

BOARD MEETING DATE: April 4, 2014

AGENDA NO. 13

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from February 1 through February 28, 2014, and legal actions filed by the General Counsel's Office during February 1 through February 28, 2014. An Index of District Rules is attached with the penalty report.

COMMITTEE: Stationary Source, March 21, 2014, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

Violations

Civil Actions Filed

- | | |
|---|---|
| 1 | SWEISS PETROL
Los Angeles Superior Court – Northwest District Van Nuys
Case No. 14V01839; Filed: 2.27.14 (PH)
P60223
R. 461 - Gasoline Transfer and Dispensing |
| 1 | SIGNATURE FLIGHT SUPPORT
Los Angeles Superior Court – Northwest District Van Nuys
Case No. 14V01840; Filed: 2.27.14 (PH)
P60223
R. 203 – Permit to Operate
R. 461 - Gasoline Transfer and Dispensing |
| 1 | INLAND PETROLEUM EQUIPMENT AND REPAIR
San Bernardino County Superior Court
Case No. SMCFS14008; Filed: 2.18.14 (PH)
P59834
R. 461 - Gasoline Transfer and Dispensing |

3 Violations

3 Cases

Attachments

February 2014 Penalty Reports and Index of District Rules and Regulations

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

February 2014 Settlement Penalty Report

Total Penalties

Civil Penalties:	\$6,174,200.00
SRV SEP :	\$33,375.76
MSPAP Penalties:	\$53,803.00
Hearing Board Penalties:	\$6,500.00

Total Cash Penalties:	\$6,267,878.76
Total SRV SEP Value:	\$180,000.00

Fiscal Year through February 2014 Cash Total:	\$8,597,326.76
Fiscal Year through February 2014 SEP Value Only Total:	\$398,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
CIVIL PENALTIES:							
160637	4929 WILSHIRE LP	1470		2/25/2014	JMP	P58197	\$3,500.00
5903	ALTA DENA CERTIFIED DAIRY INC	203(A) 201 1110.2 218.1 218		2/11/2014	NSF	P58684	\$110,000.00
94930	CARGILL INC	2004	Y	2/12/2014	RRF	P55535	\$500.00
800030	CHEVRON PRODUCTS CO.	218, 401(B)(1) 463, 1118(D)(1) 1166, 1173(F)(1), 1176 1303, 2011, 2012 3002(C)(1)	Y	2/21/2014	TRB	P48740	\$6,000,000.00
173658	ECOLOGY AUTO PARTS GREENWASTE	203(A)		2/12/2014	RRF	P44869	\$3,200.00
800367	IPS CORPORATION	3002		2/25/2014	KCM	P50731	\$1,500.00
83102	LIGHT METALS INC	2004 2004	Y	2/6/2014	NSF	P62500 P62504	\$10,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
168852	MANLEY'S BOILER, INC		201	2/26/2014	RRF	P62460	\$500.00
49380	MARRIOTT'S DESERT SPRINGS RESORT	203, 461, 1146 1146.1 203, 1146.1		2/11/2014	NSF	P60014 P60017	\$42,500.00
167871	MATTHEW R. VONNEGUT, RESTORATION		1403	2/25/2014	NAS	P49943	\$2,000.00

TOTAL CIVIL PENALTIES: \$6,174,200.00

SELF-REPORTED VIOLATION:

62822	THE VALVOLINE CO Cash: \$33,375.76 SEP: \$180,000 Facility installed an ultra-low NOx boiler designed to meet NOx emissions of 9 ppm. SEP was completed December 31, 2013.		1146.1	2/26/2014	WBW	SRV97	\$213,375.76
-------	--	--	--------	-----------	-----	-------	--------------

TOTAL SELF-REPORTED VIOLATION: \$213,375.76

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
MSPAP SETTLEMENTS:							
138253	AEROJETGENERAL CORP	1147		2/25/2014		P58690	\$1,375.00
101667	AGFUME SERVICE INC	3002		2/19/2014		P53080	\$200.00
106897	AGFUME SERVICES INC	3002		2/19/2014		P53081	\$295.00
158422	ALESSANDRO SERVICE STATION, LP	461(C)(2)(B)		2/19/2014		P61650	\$575.00
158701	ARCO LAGUNA NIGUEL CENTER	461		2/21/2014		P62408	\$675.00
165997	ARROW SHELLFADI GEORGES	203 (B), 461		2/12/2014		P59762	\$2,400.00
157383	AVERY PETROLEUM INC.	203 (B), 461		2/12/2014		P62413	\$700.00
162615	BAKERCORP	203, PERP 2458		2/12/2014		P44872	\$3,600.00
22607	CALIFORNIA DAIRIES, INC	2004	Y	2/25/2014		P56321	\$500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
93639	CENTRAL VALLEY FIRE PROTECTION	461		2/12/2014		P59512	\$340.00
108340	CITY OF MONTEBELLO POLICE DEPARTMENT	203 (A)		2/12/2014		P59622	\$450.00
145298	DALLA, INC.	41960.2 461(C)(2)(B)		2/19/2014		P35795	\$478.00
66253	DARCO INC.	203 (A)		2/12/2014		P56980	\$1,000.00
175183	DURAMEX CABINETS INC	201, 203(A)		2/19/2014		P60117	\$300.00
138360	FAST & FAIR CONSTRUCTION	461		2/27/2014		P61457	\$6,000.00
126408	G & M OIL CO, LLC #97	461, 41960.2		2/21/2014		P62238	\$1,350.00
174219	GOMEZ CONCRETE PUMP	203 (A)		2/12/2014		P58269	\$400.00
173276	HASSAN & SONS, INC DBA HASSAN 30	461(E)(2)(C)		2/21/2014		P61476	\$300.00
173276	HASSAN & SONS, INC DBA HASSAN 30	461		2/21/2014		P61469	\$100.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
55684	HEALTH RESOURCES OF AMERICA	1146.2 222		2/12/2014		P58888	\$1,600.00
137433	JESSIE LORD BAKERY, LLC	1146		2/21/2014		P55633	\$1,000.00
161492	LOS ANGELES DEPT OF WATER & POWER	Title 13		2/27/2014		P44873	\$1,000.00
174382	M & M SPECIALTY CLEANERS	201		2/19/2014		P58418	\$1,100.00
73367	MONARCH LITHO INC	3002(C)(1)		2/13/2014		P59624	\$500.00
139774	MOTORCADE, INC.	206, 461		2/12/2014		P59994	\$250.00
174539	PATTERSON BUILDERS	403 403		2/25/2014		P59475 P59476	\$1,100.00
154511	PICCADILLY CLEANERS	203 (A)		2/12/2014		P58586	\$500.00
140517	R. W. INC, RECOATING WEST DBA	1107(C)(2)		2/13/2014		P59618	\$2,475.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
81626	SADDLEBACK VALEY UNIFIED SCHOOL	222, 1146.2 1415, 1470		2/11/2014		P58582	\$550.00
81626	SADDLEBACK VALEY UNIFIED SCHOOL	222, 1415, 1470		2/11/2014		P58587	\$330.00
58670	SAN JUAN SERVICE	461(E)(5)		2/21/2014		P62409	\$1,000.00
174126	SOUTHLAND PAVING, INC	403		2/19/2014		P61177	\$1,760.00
174126	SOUTHLAND PAVING, INC	403 403(D)(1)		2/19/2014		P61178	\$3,600.00
99540	SYNCRO DESIGN	1469.1 203 (B)		2/19/2014		P60114	\$8,000.00
135809	TEG OIL AND GAS USA INC	203(B), 1173, 1176		2/27/2014		P56983	\$5,250.00
118701	TUSTIN BUICK PONTIAC GMC	461(C)		2/6/2014		P58590	\$600.00
134428	VERIZON WIRELESS	1470		2/28/2014		P58079	\$1,600.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
135423	YUCAIPA EZ STOP, RAB NAWAZ TARAR	203 (B) 461(C)(2)(B)		2/27/2014		P59940	\$550.00

TOTAL MSPAP SETTLEMENT: \$53,803.00

HEARING BOARD SETTLEMENTS:

48849	COMMUNITY HOSPITAL OF HUNTINGTON Hearing Board Case No. 5952-1 CCH agrees to pay monetary penalty for the ongoing operation of facility engine. CCH shall pay \$1500/month it operates the engine. Penalty covers December 2013.	1470		2/14/2014	KCM	HRB2206	\$1,500.00
48849	COMMUNITY HOSPITAL OF HUNTINGTON Hearing Board Case No. 5952-1 CCH agrees to pay monetary penalty for the ongoing operation of facility engine. CCH shall pay \$1500/month it operates the engine. Penalty covers January 2014.	1470		2/14/2014	KCM	HRB2207	\$1,500.00
159357	HEMET UNIFIED SCHOOL DISTRICT HAMILT(Hearing Board Case No. 5956-1 Agreed to pay \$500/month until HUSD permanently cease use of both ICEs located at Hamilton & High School grounds in compliance with R. 1470.	1470		2/28/2014	NAS	HRB2210	\$500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
114910	PROVIDENCE HOLY CROSS MEDICAL CT Hearing Board Case No. 5701-3 Beginning 12.15.13, facility will pay \$1,000/month until they permanently cease use of all 3 diesel ICEs in noncompliance with R. 1470. Penalty covers December 2013, January and February 2014.	1470		2/19/2014	KCM	HRB2208	\$3,000.00

TOTAL HEARING BOARD SETTLEMENTS: \$6,500.00

DISTRICT RULES AND REGULATIONS INDEX FOR FEBRUARY 2014 PENALTY REPORTS

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 206 Posting of Permit to Operate (*Amended 10/8/93*) *Explains how and where permits are to be displayed.*
- Rule 218 Continuous Emission Monitoring (*Amended 5/14/99*)
- Rule 218.1 Continuous Emission Monitoring Performance Specifications (*Amended 5/14/99*)
- 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 401 Visible Emissions (*Amended 9/11/98*)
- Rule 403 Fugitive Dust (*Amended 12/11/98*) *Pertains to solid particulate matter emitted from man-made activities.*
- Rule 461 Gasoline Transfer and Dispensing (*Amended 6/15/01*)
- Rule 463 Storage of Organic Liquids (*Amended 3/11/94*)

REGULATION XI - SOURCE SPECIFIC STANDARDS

- Rule 1102 Petroleum Solvent Dry Cleaners (*Amended 11/17/00*)
- Rule 1107 Coating of Metal Parts and Products (*Amended 11/17/00*)
- Rule 1110.2 Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines (*Amended 11/14/97*)
- Rule 1113 Architectural Coatings (*Amended 6/20/01*)
- Rule 1118 Emissions From Refinery Flares (*Adopted 2/13/98*)
- Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters (*Amended 11/17/00*)
- 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 1146.2 Emissions of Oxides of Nitrogen from Large Water Heaters and Small Boilers (*Adopted 1/9/98*)
- Rule 1147 NO_x REDUCTIONS FROM MISCELLANEOUS SOURCES (9/08)
- Rule 1173 Fugitive Emissions of Volatile Organic Compounds (*Amended 5/13/94*)

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

REGULATION XIII - NEW SOURCE REVIEW

Rule 1303 Requirements (*Amended 4/20/01*)

REGULATION XIV - TOXICS

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

Rule 1415 Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems (*Amended 10/14/94*)

Rule 1469.1. Spraying operations using coatings containing chromium

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 5/11/01*)

Rule 2011 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Sulfur (SO_x) Emissions
(*Amended 5/11/01*)

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

CALIFORNIA CODE OF REGULATIONS

Title 13 Mobile Sources and Fuels

PERP 2458 Portable Equipment Recordkeeping and Reporting