

BOARD MEETING DATE: January 10, 2014

AGENDA NO. 9

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from November 1 through November 30, 2013, and legal actions filed by the General Counsel's Office during November 1 through November 30, 2013. An Index of District Rules is attached with the penalty reports.

COMMITTEE: Not Applicable.

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

No Civil Actions Filed in November 2013.

Attachment
November 2013 Penalty Reports
Index of District Rules and Regulations

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

November 2013 Settlement Penalty Report

Total Penalties

Civil Penalties:	\$40,800.00
MSPAP Penalties:	\$31,445.00
Hearing Board Penalties:	\$23,500.00

Total Cash Penalties:	\$95,745.00
Total SEP Value:	\$0.00

Fiscal Year through November 2013 Cash Total:	\$1,656,689.00
Fiscal Year through November 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:							
5998	ALL AMERICAN ASPHALT	2004	Y	11/12/2013	NSF	P55533	\$1,500.00
107741	HI TECH CLEANERS	1421		11/5/2013	KCM	P57988	\$100.00
117951	LA QUINTA CITY OF, SENIOR CENTER	203 (A) 203 (A) 1472 203 (A) 203 (A)		11/19/2013	MJR	P61159 P61158 P58047 P58046	\$6,000.00
173552	PAR ELECTRIC	403(D)(1)		11/12/2013	NSF	P61162	\$1,500.00
139848	RIM USD/MARY PUTNAM HENCK INT SCH	1470, 1146.2 1470 1146.2		11/6/2013	NSF	P58989 P58987 P58993	\$7,500.00
139490	RUST-OLEUM CORP Facility must also send letters to distributors and retail customers advising of changes in Rule 1113 label requirements for coatings sold in small size containers.	1113		11/19/2013	NAS	P55898	\$10,000.00
173271	SOLIX CONCRETE PUMPING	203(A)		11/7/2013	PH3	P44866	\$200.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
171438	STRATEX SOLUTIONS INC	1403 1403		11/8/2013	MJR	P61102 P61101	\$5,000.00
159359	WEST VALLEY HIGH SCHOOL	203(A), 1146.1 203(A), 1146.1 1470 1470 1146.2 1470 222		11/8/2013	NAS	P59830 P59822 P60032 P60033 P60034 P60036 P60045	\$9,000.00
TOTAL CIVIL PENALTIES:		\$40,800.00					
MSPAP SETTLEMENTS:							
165501	3424 WILSHIRE LLC	203 (B) 1470		11/19/2013		P58196	\$1,000.00
147922	ALEXANDER DEMOLITION AND HAULING	403		11/22/2013		P53985	\$2,500.00
124617	AMERICAN TANK TESTING	461		11/5/2013		P62221	\$270.00
60374	ARCO DLR, KYU JUNG LEE, LEES SMOG P	203 (B)		11/19/2013		P62227	\$1,200.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
169937	ASHKAN CORP DBA WOODLAKE SHELL	461(C)(2)(B) 41960.2		11/6/2013		P60217	\$200.00
136168	CHEVRON PRODUCTS COMPANY SS#21-0996	461(C)(2)(B) 203 (B)		11/5/2013		P56845	\$900.00
8608	CINTAS CORP		1146	11/5/2013		P59617	\$900.00
164513	DON KELLER COLLISION CENTER		201	11/22/2013		P58813	\$200.00
105761	DUKE SERVICE CENTER	203 (B), 461		11/19/2013		P60219	\$1,200.00
174069	ELIAS LLAMAS		461	11/7/2013		P59931	\$2,400.00
148171	GAS 4 LESS, KARAM ABDALLA DBA	41960.2 461(C)(2)(B)		11/6/2013		P62307	\$800.00
167443	GOODLUCK CARWASH INC.		461	11/7/2013		P59899	\$1,100.00
34038	HACIENDA LA PUENTE SCH DIST	461(E)(2)(C) 461(E)(2)		11/6/2013		P59612	\$800.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
142646	HAN'S ENTERPRISE INC	461, 41960.2		11/13/2013		P60057	\$400.00
148784	MILES GAS LLC	461		11/12/2013		P59935	\$100.00
141429	MP GAS, INC/ PETRO EAGLE	203 (B) 461 (E) (2)		11/12/2013		P60225	\$375.00
123934	NORTH PALM CANYON SHELL	461 203 (B)		11/12/2013		P59926	\$250.00
123934	NORTH PALM CANYON SHELL	461 203 (B)		11/12/2013		P59930	\$375.00
139204	O AND K OIL, INC/JOHNS TARZANA SHEL	203 (B) 461(C)(1)(A) 41960.2 461(E)(2)(C)		11/12/2013		P60224	\$750.00
134618	PAUL FERRANTE INC	203 201		11/5/2013		P62456	\$1,500.00
125607	QUARRY GOLF COURSE, LP	461 (E) (2) 461		11/22/2013		P59506	\$900.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
133824	RADDISSON LAX		203	11/19/2013		P57990	\$550.00
152572	RALPHS GROCERY CO		203 (B)	11/13/2013		P59359	\$650.00
158709	REZA ZAREH		461, 41960.2	11/19/2013		P56838	\$375.00
170161	SAN BERNARDINO COUNTY/FONTANA FIRE		203 (A) 461 (E) (1)	11/19/2013		P59511	\$6,600.00
133820	SHERATON TOWNHOUSE, L.P.		203(A), 1146.2	11/20/2013		P58188	\$1,800.00
173644	SHIRAZ, INC.		461(C)(2)(B)	11/5/2013		P56843	\$1,100.00
171562	TESORO (USA) 63244		461 (E) (1)	11/19/2013		P62233	\$550.00
137061	TMR ENVIRONMENTAL		461	11/19/2013		P62313	\$550.00
15907	WEST COAST INDUSTRIES, INC		1147	11/20/2013		P58415	\$600.00
172407	WESTERN FUEL GROUP, INC. DBA PACIFI		461	11/19/2013		P61459	\$550.00

TOTAL MSPAP SETTLEMENTS: \$31,445.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
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		11/19/2013	KCM	HRB2189	\$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		11/6/2013		HRB2188	\$3,000.00
165209	WESTCOAST PLATING, INC. Hearing Board Case No. 5840-1 Stipulated penalty until permits obtained for plating line.	201, 203, 1469		11/5/2013	JMP	HRB2185	\$500.00
165209	WESTCOAST PLATING, INC. Hearing Board Case No. 5840-1 Stipulated penalty until permits obtained for plating line.	201, 203, 1469		11/19/2013	JMP	HRB2190	\$1,000.00
4615	WESTERN MEDICAL CENTER, 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	1146		11/6/2013	RRF	HRB2186	\$17,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
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4/1/13 and to tune boilers by 2/1/13.

4615	WESTERN MEDICAL CENTER, UNIT 1 Hearing Board Case No. 5892-3 In addition to penalty, facility to pay \$500/month beginning 10/1/13 and due every 10th of the month until Boiler 1 and 2 comply with Rule 1146. October penalty.	1146		11/6/2013		HRB2187	\$500.00
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4615	WESTERN MEDICAL CENTER, UNIT 1 Hearing Board Case No. 5892-3 In addition to penalty, facility to pay \$500/month beginning 10/1/13 and due every 10th of the month until Boiler 1 and 2 comply with Rule 1146. November penalty.	1146		11/20/2013		HRB2191	\$500.00
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TOTAL HEARING BOARD SETTLEMENTS: \$23,500.00

DISTRICT RULES AND REGULATIONS INDEX FOR NOVEMBER 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 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 403 Fugitive Dust (*Amended 12/11/98*) *Pertains to solid particulate matter emitted from man-made activities.*

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 1147 NOx REDUCTIONS FROM MISCELLANEOUS SOURCES (9/08)

- 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
- 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*)

REGULATION XXX - TITLE V PERMITS

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

CALIFORNIA HEALTH AND SAFETY CODE § 41700

41960.2 Gasoline Vapor Recovery