

BOARD MEETING DATE: October 4, 2013

AGENDA NO. 17

REPORT: Civil Filings and Civil Penalties Report

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

COMMITTEE: Stationary Source, September 20, 2013, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

There were no civil filings for the month of August.

Attachment
August 2013 Penalty Reports
Index of District Rules and Regulations

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
General Counsel's Office**

August 2013 Settlement Penalty Report

Total Penalties

Civil Penalties:	\$581,400.00
MSPAP Penalties:	\$31,319.00
Hearing Board Penalties:	\$8,000.00
Total Cash Penalties:	\$620,719.00
Total SEP Value:	\$0.00

Fiscal Year through August 2013 Cash Total:	\$1,102,214.00
Fiscal Year through August 2013 SEP Value Only Total:	\$10,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
<u>CIVIL PENALTIES:</u>							
146557	ALOOJIAN ENTERPRISES, LLC	461 203 (B)		8/1/2013	NAS	P59047	\$2,500.00
132068	BIMBO BAKERIES USA INC	2004	Y	8/6/2013	TRB	P55524	\$50,000.00
167760	BURLINGTON COAT FACTORY	203 (A), 1415 203 (A), 1415 203 (A) 203 (A)		8/27/2013	NSF	P56291 P56287 P52290 P52291	\$25,000.00
166033	CARLISLE SYNTEC	1168		8/27/2013	NSF	P55147	\$450,000.00
800030	CHEVRON PRODUCTS CO.	1173, 1176, 3002	Y	8/15/2013	JMP	P48742	\$24,000.00
170511	CLAUSTRO REFINISHING	109, 203 (A)		8/22/2013	PH3	P59457	\$600.00
96326	COUNTY OF RIVERSIDE REGIONAL	203 (A) 1470, 1110.2 203(B), 1405 203 (B), 1405 1110.2, 1146, 1470		8/27/2013	TRB	P30661 P53339 P57531 P57531	\$5,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
168756	DONG HWA FARM, INC.	208, 444		8/9/2013	KRW	P59050	\$250.00
167885	EXPRESS SERVICE CENTER, INC. Small claims	461		8/15/2013	PH	P58544	\$700.00
70028	FIRST KITCHEN	109, 203 (A)		8/20/2013	JMP	P57460	\$500.00
160063	GEOCON WEST INC	1403		8/7/2013	NSF	P61052	\$500.00
135681	GO GO GUNITE INC	203		8/20/2013	NSF	P60001	\$850.00
800003	HONEYWELL INTERNATIONAL INC	2004, 2012, 3002	Y	8/15/2013	JMP	P57810	\$10,000.00
22364	ITT CORPORATION	2004	Y	8/1/2013	TRB	P46798	\$7,000.00
169953	MICHAEL COLLINS	1403		8/15/2013	JMP	P53978	\$2,500.00
8547	QUEMETCO INC Includes \$10,000 suspended penalty for one year if facility does not receive NOV for any RECLAIM rule or regulation.	2004	Y	8/29/2013	JMP	P49163	\$1,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
149814	SIERRACIN/SYLMAR CORP	3002(C)(2)		8/1/2013	TRB	P57463	\$1,000.00
TOTAL CIVIL PENALTIES		\$581,400.00					
MSPAP SETTLEMENTS:							
174165	ANTHONY ENGINEERING	203 (A)		8/1/2013		P58994	\$1,440.00
138073	ARCO FACILITY #0154/TEJAL-ISH	41960.2 461(E)(2)(C)		8/29/2013		P62202	\$200.00
146984	BLUE RIBBON CLEANERS	1102		8/1/2013		P58941	\$585.00
171472	CAL WEST DISTRIBUTORS, INC.	203 (A)		8/9/2013		P62217	\$550.00
44374	CHEVRON DLR, MARWAN JIZRAWI	461 203 (B)		8/9/2013		P59916	\$360.00
173615	COMMERCIAL LANDSCAPE SERVICES	203(A)		8/30/2013		P59838	\$220.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
116160	COSTCO WHOLESALE CORP		461	8/27/2013		P59919	\$750.00
139399	DE SOTO GAS FOR LESS, AMRIT D		41960.2 461(C)(2)(B)	8/21/2013		P59221	\$100.00
125900	DEPT OF CHILDREN & FAMILY, MA		1146.1	8/1/2013		P59613	\$3,150.00
160632	ENVISIONING FUTURE INC.		461	8/29/2013		P59917	\$450.00
142889	FOREST CITY DEVELOPMENT		203 (A)	8/29/2013		P58818	\$500.00
143217	GBS ENTERPRISE INC		461	8/1/2013		P59950	\$400.00
150612	GK SEKHON INC. DBA UNIVERSITY		203 (B) 461	8/27/2013		P60210	\$900.00
128764	GRANITE CONSTRUCTION		403.1 403.1 403.1	8/20/2013		P56033 P56032 P56031	\$4,320.00
92642	HF & SJ INC, HUNTINGTON BEACH		461 41960.2	8/21/2013		P56695	\$1,200.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
146859	J.C.'S CUSTOM CABINETRY, JAVI	109, 203 (A)		8/1/2013		P56084	\$300.00
32809	JACO OIL CO	461		8/16/2013		P59908	\$750.00
130841	JEM D INC	41960.2 461(C)(2)(B)		8/13/2013		P59143	\$638.00
88327	JIFFY LUBE	41960.2 461		8/1/2013		P59753	\$1,721.00
162254	JN C-STORE, OHANES NAHAS	41960.2 461(C)(2)(B)		8/29/2013		P59126	\$500.00
80668	KAISER FOUNDATION HEALTH PLAN	1146		8/6/2013		P61303	\$2,250.00
160208	LONG BEACH ARCO, JAY GANESH P	461		8/1/2013		P59984	\$400.00
88728	NINO'S TEXACO, TEXACO DLR, MUN	461 41960.2		8/30/2013		P56833	\$550.00
145117	PARAMOUNT STATION, INC.	203 (B) 461(C)(2)(B) 41960.2		8/27/2013		P59138	\$1,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
133367	PARK'S EXXON MOBIL SERVICE	41960.2 461		8/21/2013		P62207	\$300.00
165814	RANCHO BELLA VISTA/LENNAR HOM	403		8/27/2013		P61176	\$3,500.00
173447	S & S CLEANERS	203 (A), 222, 1102		8/7/2013		P58413	\$935.00
87977	SEARS - BURBANK	1415		8/1/2013		P62354	\$550.00
140651	THE GOLF CLUB @ GLEN IVY	461 (E) (2)		8/21/2013		P57139	\$1,000.00
102955	THE HOME DEPOT #614	203 (A)		8/16/2013		P55788	\$800.00
169719	WOODY'S AUTO WORKS, JOSE AGUI	109		8/27/2013		P58417	\$1,000.00
TOTAL MSPAPP SETTLEMENTS:							\$31,319.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
HEARING BOARD SETTLEMENTS:							
115663	EL SEGUNDO POWER, LLC Hearing Board Case No. 5097-9 Effective June 2013, ESP will pay \$1000/week and per unit when the unit has operated in violation of Rules 202, 203, 2004 and 3002.	202, 203, 2004 3002	Y	8/14/2013		HRB2169	\$1,000.00
147371	INLAND EMPIRE UTILITIES AGENCY Hearing Case No. 5209-4 IEVA agrees to pay \$1000/month for operation of equipment in violation of permit condition.	203, 3002		8/14/2013	KCM	HRB2170	\$1,000.00
67705	O'CONNOR LAGUNA HILLS MORTUAR Hearing Board Case No. 5946-1 Facility agrees to pay \$500/month that it operates the crematory in noncompliance.	1147		8/6/2013	NAS	HRB2167	\$500.00
12505	VALLEY PRESBYTERIAN HOSPITAL Hearing Board Case No. 5920-2 Facility pays \$500/month it operates boilers during the Order for Abatement.	1146		8/6/2013	KCM	HRB2168	\$500.00
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		8/1/2013	NAS	HRB2166	\$1,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
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		8/16/2013	NAS	HRB2171	\$2,000.00
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		8/30/2013		HRB2172	\$2,000.00

TOTAL HEARING BOARD SETTLEMENTS: \$8,000.00

**DISTRICT RULES AND REGULATIONS INDEX
FOR AUGUST 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 202 Temporary Permit to Operate (*Amended 5/7/76*)

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

Rule 208 Permit for Open Burning (*Amended 1/5/90*)

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 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*)

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1102 Petroleum Solvent Dry Cleaners (*Amended 11/17/00*)

Rule 1110.2 Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines (*Amended 11/14/97*)

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

Rule 1146.1 Emissions of Oxides of Nitrogen from Small Industrial, Institutional, and Commercial Boilers, Steam Generators, and Process Heaters (*Amended 5/13/94*)

Rule 1147 NO_x REDUCTIONS FROM MISCELLANEOUS SOURCES (9/08)

Rule 1168 Adhesive and Sealant Applications (*Amended 9/15/00*)

Rule 1173 Fugitive Emissions of Volatile Organic Compounds (*Amended 5/13/94*)

Rule 1176 Sumps and Wastewater Separators (*Amended 9/13/96*)

REGULATION XIV - TOXICS

- Rule 1403 Asbestos Emissions from Demolition/Renovation Activities (*Amended 4/8/94*)
- Rule 1405 Control of Ethylene Oxide and Chlorofluorocarbon Emissions from Sterilization or Fumigation Processes (*Amended 1/4/91*)
- Rule 1415 Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems (*Amended 10/14/94*)
- Rule 1470 Requirements for Stationary Diesel-Fueled Internal Combustion and Other Compression Ignition Engines

REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

- Rule 2004 Requirements (*Amended 4/6/07*)
- Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NO_x) Emissions (*Amended 5/11/01*)

REGULATION XXX - TITLE V PERMITS

- Rule 3002 Requirements (*Amended 11/14/97*)

CALIFORNIA HEALTH AND SAFETY CODE § 41700

- 41960.2 Gasoline Vapor Recovery