

BOARD MEETING DATE: November 1, 2013

AGENDA NO. 15

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of September 1 through September 30, 2013.

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 2013** and **September 2013 Hearing Board Cases**.

The total number of appeals filed during the period September 1 to September 30, 2013 is 0; and total number of appeals filed during the period of January 1 to September 30, 2013 is 2.

Rules from which Variances and Order for Abatements were Requested in 2013

	2013	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions
468														0
468(a)														0
468(b)														0
1102														0
1102(c)(2)														0
1102(c)(5)														0
1105.1(d)(1)									1					1
1105.1(d)(1)(A)(i)														0
1105.1(d)(1)(A)(iii)														0
1106(c)(1)														0
1106.1(c)(1)														0
1106.1(c)(1)(A)														0
1107(c)(1)														0
1107(c)(2)														0
1107(c)(7)														0
1107														0
1110.1														0
1110.2						2								2
1110.2(c)(14)														0
1110.2(d)														0
1110.2(d)(1)(A)														0
1110.2(d)(1)(B)(ii)														0
1110.2(d)(1)(C)														0
1110.2(d)(1)(D)														0
1110.2(d)(1)(E)														0
1110.2(e)(1)(A)														0
1110.2(e)(1)(B)(i)(II)														0
1110.2(e)(1)(B)(i)(III)														0
1110.2(e)(4)(B)														0
1110.2(f)														0
1110.2(f)(1)(A)														0
1110.2(f)(1)(A)(iii)(I)														0
1113(c)(2)														0
1113(d)(3)														0
1118(c)(4)														0
1118(c)(5)														0
1118(d)(1)(2)														0
1118(d)(1)(2)														0
1118(d)(2)														0
1118(d)(3)														0
1118(d)(4)(B)														0
1118(d)(5)(A)														0
1118(d)(5)(B)														0
1118(d)(10)														0
1118(d)(12)														0
1118(e)														0
1118(g)(1)									1					1

Report of September 2013 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. Asia Plastics Inc. Case No. 5957-1 (N. Sanchez)	203(a) 1130(c)(1)	Petitioner using noncompliant printing inks since 1999.	Not Opposed/Denied	RV denied for lack of beyond reasonable control.	N/A
2. California Amforge Corporation Case No. 5945-1 (M. Lorenz)	1147(c)(1)	Petitioner operating furnace in violation of R1147 NOx limits. Petitioner cannot find compliant technology.	Not Opposed/Granted	MFCD/EXT granted commencing 9/24/13 and continuing through 9/23/14.	NOx: 1.4 lbs/day
3. SCAQMD vs. Hemet Unified School District, Hamilton Elementary School and Hamilton High School Case No. 5956-1 (N. Sanchez)	1470(c)(3)(C)(iii)	Respondent operating two diesel-fired emergency ICEs.	Not Stipulated/Issued	O/A issued commencing 9/17/13 and continuing through 3/29/14. The Hearing Board shall retain jurisdiction over this matter until 3/29/13.	N/A
4. SCAQMD vs Placentia-Linda Hospital Case No. 5953-1 (Consent Calendar; No Appearance)	222(d)(1)(C) 222(e)(1) 1146.2(c)(1) 1146.2(c)(3)	Respondent operating four noncompliant boilers.	Stipulated/Issued	O/A issued commencing 9/5/13 and continuing through 12/13/13. The Hearing Board shall retain jurisdiction over this matter until 12/13/13.	N/A
5. SCAQMD vs. Rim of the World Unified School District and Rim of the World High School Case No. 5366-3 (N. Feldman)	1146.2(c)(3) 1470(c)(3)(C)(iii)	Respondent operating two noncompliant boilers and two noncompliant emergency ICEs.	Stipulated/Issued	O/A issued commencing 9/11/13 and continuing through 1/15/14. The Hearing Board shall retain jurisdiction over this matter until 1/15/14.	N/A
6. SCAQMD vs. Valvoline, a division of Ashland Inc. Case No. 5958-1 (Consent Calendar; No Appearance)	1146.1(c)(2) 1146.1(e)(1)	Respondent operating noncompliant boiler.	Stipulated/Issued	O/A issued commencing 9/26/13 and continuing through 12/31/13. The Hearing Board shall retain jurisdiction over this matter until 12/31/13.	N/A
7. Universal City Studios, LLC Case No. 4935-11 (Consent Calendar; No Appearance)	401(b)(1) CH&S Code §41701	Petitioner will use fog making machine for Halloween shows that will result in excess opacity.	Not Opposed/Granted	SV granted commencing 9/16/13 and continuing through 11/3/13 for a maximum of 35 non-consecutive days.	Opacity: TBD by 10/1/13

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
8. Western Medical Center – Santa Ana Case No. 5892-2 (R. Fernandez)	1146.(c)(1)(l)	Petitioner operating two noncompliant boilers.	Opposed/Denied	SV denied for failure to make all of the six findings.	N/A

Acronyms

CO: Carbon Monoxide
 ESP: Electrostatic Precipitator
 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 of a Final Compliance Date and Extension of a Variance
 Mod. O/A: Modification of an Order for Abatement
 N/A: Not Applicable
 NH3: Ammonia
 NOx: Oxides of Nitrogen
 O/A: Order for Abatement
 PM: Particulate Matter
 ROG: Reactive Organic Gas
 RV: Regular Variance
 SCR: Selective Catalytic Reduction
 SO2: Sulfur Dioxide
 SOx: Oxides of Sulfur
 SV: Short Variance
 TBD: To be determined
 VOC: Volatile Organic Compounds
 VRS: Vapor Recovery System