

BOARD MEETING DATE: November 7, 2014

AGENDA NO. 12

REPORT: Civil Filings and Civil Penalties Report

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

COMMITTEE: Stationary Source, October 17, 2014, Reviewed

RECOMMENDED ACTION:  
Receive and file this report.

Kurt R. Wiese  
General Counsel

KRW:lc

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No Civil Actions Filed

Attachments  
September 2014 Penalty Reports  
Index of District Rules and Regulations

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

**September 2014 Settlement Penalty Report**

**Total Penalties**

<b>Civil Penalties:</b>	<b>\$101,400.00</b>
<b>MSPAPP Penalties:</b>	<b>\$17,460.00</b>
<b>Hearing Board Penalties:</b>	<b>\$8,500.00</b>
<b>Total Cash Penalties:</b>	<b>\$127,360.00</b>
<b>Total SEP Value:</b>	<b>\$0.00</b>
<b>Fiscal Year through September 2014 Cash Total:</b>	<b>\$356,162.66</b>
<b>Fiscal Year through September 2014 SEP Value Only Total:</b>	<b>\$0.00</b>

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
<b>CIVIL SETTLEMENTS:</b>							
101656	AIR PRODUCTS AND CHEMICALS, INC.	431.1(C)(1) 407(A), 3002(C)(1) 2004, 2004(D) 2004, 2012 2012, 2004	Y	9/4/2014	NSF	P61014  P34692 P34691 P34687	\$57,000.00
166874	ALBERT'S AUTO BODY	203 203		9/26/2014	TRB	P60031 P60027	\$500.00
40034	BENTLEY PRINCE STREET INC	2012	Y	9/24/2014	VKT	P57811	\$2,000.00
140811	DUCOMMUN AEROSTRUCTURES INC	1147 1147 1415.1		9/9/2014	TRB	P57680 P57685 P57684	\$2,000.00
134946	JAMISON 3875 WILSHIRE, LLC	1470		9/2/2014	KCM	P58193	\$9,500.00
171619	LAW ENFORCEMENT AND EMERGENCY SERVICES	203(A)		9/17/2014	KCM	P59819	\$4,500.00
170536	MARIEN BODY SHOP	203 (A) 203 (A)		9/24/2014	ML	P61201 P61205	\$3,000.00
89248	OLD COUNTRY MILLWORK INC	2004	Y	9/26/2014	BTG	P62505	\$500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
2583	RIM UNIFIED SCH DIST/RIM OF THE WORLD	42401 42401		9/24/2014	NSF	P61418 P61419	\$5,000.00
98868	SAN JACINTO UNIFIED SCHOOL DISTRICT Suspended penalty of \$7,500	203(A) 1470 203 (A)		9/17/2014	KRW	P57520 P59824 P57525	\$2,400.00
20926	SANTA ANA COLLEGE	203 (A), 222, 1415 1146.1, 1146.2		9/25/2014	KCM	P58930	\$6,000.00
149814	SIERRACIN/SYLMAR CORP	3004(A)(4)		9/18/2014	TRB	P60115	\$1,500.00
105508	TELACU AMADOR MANOR, TELACU HOUSING	1470		9/10/2014	NSF	P57293	\$2,000.00
152039	TESORO SOUTH COAST CO LLC	461(C)(2)(B)		9/24/2014	NSF	P56849	\$2,500.00
800149	US BORAX INC	2004, 2012	Y	9/3/2014	TRB	P57858	\$2,000.00
171869	WESCO CONSTRUCTION	1403		9/25/2014	RRF	P59575	\$1,000.00

**TOTAL CIVIL PENALTIES: \$101,400.00**

**MSPAPP SETTLEMENTS:**

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
166868	ACCESS IRVINE, INC	203 (B)		9/25/2014		P55799	\$1,100.00
174300	ALBERTSONS 6609	203		9/10/2014		P61184	\$550.00
151886	ALPHA MATERIALS, INC.	203(A)		9/9/2014		P59265	\$550.00
131747	ATHENS SERVICES, ARAKELIAN ENTERPRISE	203(A)		9/25/2014		P59266	\$1,200.00
144502	AUTO COLLISION SOLUTIONS	203 (A)		9/18/2014		P52274	\$600.00
165302	BEHRINGER HARVARD REDWOOD REIT LLC	203		9/17/2014		P60953	\$550.00
154996	BELLFLOWER SHELL, JACQUES HATTOUNI	41960.2 461(C)(2)(B)		9/23/2014		P61490	\$700.00
138171	CATALINA BUSINESS ENT, INC	461 (E) (2)		9/26/2014		P60703	\$600.00
139399	DE SOTO GAS FOR LESS, AMRIT DHILLON	461 41960.2		9/9/2014		P62247	\$250.00
162586	DOLLAR TREE REGIONAL DISTRIBUTION CENTER	203 (A)		9/12/2014		P61424	\$400.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
107696	EMPIRE WEST HOMEOWNERS ASSOCIATION	203 (A)		9/23/2014		P60260	\$600.00
168073	GAT AIRLINE GROUND SUPPORT	203 (A)		9/12/2014		P54147	\$1,700.00
143656	IRVINE SERVICE STATION INC	41960.2 461(C)(2)(B)		9/9/2014		P62416	\$850.00
146527	MULTIPLEX CAR WASH, INC/GRANVIA SERVICE	203 (B) 41960.2 461		9/23/2014		P59310	\$750.00
142851	PALMER/BOSTON STREET PROPERTIES	1472		9/23/2014		P62368	\$1,100.00
137052	PARKLANE CLEANERS	1421		9/25/2014		P62475	\$660.00
164353	THE OFFICE OF SOUTH COAST PLAZA	1146.2		9/23/2014		P58894	\$800.00
177090	THE REALTY ASSOCIATES FUND IX	203 (A) 222		9/17/2014		P60262	\$1,500.00
176463	TIERRA VERDE INDUSTRIES	203 (A)		9/18/2014		P61903	\$1,600.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
21322	TTX COMPANY CALPRO DIVISION	461 (E) (2)		9/18/2014		P59514	\$800.00
157841	VALLEYCREST	203(A)		9/18/2014		P61904	\$600.00
<b>TOTAL MSPAPP PENALTIES: \$17,460.00</b>							
<b>HEARING BOARD SETTLEMENTS:</b>							
35188	3M COMPANY Hearing Board Case No. 5970-2 Penalty for ongoing operation of the facility's equipment in noncompliance until 9.15.15.	1147 3002 203		9/19/2014	KCM	HRB2237	\$4,000.00
54732	INLAND VALLEY REGIONAL MEDICAL CENTE Hearing Board Case No. 5982-1 Beginning 4.11.14, facility to pay \$1,000/month until they permanently cease operation of both Parker Boilers in noncompliance with Rule 1146.2.	1146.2		9/3/2014	NAS	HRB2234	\$1,000.00
54732	INLAND VALLEY REGIONAL MEDICAL CENTE Hearing Board Case No. 5982-1 Beginning 4.11.14, facility to pay \$1,000/month until they permanently cease operation of both Parker Boilers in noncompliance with Rule 1146.2.	1146.2		9/17/2014	NAS	HRB2236	\$1,000.00
155560	LA SALLE HIGH SCHOOL	1470		9/24/2014	TRB	HRB2238	\$1,500.00

<b>FAC ID</b>	<b>COMPANY NAME</b>	<b>RULE NUMBER</b>	<b>RECLAIM ID</b>	<b>SETTLED DATE</b>	<b>ATTY INT</b>	<b>NOTICE NO</b>	<b>TOTAL SETTLEMENT</b>
	Hearing Board Case No. 5990-2 Facility to pay \$1500/month for every month the engine is operated.	1110.2					
114910	PROVIDENCE HOLY CROSS MEDICAL CTR. Hearing Board Case No. 5701-3 Beginning 12.15.13, facility to pay \$1000/month until they permanently cease use of all 3 Detroit Diesel ICEs in noncompliance with Rule 1479.	1470		9/11/2014	NAS	HRB2235	\$1,000.00

**TOTAL HEARING BOARD SETTLEMENTS: \$8,500.00**



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

Rule 407 Liquid and Gaseous Air Contaminants (*Amended 4/2/82*)

Rule 431 Sulfur Content of Fuels (*Repealed 12/2/77*)

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

### REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1110.2 Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines (*Amended 11/14/97*)

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)

### 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 1415.1 Reduction of Refrigerant Emissions from Stationary Refrigeration Systems.

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

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<sub>x</sub>) Emissions  
(*Amended 5/11/01*)

## **REGULATION XXX - TITLE V PERMITS**

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

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

Rule 3004 Permit Types and Content (*Amended 12/12/97*)

## **CALIFORNIA HEALTH AND SAFETY CODE**

41960.2 Gasoline Vapor Recovery

42401 Violation of Order for Abatement

## **CODE OF FEDERAL REGULATIONS**

40 CFR – Protection of the Environment

## **CALIFORNIA CODE OF REGULATIONS**

PERP 2457 Requirements for Portable Equipment Units