

BOARD MEETING DATE: February 7, 2014

AGENDA NO. 16

REPORT: Civil Filings and Civil Penalties Report

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

COMMITTEE: Stationary Source, January 24, 2013, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

No Civil Actions Filed in December 2013.

Attachment
December 2013 Penalty Reports
Index of District Rules and Regulations

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

December 2013 Settlement Penalty Report

Total Penalties

Civil Penalties:	\$502,355.00
MSPAP Penalties:	\$36,254.00
Hearing Board Penalties:	\$7,500.00
Total Cash Penalties:	\$546,109.00
Total SEP Value:	\$0.00
Fiscal Year through December 2013 Cash Total:	\$2,202,798.00
Fiscal Year through December 2013 SEP Value Only Total:	\$218,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
CIVIL PENALTIES:							
148971	ATOM ENVIRONMENTAL CONTRACTING INC Small claims	461(E)(3)		12/4/2013	PH3	P53896	\$1,000.00
117290	B BRAUN MEDICAL, INC	2012	Y	12/17/2013	KCM	P62503	\$1,500.00
800396	BP WEST COAST PROD/ARCO VINVALE TER	462		12/20/2013	JMP	P56562	\$7,500.00
60541	FOUNTAIN VALLEY REGIONAL HOSP,B HAN	1415, 1146.1 1146.1(C)(2)		12/5/2013	NSF	P58939 P58933	\$8,500.00
124723	GREKA OIL & GAS, INC	2012(E)(2)(B) 2004(F)(1) 201, 2004, 2004(F)(1) 2004(D), 203(A), 1178 2012 APPEN A 2004 2004, 2012 2004		12/6/2013	TRB	P51958 P57058 P46786 P57052 P57056	\$100,000.00
31046	LISTON BRICK COMPANY OF CORONA Payment for Judgment Case No. RIC 414548	203, 2004, 2012, 3004 2004 2004 42401 2004, 3002	Y	12/17/2013	MJR	P40601 P41439 P41435 P41420 P47963	\$300,355.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
80209	LVI ENVIRONMENTAL SERVICES INC	1403, 40 CFR		12/13/2013	BBB	P51531	\$1,500.00
123451	MONICA'S CLEANERS	203 (A)		12/6/2013	KCM	P58842	\$1,000.00
164813	PACIFIC WELDING & POWDER COATING Small claims	203 (A)		12/11/2013	PH3	P58414	\$500.00
114910	PROVIDENCE HOLY CROSS MEDICAL CTR.	1472 1470		12/6/2013	NAS	P58175 P58181	\$10,000.00
19167	R J NOBLE COMPANY	2004	Y	12/5/2013	NAS	P57805	\$1,000.00
20203	RECYCLE TO CONSERVE INC.	2004, 2012	Y	12/27/2013	JMP	P57371	\$1,500.00
800182	RIVERSIDE CEMENT CO (EIS USE)	2004	Y	12/17/2013	TRB	P53134	\$10,000.00
1440	ST. VINCENT MEDICAL GROUP	1146, 1146.1 1146, 1146.1		12/5/2013	NSF	P62451 P62453	\$50,000.00
8506	SUPERIOR NUT CO	203 (A)		12/26/2013	KCM	P48493	\$8,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
TOTAL CIVIL PENALTIES:		\$502,355.00					
MSPAP SETTLEMENTS:							
169250	A TO Z SERVICE STATION INC.	461, 41960.2		12/11/2013		P35791	\$560.00
122666	A'S MATCH DYEING & FINISHING	203(B), 1146	Y	12/11/2013		P58688	\$620.00
154813	AIRGAS SPECIALTY PRODUCTS RIVERSI	203 (B)		12/4/2013		P57637	\$2,750.00
167321	ANABI OIL, DBA WILLIAM HAWATMEH, PA	203 (B), 206, 461		12/4/2013		P60059	\$1,900.00
129949	ARCO AM/PM GLENDORA, LAKHBIR SONDH	461(C)(2)(B)		12/31/2013		P59758	\$400.00
27041	CALTRANS DEPT OF TRANS DIST 12	461(E)(2)		12/13/2013		P55792	\$600.00
174204	CITY OF BURBANK	201		12/4/2013		P57466	\$450.00
161948	CROWN VALLEY C STORE & GAS	203 (B) 461(C)(2)(B) 41960.2		12/31/2013		P62410	\$385.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
127349	DE SOTO CLEANERS	202(A), 1421		12/11/2013		P60109	\$200.00
148722	DEL REY FUEL, LLC	461 (E) (2) 203 (B)		12/11/2013		P62457	\$1,100.00
140882	DOWNEY GAS/ ELSHAHAWI GROUP, INC.	461(C)(2)(B) 41960.2		12/31/2013		P62315	\$1,000.00
172210	DT14 INC	461(C)(2)(B)		12/4/2013		P56839	\$800.00
151837	DUKE SERVICE CORNER	461		12/13/2013		P61460	\$1,000.00
166381	ELAN HORIZON	41960.2 461(C)(1)(A)		12/13/2013		P61452	\$890.00
55729	EXCEL CLEANERS	1421		12/11/2013		P56899	\$638.00
114686	G & M OIL CO, LLC #68	461		12/4/2013		P59989	\$950.00
5814	GAINEY CERAMICS INC	2004	Y	12/11/2013		P57859	\$200.00
155445	GAS POINT SHELL	461(E)(2)(C)		12/4/2013		P59754	\$400.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
165874	GAS US	461, 41960.2		12/31/2013		P36738	\$300.00
142079	GLENDALE GALLERIA	1472		12/4/2013		P62351	\$1,000.00
4311	INTERNATIONAL MEDICATION SYSTEMS LT	203 (B)		12/31/2013		P57142	\$571.00
163500	K & K OIL INC DBA SUNSET 76	41960.2 461(C)(2)(B)		12/26/2013		P35792	\$990.00
21505	LA CITY COLLEGE	203(A), 203(B), 1146.1		12/4/2013		P58185	\$2,600.00
71535	LA CO. DEPT OF PUBLIC WORKS FLOOD M	203 (B)		12/4/2013		P57993	\$750.00
9003	LA CO., FIRE STA #58	461		12/31/2013		P62458	\$500.00
170703	LA ROCQUE BETTER ROOFS, INC.	203 (A)		12/4/2013		P59706	\$100.00
133990	LAGUNA NIGUEL CARWASH	461		12/11/2013		P62406	\$550.00
128842	LOS ANGELES CO. FIRE STATION # 185	461		12/31/2013		P59473	\$1,325.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
127312	MONICA LISA CORP, CHEVRON OF GARDEN	41960.2 461(C)(2)(B)		12/13/2013		P61464	\$1,260.00
170486	OAXAQUENO'S EXPRESS AUTO BODY SHOP	203 (A)		12/4/2013		P62355	\$350.00
163607	P & THY INVESTMENT CORP	461		12/4/2013		P62228	\$450.00
137993	PALMIRA ASSOC, INC. DBA TAMPA CHEVR	461, 41960.2		12/11/2013		P62239	\$490.00
160054	PLANTATION CLEANERS	1421		12/13/2013		P56098	\$550.00
29454	REDLANDS CITY, GARAGE	461 (E) (2)		12/31/2013		P52298	\$1,000.00
154959	SINCO OIL # 3 CORP	461		12/26/2013		P59761	\$450.00
173061	SLAUSON @DEANE INC.	461, 41960.2 41960.3		12/26/2013		P62225	\$935.00
161875	TARZANA CLEANERS, PUZANT CINAR	1421		12/3/2013		P60116	\$275.00
151919	TESORO REF & MKT/C A R ENT/S ANABI#	461(C)(2)(B)		12/12/2013		P56846	\$1,375.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
167041	THE GREENWAY CLEANERS, ELITE EMPIRE	203 (A)		12/13/2013		P58581	\$450.00
168855	TODO FRESCO MARKET, INC	461(C)(2)(B) 203 (B)		12/11/2013		P59927	\$950.00
15543	UNITED OIL, RAPID GAS #1	203, 461 (E) (1)		12/11/2013		P62318	\$1,200.00
124770	UNITED RENTALS NORTHWEST, INC.	201, 203(A)		12/12/2013		P59621	\$1,650.00
16149	UNIVERSAL ALLOY CORP	203 (A)		12/27/2013		P58945	\$840.00
145482	WHITE HOUSE CLEANERS	1146.2		12/3/2013		P48496	\$500.00
TOTAL MSPAP SETTLEMENTS: \$36,254.00							
HEARING BOARD SETTLEMENTS:							
48849	COMMUNITY HOSPITAL OF HUNTINGTON PA Hearing Board Case No. 5952-1 Facility agrees to pay for the on-going operation of	1470		12/20/2013	KCM	HRB2197	\$1,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
	facility's engine. September 2013 penalty payment.						
48849	COMMUNITY HOSPITAL OF HUNTINGTON PA Hearing Board Case No. 5952-1 Facility agrees to pay for the on-going operation of facility's engine. October 2013 penalty payment.	1470		12/20/2013	KCM	HRB2198	\$1,500.00
48849	COMMUNITY HOSPITAL OF HUNTINGTON PA Hearing Board Case No. 5952-1 Facility agrees to pay for the on-going operation of facility's engine. November 2013 penalty payment.	1470		12/20/2013	KCM	HRB2199	\$1,500.00
120722	HEMET UNI SCHOOL DIST/HAMILTON SCHO Hearing Board Case No. 5956-1 Facility to pay \$500/month until HUSD permanently ceases use of both ICEs located at Hamilton Elementary and High School grounds in compliance with District Rule 1470. November and December 2013 payment penalty.	1470		12/4/2013	NAS	HRB2192	\$1,000.00
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 3002		12/13/2013	KCM	HRB2196	\$1,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
165209	WESTCOAST PLATING, INC. Hearing Board Case No. 5840-1 Stipulated penalty until permits obtained for plating line.		1469 201	12/11/2013	JMP	HRB2194	\$500.00
4615	WESTERN MEDICAL CTR, UNIT 1 Hearing Board Case No. 5892-3 Penalty for violation of Rule 1146 since 9/1/13 and failure to comply with certain conditions of the variance which was to award contracts for the purchase of emission control system for the boilers no later than 4/1/13 and to tune boilers by 2/1/13. December 2013 penalty payment.		1146	12/11/2013	RRF	HRB2195	\$500.00

TOTAL HEARING BOARD SETTLEMENTS: \$7,500.00

DISTRICT RULES AND REGULATIONS INDEX FOR DECEMBER 2013 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 202 Temporary Permit to Operate (*Amended 5/7/76*)
- 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.*

REGULATION IV - PROHIBITIONS

- 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 462 Organic Liquid Loading (*Amended 5/14/99*)

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 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 1178 Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities (*Amended 4/7/06*)

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 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
- Rule 1472 Requirements for Facilities with Multiple Stationary Emergency Standby Diesel Fueled Internal Combustion Engines

REGULATION XX REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements (*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

42401 Violation of Order for Abatement

CODE OF FEDERAL REGULATIONS

40 CFR – Protection of the Environment