

BOARD MEETING DATE: June 6, 2014

AGENDA NO. 12

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from April 1 through April 30, 2014, and legal actions filed by the General Counsel's Office during from April 1 through April 30, 2014. An Index of District Rules is attached with the penalty report.

COMMITTEE: Stationary Source, May 16, 2014, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

Violations

Civil Actions Filed

- 1 WLADIMAR YUCHOURELLU dba ADVANCED REPAIR & CONSTRUCTION
Los Angeles Superior Court Central
Case No. 14K04779; Filed: 4.4.14 (NAS)
P49889
R. 1403 – Asbestos Emissions from Demolition/Renovation Activities
- 2 OSCAR HERNANDEZ NIETO dba ON MAINTENANCE
Superior Court of California - County of Orange Central Justice Center
Case No. 30201400715598 CL-MC-CJC; Filed: 4.9.14 (NAS)
P58635, P59043
R. 461- Gasoline Transfer and Dispensing

3 Violations

2 Cases

Attachments

April 2014 Penalty Reports

Index of District Rules and Regulations

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

April 2014 Settlement Penalty Report

Total Penalties

Civil Penalties:	\$226,020.00
MSPAP Penalties:	\$45,655.00
Hearing Board Penalties:	\$11,000.00
 Total Cash Penalties:	 \$282,675.00
Total SEP Value:	\$0.00
 Fiscal Year through April 2014 Cash Total:	 \$8,880,001.76
Fiscal Year through April 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:							
115536	AES REDONDO BEACH, LLC	2012 2004	Y	4/15/2014	WBW	P52192	\$6,500.00
156722	AMERICAN APPAREL KNIT AND DYE	2012(E)(2)(B) 2004		4/30/2014	NSF	P57641	\$2,000.00
7054	CORSICAN FURNITURE, INC.	203(A)		4/17/2014	NSF	P58675	\$2,500.00
134825	INLAND PETROLEUM EQUIPMENT AND REPAIR Small claims settlement	461 (E) (3)		4/1/2014	PH	P59834	\$400.00
164968	L.A.N. TESTING	461 461		4/16/2014	NAS	P14825 P58638	\$750.00
166979	P.W. STEPHENS ENVIRONMENTAL INC.	1403 1403		4/30/2014	TRB	P49882 P49881	\$1,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
800365	PHILLIPS 66 PIPELINE LLC	203(B), 3002(C)(1) 462(D)(1)(F) 3002(C)(1) 463, 1173 1118, 1176, 3002 463, 1118, 3002 1173, 1176 462(D)(1)(F) 3002(C)(1) 1176 1176(E)(1), 1178 1173(D)(1)(D) 1176, 2012 402 1176		4/15/2014	NAS	P59152 P59151 P26986 P26979 P26985 P55625 P26990 P26991 P26979 P26988 P26987	\$192,000.00
158910	RANCHO LPG HOLDINGS, LLC	402, 41700		4/29/2014	NSF	P55626	\$5,000.00
13920	SAINT JOSEPH HOSPITAL \$1,000 suspended settlement for 1 year commencing April 8, 2014 thru April 8, 2015. Hospital must comply with the prohibition against operation of the emergency internal combustion engines during school hours.	3002(C)(1)		4/17/2014	KCM	P55796	\$0.00
92495	SANTANA CYCLES INC	42401 1107(C)(2)		4/1/2014	JMP	P59465	\$500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
43201	SNOW SUMMIT INC	3002 2004	Y	4/15/2014	KCM	P57368	\$2,400.00
147527	SUNRISE OF PLAYA VISTA Small claims settlement	203 (A)		4/29/2014	PH3	P59360	\$7,770.00
43436	TST, INC.	3002(C)(1)	Y	4/24/2014	NSF	P56317	\$1,500.00
14966	U S GOV'T, V A MEDICAL CENTER	3002(C)(1)		4/3/2014	KCM	P61214	\$1,500.00
800263	U.S. GOVT, DEPT OF NAVY	461 (E) (2)		4/25/2014	KCM	P59666	\$1,000.00
86119	YMCA OF METROPOLITAN L.A.	1470		4/2/2014	KCM	P58186	\$1,200.00

TOTAL CIVIL PENALTIES: \$226,020.00

MSPAP SETTLEMENTS:

159287	76 OCEAN, INC A VAN DER VALK DBA	461, 41960.2		4/2/2014		P62244	\$800.00
153367	ARCO AM/PM, KARNAIL CHAND	41960.2 461(C)(2)(B)		4/29/2014		P62320	\$300.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
135185	BEACH CITIES HEALTH DISTRICT	201, 203(A), 203(B) 1146.1		4/17/2014		P55638	\$5,400.00
65274	CHARLES E. THOMAS CO, INC.	461		4/25/2014		P61484	\$525.00
169322	CIRCLE K STORES INC., BRUCE NATA	461, 41960.2		4/1/2014		P62242	\$480.00
157336	DRY CLEAN EXPRESS	203(A), 1421		4/2/2014		P57635	\$1,000.00
173420	EQUINOX	222		4/17/2014		P60258	\$1,300.00
122004	GLENDORA E. 1 HOUR CLEANERS	203 (B)		4/2/2014		P59471	\$700.00
103840	GSA ENGINEERING	203 203		4/25/2014		P61105 P61111	\$4,400.00
175295	HARDY AND HARPER, INC	203 (A) 403(D)(1)		4/25/2014		P57686	\$2,125.00
166293	HIGHLAND FUELS, LLC	461		4/17/2014		P59934	\$800.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
88327	JIFFY LUBE	461(E)(2)(C)		4/22/2014		P59759	\$500.00
173419	JOVEL WOOD CREATIONS	203 (A)		4/2/2014		P61211	\$450.00
174721	KAISER REDLANDS MEDICAL OFFICES	222		4/17/2014		P61406	\$1,300.00
31028	LA CO., FIRE STA #164	461		4/22/2014		P58422	\$1,000.00
70446	LA CO., FIRE STA #27	461 (E) (2)		4/22/2014		P62363	\$1,000.00
25649	LA CO., FIRE STA #3	461		4/22/2014		P58423	\$1,000.00
149237	LOS ANGELES CNTY FIRE DEPT, FIRE STATION	461 (E) (2)		4/22/2014		P58426	\$1,000.00
165556	LOS ANGELES COUNTY FIRE DEPARTME	201, 203(A), 461		4/22/2014		P61308	\$1,500.00
161492	LOS ANGELES DEPT OF WATER & POWER	Title 13		4/17/2014		P44874	\$1,000.00
165167	OLD DIAMONDS	203(A)		4/17/2014		P58692	\$450.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
150138	PETRA LA HABRA INC/ PETRA ARCO DEALER	461(E)(2)(A)		4/17/2014		P49236	\$1,300.00
169190	RAFI'S 76 #5	203 (B), 461		4/17/2014		P61481	\$1,900.00
37562	RC RESTORATIONS	109, 203(A)		4/22/2014		P61602	\$1,050.00
174517	SAN BERNARDINO COUNTY TRANSITION	203 (A)		4/2/2014		P61412	\$1,000.00
76502	SIMON WIESENTHAL CENTER	1470		4/29/2014		P57997	\$975.00
104094	SWISSPORT CORPORATION	203 (B)		4/2/2014		P60259	\$6,400.00
102952	THE HOME DEPOT #668	203, 1470		4/29/2014		P60040	\$4,000.00
111176	WESTERN RIVERSIDE CO REG WASTEWA	203 201		4/2/2014		P51532	\$1,500.00
131507	WIRETECH, INC.	1146		4/15/2014		P58405	\$500.00
TOTAL MSPAP SETTLEMENT: \$45,655.00							

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
HEARING BOARD SETTLEMENTS:							
35188	3M COMPANY Hearing Board Case No. 5970-2 Monthly penalty for on-going operation of the facility's equipment due the 15th of each month until 9.15.15. April penalty.	3002 1147 203 1303		4/16/2014	KCM	HRB2214	\$4,000.00
48849	COMMUNITY HOSPITAL OF HUNTINGTON PARK Hearing Board Case No. 5952-1 CHHP agrees to pay monetary penalty for the on-going operation of facility engine. CHHP shall pay \$1500/month it operates the engine. February penalty.	1470		4/16/2014	KCM	HRB2215	\$1,500.00
48849	COMMUNITY HOSPITAL OF HUNTINGTON PARK Hearing Board Case No. 5952-1 CHHP agrees to pay monetary penalty for the on-going operation of facility engine. CHHP shall pay \$1500/month it operates the engine. March penalty.	1470		4/16/2014	KCM	HRB2216	\$1,500.00
54732	INLAND VALLEY REGIONAL MEDICAL C Hearing Board Case No. 5982-1 Beginning 4.11.14, facility to pay \$1,000/month until permanently cease use of both parker boilers in non compliance with Rule 1146.2. April penalty.	1146		4/16/2014	NAS	HRB2219	\$1,000.00

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 to pay \$1000/month until they permanently cease use of all three Detroit Diesel ICEs in noncompliance with Rule 1470.00 March penalty.	1470		4/16/2014	NAS	HRB2218	\$1,000.00
114910	PROVIDENCE HOLY CROSS MEDICAL CT Hearing Board Case No. 5701-3 Beginning 12.15.13, facility to pay \$1000/month until they permanently cease use of all three Detroit Diesel ICEs in noncompliance with Rule 1470.00 April penalty.	1470		4/17/2014	NAS	HRB2220	\$1,000.00
171117	WESTCORE ALTON LLC Hearing Board Case No. 5925-1 Westcore shall pay the District the sum of \$1000 each month it operates the boiler in noncompliance with District rules. Final February penalty payment.	203		4/16/2014	NAS	HRB2217	\$1,000.00

TOTAL HEARING BOARD SETTLEMENT: \$11,000.00

DISTRICT RULES AND REGULATIONS INDEX FOR APRIL 2014 PENALTY REPORTS

REGULATION I - GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions (*Amended 8/18/00*)

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 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 402 Nuisance (*Adopted 5/7/76*)

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

Rule 1113 Architectural Coatings (*Amended 6/20/01*)

Rule 1107 Coating of Metal Parts and Products (*Amended 11/17/00*)

Rule 1107 Coating of Metal Parts and Products (*Amended 11/17/00*)

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 1147 NOx REDUCTIONS FROM MISCELLANEOUS SOURCES (9/08)
Rule 1151 Motor Vehicle and Mobile Equipment Non-Assembly Line Coating Operations (*Amended 12/11/98*)
Rule 1164 Semiconductor Manufacturing (*Amended 1/13/95*)
Rule 1166 Volatile Organic Compound Emissions from Decontamination of Soil (*Amended 5/11/01*)
Rule 1173 Fugitive Emissions of Volatile Organic Compounds (*Amended 5/13/94*)
Rule 1176 Sumps and Wastewater Separators (*Amended 9/13/96*)
Rule 1178 Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities (*Amended 4/7/06*)

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 1421 Control of Perchloroethylene Emissions from Dry Cleaning Operations (*Amended 6/13/97*)
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 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

- 41700 Violation of General Limitations
41960.2 Gasoline Vapor Recovery
42401 Violation of Order for Abatement

CALIFORNIA CODE OF REGULATIONS

- Title 13 Mobile Sources and Fuels