

BOARD MEETING DATE: March 7, 2014

AGENDA NO. 14

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from January 1 through January 31, 2014, and legal actions filed by the General Counsel's Office during January 1 through January 31, 2014. An Index of District Rules is attached with the penalty report.

COMMITTEE: Stationary Source, February 21, 2014, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

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Violations

Civil Actions Filed

- | | |
|---|---|
| 6 | EXIDE TECHNOLOGIES, INC.
Los Angeles Superior Court
Case No. BC533528; Filed: 1.16.14 (BTG)
P49167, P49894, P49895, P49896, P49897, P49898, P49899,
P51533, P62100, P62103
R. 203 – Permit to Operate
R. 1407 - Control of Emissions of Arsenic, Cadmium, and Nickel from
from Non-Ferrous Metal Melting Operations
R. 1420.1 - Emissions Standards for Lead from Large Lead-Acid Battery
Recycling Facilities
R. 3002 - Requirements
R. 3004 – Permit Types and Content |
|---|---|

10 Violations

1 Case

Attachments

January 2014 Penalty Reports and Index of District Rules and Regulations

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

January 2014 Settlement Penalty Report

Total Penalties

Civil Penalties:	\$81,000.00
MSPAP Penalties:	\$39,650.00
Hearing Board Penalties:	\$6,000.00
Total Cash Penalties:	\$126,650.00
Total SEP Value:	\$0.00
Fiscal Year through January 2014 Cash Total:	\$2,329,448.00
Fiscal Year through January 2014 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:							
12362	ACCESS BUSINESS GROUP LLC, NUTRILITE	3002		1/14/2014	KCM	P59831	\$1,000.00
131003	BP WEST COAST PROD.LLC BP CARSON REFINERY	1176	Y	1/2/2014	JMP	P57731	\$2,000.00
94117	CHANNELL COMMERCIAL CORP.	203 (B)		1/14/2014	NSF	P61171	\$2,500.00
800080	LUNDAYTHAGARD COMPANY	1173 2004	Y	1/28/2014	NSF	P34686 P34685	\$6,000.00
132889	MONTEREY PARK AUTO BODY, INC Small Claims	109, 203 (A), 1151		1/30/2014	PH3	P56285	\$1,500.00
40806	NEW BASIS	3002		1/22/2014	JMP	P60018	\$1,000.00
138374	NUMBER ONE FUEL	461		1/8/2014	NAS	P59004	\$500.00
59618	PACIFIC CONTINENTAL TEXTILES, INC.	2004	Y	1/14/2014	JMP	P55667	\$2,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
107818	PALM VALLEY COUNTRY CLUB, AMER. GOLF	203 (B) 1146.2 1146.1 203 (B) 1146.2 1146.1		1/8/2014	NAS	P61153 P58043	\$4,000.00
133987	PLAINS EXPLORATION & PRODUCTION CO.	1166, 221(B) 1166	Y	1/30/2014	JMP	P53987 P56565	\$3,000.00
166091	SEARS HOLDING CORPORATION	1113(C)(2)		1/29/2014	NAS	P55877	\$50,000.00
140502	TEMECULA VALLEY UNIFIED SCHOOL DISTRICT	1470 1470 1470 1470 1470 1470		1/14/2014	TRB	P61165 P61166 P61167 P61168 P61169 P61170	\$7,000.00

TOTAL CIVIL PENALTIES: \$81,000.00

MSPAP SETTLEMENTS:

120076	ALISO VIEJO SHELL/VINTNERS DISTRIBUTO	461(C)(1)(A) 41960.2		1/10/2014		P62405	\$550.00
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FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
148146	ALL AMERICAN ASPHALT	1146.2		1/28/2014		P60042	\$550.00
153009	ALLPRO COLLISION REPAIR	203		1/21/2014		P59507	\$455.00
130975	ARCO FAC #05543, ORANGE TREE FRESH FRUIT	461, 41960.2		1/30/2014		P56842	\$1,000.00
154619	BUDGET GRAPHIC SERV. & TRAILER	203 (A)		1/29/2014		P59509	\$770.00
94193	CALIFORNIA BODY SHOP, ROSARIO FIGUEROA	109, 203(B)		1/17/2014		P48495	\$715.00
147356	CHA HOLLYWOOD MED CTR LP	1146		1/7/2014		P58187	\$2,970.00
172134	COMMONWEALTH AUDI VOLKSWAGON PREOWNE	203 (B)		1/15/2014		P55794	\$2,885.00
165886	EL MONTE 76, CALIFORNIA PETROLEUM	203 (B)		1/17/2014		P59755	\$3,200.00
134590	FLEISCHMANN'S VINEGAR CO, INC	3002(C)(1) 3003		1/28/2014		P59625	\$350.00
82041	FOUNTAIN VALLEY CITY, FIRE STATION #1	1470		1/30/2014		P58891	\$700.00
165690	GCGI PARTNERS INC.	461		1/7/2014		P60041	\$500.00
111945	GOGLANIAN BAKERIES, INC.	222		1/30/2014		P58916	\$200.00
141740	GORMAN UNION 76,SALPY SARAH TERLSIAN	461(E)(2)(C)		1/21/2014		P60220	\$450.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
133962	IMPERIAL CLEANERS, PAUL S PARK DBA		1421	1/30/2014		P52989	\$400.00
68458	IRVINE OFFICE CO, TOWER 4		1146.1	1/17/2014		P58583	\$1,150.00
138240	J P CLEANERS & LAUNDRY		203 (A)	1/30/2014		P55630	\$100.00
138240	J P CLEANERS & LAUNDRY		203 (A)	1/30/2014		P55632	\$100.00
148591	JEAN MARTIN COFFEE ROASTER		203 (A)	1/28/2014		P58259	\$500.00
170925	KINARY, INC.		222	1/30/2014		P58828	\$200.00
111289	KOOS MANUFACTURING INC		201	1/30/2014		P62356	\$500.00
43441	LA CO., FIRE STA #30		461	1/2/2014		P52990	\$1,000.00
154588	MANOR CARE HEALTH SERVICES PALM DESERT		203 (B)	1/17/2014		P59264	\$500.00
167818	MISSION CARE CENTER, RIVERSIDE		203 (A)	1/10/2014		P57639	\$500.00
109085	OR CO, SHERIFF DEPT, FAC OPERATIONS		203 (B)	1/2/2014		P55793	\$450.00
175102	PACIFIC SHORES MASONRY, INC.		203(A)	1/7/2014		P59844	\$550.00
175102	PACIFIC SHORES MASONRY, INC.		203(A)	1/7/2014		P59846	\$1,000.00
120850	PRESTIGE CLEANERS		1102	1/21/2014		P57996	\$650.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
171205	ROSECRANS SHELL	41960.2 461(C)(2)(B)		1/29/2014		P62311	\$1,100.00
133967	ROSS STORES, INC.	203		1/2/2014		P60037	\$375.00
146025	SAM'S SHELL/SEVAN YAKINIAN	203 (B), 461		1/7/2014		P62401	\$1,400.00
146025	SAM'S SHELL/SEVAN YAKINIAN	203 (B), 461		1/7/2014		P62402	\$1,315.00
175180	SAN MARINO CHEVRON	203 (A), 461		1/28/2014		P60060	\$715.00
123137	SELECTIVE CLEANERS, MAHER KHOURY, DBA	203 (B), 1421		1/21/2014		P60118	\$500.00
100583	SOUTH LAKE AVENUE INVESTORS LLC	203 (A)		1/15/2014		P61600	\$6,600.00
85964	SUNLAND MOBIL, MARK KELISHADI	203 (B), 461		1/30/2014		P60209	\$400.00
171681	TESORO (USA) 63351	461, 41960.2		1/17/2014		P56847	\$650.00
14665	THERMECH ENG CORP	203 (A)		1/2/2014		P58946	\$1,500.00
123871	VERIZON WIRELESS/SIERRA PEAK #602	203 (B)		1/15/2014		P57636	\$2,200.00
TOTAL MSPAP SETTLEMENT:							\$39,650.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
HEARING BOARD SETTLEMENTS:							
103149	ASIA PLASTICS INC Hearing Board Case No. 5957-1 Facility agreed to \$1,000 to resolve penalties for using more than 2 gallons VOC coating per day beginning in 1995 thru November 2013 and operating a flexographic printing press without a permit to operate from February 2013 thru November 2013.	203, 1130		1/14/2014	NAS	HRB2201	\$1,000.00
120722	HEMET UNI SCHOOL DIST/HAMILTON SCHOOL 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 Rule 1470.	1470		1/14/2014	NAS	HRB2202	\$500.00
21728	PLACENTIA LINDA HOSPITAL Hearing Board Case No. 5953-1 Facility to pay penalty for operation of four boilers in non-compliance of District rules. Penalty is for the month of September 2013.	222, 1146		1/17/2014	TRB	HRB2204	\$2,000.00
21728	PLACENTIA LINDA HOSPITAL Hearing Board Case No. 5953-1 Facility to pay penalty for operation of four boilers in non-compliance of District rules. Penalty is for the month of October 2013.	1146 222		1/17/2014	TRB	HRB2205	\$2,000.00

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 Westcoast violated their Order for Abatement and will pay \$500/month beginning July 20, 2013.	1469		1/2/2014	JMP	HRB2200	\$500.00

TOTAL HEARING BOARD SETTLEMENTS: \$6,000.00

DISTRICT RULES AND REGULATIONS INDEX FOR JANUARY 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 12/3/04*)

Rule 221 Plans (*Adopted 1/4/85*)

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 461 Gasoline Transfer and Dispensing (*Amended 6/15/01*)

REGULATION XI - SOURCE SPECIFIC STANDARDS

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

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

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 1151 Motor Vehicle and Mobile Equipment Non-Assembly Line Coating Operations (*Amended 12/11/98*)

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*)

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
- 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

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*)
- Rule 3003 Applications (*Amended 3/16/01*)

CALIFORNIA HEALTH AND SAFETY CODE § 41700

- 41960.2 Gasoline Vapor Recovery