS INC	203(A), 1470 203 (A)	10/1/2013	MJR	P59354 P59357	\$4,500.00
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88134	UNITED OIL	203 (A), 41960.2 461(C)(2)(B)	10/29/2013	NAS	P59127	\$5,000.00
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TOTAL CIVIL PENALTIES: \$113,250.00

SUPPLEMENTAL ENVIRONMENTAL PROJECTS:

49111	SUNSHINE CANYON LANDFILL	402, 41700	10/1/2013	NAS	P59581	\$290,000.00
	Cash: \$82,000: SEP: \$208,000	402, 41700			P59580	
	Facility will reimburse District for consulting services and also	402, 41700			P59582	
	execute sole source contract with the same consultants for a	402, 41700			P59583	
	period of 2 years with option to extend as necessary.	402, 41700			P59584	
		402, 41700			P59585	
		402, 41700			P59586	
		402, 41700			P59587	
		402, 41700			P59588	
		402, 41700			P59589	
		402, 41700			P59590	
		402, 41700			P59591	
		402, 41700			P59592	
		402, 41700			P59593	
		402, 41700			P59598	
		402, 41700			P59577	
		402, 41700			P59578	
		402, 1150.1			P49847	
		402, 41700			P61350	

TOTAL SUPPLEMENTAL ENVIRONMENTAL PROJECTS: \$290,000.00

MSPAP SETTLEMENTS:

166423	A & S FUEL CORP.	461	10/1/2013	P61461	\$750.00
167322	APAND TRADING, INC.	461	10/16/2013	P61462	\$675.00
157471	ARCO AM/PM	461 203 (B)	10/30/2013	P59914	\$850.00
140023	BANNING MINI MART, GHULAM SARWAR DB	41960.2 461(C)(2)(B)	10/17/2013	P59300	\$500.00
169354	CIRCLE K STORES INC, YOUNG J KIM SI	203 (B) 461	10/9/2013	P59937	\$1,100.00
156115	DAVIS ENTERPRISES	203(A)	10/29/2013	P59263	\$600.00
13155	DIAMOND BAR COUNTRY CLUB INC	461	10/10/2013	P59470	\$500.00
144811	FASTECH	461	10/3/2013	P59894	\$1,275.00
159644	FIVE POINTS OIL CORP, BOUQUET SHELL	461(E)(2)(C)	10/29/2013	P60221	\$1,000.00

138041	FONTANA ARCO AM/PM	461 41960.2	10/8/2013	P56827	\$750.00
164562	HALLMARK SURGICAL CENTER	203 (A)	10/30/2013	P61400	\$1,000.00
119377	HANSON AGGREGATES WEST, INC.	TITLE13 PERP 2457	10/10/2013	P44864	\$1,700.00
104357	ISLAND PETROLEUM BUILDERS INC	461	10/30/2013	P56831	\$650.00
114998	KIM'S ARCO AM/PM	461(E)(2)(C)	10/8/2013	P56828	\$1,100.00
125104	LONG BEACH TRUCK STOP	41960.2 461	10/29/2013	P61456	\$600.00
114208	MAGNOLIA OIL CO., HASSANG LLC, DBA	461 (E) (1)	10/1/2013	P61450	\$200.00
126224	MANNY'S SERVICE STATION MAINTENANCE	461	10/2/2013	P59991	\$1,000.00
174176	MORRIS SHEA BRIDGE COMPANY	203(A)	10/3/2013	P59840	\$1,100.00
160209	NAWAHA VENTURE CAPITAL, INC.	41960.2 461	10/15/2013	P62219	\$600.00

165725	PETROLEUM MANAGEMENT & MARKETING, I	461 41960.2	10/29/2013	P59998	\$225.00
148704	PETROLEUM MGMT. & MKTG. INC. (PMM I	41960.2 461	10/29/2013	P61458	\$225.00
161690	ROBOSTATION	461(C)(2)(B)	10/15/2013	P59997	\$550.00
72194	SAN BERNARDINO VALLEY COLLEGE	222	10/2/2013	P61401	\$660.00
166764	SHELL	41960.2 461	10/1/2013	P61454	\$1,200.00
151598	SINK OR SWIM LLC	461 203 (B)	10/17/2013	P59932	\$75.00
133596	STONE BLUE INC	1146 203(B)	10/3/2013	P58686	\$1,200.00
171793	TESORO (USA) #63013	41960.2 461(C)(2)(B)	10/29/2013	P35787	\$550.00
171666	TESORO (USA) 63272	461 (E) (1)	10/8/2013	P62316	\$550.00
159807	TRUGREEN LANDCARE	203(A)	10/2/2013	P59839	\$600.00

169249	UDR MARINA POINTE LLC, MARINA POINT	222	10/10/2013	P59358	\$1,100.00
131057	ULTIMATE CLEANERS, N ADELPOUS DBA	203 (B) 1421	10/2/2013	P60110	\$300.00
140095	UNIVERSAL GAGE CORP	203 (B) 1469	10/30/2013	P53986	\$1,100.00
172395	WESTERN FUEL GROUP, INC, DBA ADAMS	203 (B), 461	10/2/2013	P59990	\$1,250.00

TOTAL MSPAPP SETTLEMENTS: \$25,535.00

HEARING BOARD SETTLEMENTS:

147371	INLAND EMPIRE UTILITIES AGENCY Hearing Board Case No. 5209-4 IEVA agrees to pay \$1,000/month for operation of equipment in violation of permit condition.	203, 3002	10/8/2013	KCM	HRB2183	\$1,000.00
138372	VERIZON WIRELESS Hearing Board Case Nos. 5900-1 and 5660-4 Failure to install diesel particulate filters operating 6 ICEs greater than 50 bhp without control equipment in January 2013	203, 1470	10/16/2013		HRB2184	\$3,000.00
165209	WESTCOAST PLATING, INC.	201, 203, 1469	10/2/2013		HRB2181	\$1,000.00

Hearing Board Case No. 5840-1
Stipulated penalty until permits obtained for plating line.

165209	WESTCOAST PLATING, INC. Hearing Board Case No. 5840-1 Stipulated penalty until permits obtained for plating line.	201, 203, 1469	10/3/2013	HRB2182	\$500.00
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TOTAL HEARING BOARD SETTLEMENTS: **\$5,500.00**

DISTRICT RULES AND REGULATIONS INDEX FOR OCTOBER 2013 PENALTY REPORTS

REGULATION I - GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions (*Amended 5/2/03*)

REGULATION II – PERMITS

List and Criteria Identifying Information Required of Applicants Seeking A Permit to Construct from the South Coast Air Quality Management - District (*Amended 4/10/98*)

Rule 201 Permit to Construct (*Amended 1/5/90*)

Rule 203 Permit to Operate (*Amended 12/3/04*)

Rule 222 Filing Requirements for Specific Emission Sources Not Requiring a Written permit Pursuant to Regulation II. (*Amended 5/19/00*)

REGULATION IV - PROHIBITIONS

Rule 402 Nuisance (*Adopted 5/7/76*)

Rule 403 Fugitive Dust (*Amended 12/11/98*) *Pertains to solid particulate matter emitted from man-made activities.*

Rule 444 Open Fires (*Amended 10/2/87*)

Rule 461 Gasoline Transfer and Dispensing (*Amended 6/15/01*)

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters (*Amended 11/17/00*)

Rule 1150.1 Control of Gaseous Emissions from Active Landfills (*Amended 3/17/00*)

REGULATION XIV - TOXICS

Rule 1403 Asbestos Emissions from Demolition/Renovation Activities (*Amended 4/8/94*)

Rule 1421 Control of Perchloroethylene Emissions from Dry Cleaning Operations (*Amended 6/13/97*)

Rule 1469 Hexavalent Chromium Emissions From Chrome Plating and Chromic Acid Anodizing Operations (*Adopted 10/9/98*)

Rule 1470 Requirements for Stationary Diesel-Fueled Internal Combustion and Other Compression Ignition Engines

REGULATION XXX - TITLE V PERMITS

Rule 3002	Requirements (<i>Amended 11/14/97</i>)
Rule 3003	Applications (<i>Amended 3/16/01</i>)
Rule 3004	Permit Types and Content (<i>Amended 12/12/97</i>)

CALIFORNIA HEALTH AND SAFETY CODE § 41700

41700	Violation of General Limitations
41960.2	Gasoline Vapor Recovery

CALIFORNIA CODE OF REGULATIONS

Title 13	Mobile Sources and Fuels
PERP 2457	Requirements for Portable Equipment Units