

BOARD MEETING DATE: September 5, 2014

AGENDA NO. 16

REPORT: Civil Filings and Civil Penalties Report

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

COMMITTEE: Stationary Source, July 25, 2014, Reviewed

RECOMMENDED ACTION:  
Receive and file this report.

Kurt R. Wiese  
General Counsel

KRW:lc

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No Civil Actions Filed in June 2014

Attachments  
June 2014 Penalty Reports  
Index of District Rules and Regulations

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

**June 2014 Settlement Penalty Report**

**Total Penalties**

Civil Penalties:	\$97,550.00
MSPAP Penalties:	\$17,775.00
Hearing Board Penalties:	\$8,000.00
 Total Cash Penalties:	 \$123,325.00
Total SEP Value:	\$0.00
 Fiscal Year through June 2014 Cash Total:	 \$17,663,750.28
Fiscal Year through June 2014 SEP Value Only Total:	\$398,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
<b>CIVIL PENALTIES:</b>							
107976	AQHI, INCORPORATED	1403		6/3/2014	NAS	P61057	\$2,000.00
118406	CARSON COGENERATION COMPANY	218.1, 2012, 40CFR 2004 2012, 2012(G)(1) 2004(F)(1), 3002(C)(1)	Y	6/11/2014	TRB	P52195 P52191 P52189 P52183	\$50,000.00
116931	EQUILON ENTER. LLC, SHELL OIL PRODUCTS	462, 3002(C)(1) 3002(C)(1) 1178		6/18/2014	TRB	P37228 P58212 P56563	\$10,000.00
16934	GARDEN CITY CLEANERS INC	1402		6/6/2014	KCM	P58416	\$1,000.00
118681	LA STATE BLDG AUTHORITY, JUNIPERO	201, 1146.1 1146.1		6/26/2014	RRF	P62459 P62455	\$5,000.00
103484	MARIPOSA HOUSING PARTNERSHIP, L.P.	222, 1146.2		6/12/2014	KCM	P58830	\$4,500.00
104004	MICROMETALS, INC	3002(C)(1)		6/6/2014	MJR	P56099	\$8,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
114340	MIKHAIL DARAFEEV, INC.	203		6/18/2014	NSF	P60015	\$2,500.00
143614	NORMANDIE CLEANERS	203(A), 1102 203 (A), 1102		6/25/2014	KCM	P61215 P61217	\$1,000.00
116992	PAINT SPECIALISTS	203 (A) 203(A)		6/12/2014	NAS	P58184 P58179	\$1,500.00
6331	PATTON STATE HOSPITAL	42402		6/26/2014	TRB	P61433	\$500.00
152501	PRECISION SPECIALTY METALS, INC.	3002, 3003, 3004	Y	6/25/2014	WBW	P57373	\$1,000.00
22229	PROCESSES BY MARTIN INC.	1147		6/12/2014	MJR	P56296	\$6,000.00
172584	RONALD JOHNSON	461		6/3/2014	MJR	P59976	\$750.00
100716	SPARKLE CLEANERS	1402		6/25/2014	KCM	P57291	\$300.00
153199	THE KROGER CO/RALPHS GROCERY CO.	2004, 2004(D) 2004, 2012 2004	Y	6/6/2014	MJR	P57857 P57860 P57069	\$3,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
170903	ULTIMATE REMOVAL Also includes settlement of Halsted Construction	1403 1403		6/18/2014	TRB	P49747 P49748	\$500.00
<b>TOTAL CIVIL PENALTY SETTLEMENTS: \$97,550.00</b>							\$97,550.00
<b>MSPAPP SETTLEMENTS:</b>							
174977	ALLIANCE RESIDENTIAL COMPANY - THE	201, 203(A), 1470		6/12/2014		P57467	\$2,475.00
160655	ARCO TORRANCE, AHMED R SAAD	41960.2 461(C)(2)(B)		6/26/2014		P61467	\$650.00
160655	ARCO TORRANCE, AHMED R SAAD	461 (E) (2)		6/26/2014		P61471	\$1,338.00
160655	ARCO TORRANCE, AHMED R SAAD	461(C)(1)(A)		6/26/2014		P61487	\$512.00
162456	COUNTY OF RIVERSIDE	203		6/4/2014		P60049	\$550.00
175181	LUIS NIEVAS	461		6/10/2014		P59942	\$550.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
89467	MOUNTAINS COMMUNITY HOSPITAL	203(A), 203(B), 1146.1		6/25/2014		P61417	\$1,800.00
112769	NUCKLES OIL CO, INC., MERIT OIL CO.	461, 41960.2		6/11/2014		P59766	\$4,000.00
175182	PERFECT FUEL	203 (B), 206 461(C)(2)(B)		6/6/2014		P61488	\$1,800.00
175182	PERFECT FUEL	41960.2 461(C)(2)(B)		6/6/2014		P61473	\$600.00
135043	ROSE HILLS CO	1470		6/25/2014		P59626	\$1,100.00
176627	SMA BUILDERS	403(D)(1)		6/26/2014		P60450	\$2,400.00

**TOTAL MSPAPP SETTLEMENTS: \$17,775.00**

**HEARING BOARD SETTLEMENTS:**

35188	3M COMPANY Hearing Board Case No. 5970-2 Penalty for ongoing use of noncompliant operation of facility's equipment.	203, 1147, 3002		6/25/2014	KCM	HRB2226	\$4,000.00
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FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
54732	INLAND VALLEY REGIONAL MEDICAL CENT Hearing Board Case No. 5982-1 Beginning 4.11.14 facility to pay \$1000/month until permanently cease use of both Parker boilers in noncompliance of Rule 1146.2.	1146.2		6/6/2014	NAS	HRB2225	\$1,000.00
54732	INLAND VALLEY REGIONAL MEDICAL CENT Hearing Board Case No. 5982-1 Beginning 4.11.14 facility to pay \$1000/month until permanently cease use of both Parker boilers in noncompliance of Rule 1146.2.	1146.2		6/26/2014	NAS	HRB2229	\$1,000.00
114910	PROVIDENCE HOLY CROSS MEDICAL CTR. Hearing Board Case No. 5701-1 Beginning 12.15.13, facility shall pay \$1000/month until facility permanently cease use of all 3 Detroit diesel ICEs in noncompliance with rule.	1470		6/25/2014	NAS	HRB2227	\$1,000.00
114910	PROVIDENCE HOLY CROSS MEDICAL CTR. Hearing Board Case No. 5701-1 Beginning 12.15.13, facility shall pay \$1000/month until facility permanently cease use of all 3 Detroit diesel ICEs in noncompliance with rule.	1470		6/25/2014	NAS	HRB2228	\$1,000.00

**TOTAL HEARING BOARD SETTLEMENTS: \$8,000.00**

## **DISTRICT RULES AND REGULATIONS INDEX FOR JUNE 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 201      Permit to Construct (*Amended 1/5/90*)
- Rule 203      Permit to Operate (*Amended 1/5/90*)
- Rule 206      Posting of Permit to Operate (*Amended 10/8/93*) *Explains how and where permits are to be displayed.*
- Rule 218.1    Continuous Emission Monitoring Performance Specifications (*Amended 5/14/99*)
- 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 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 1146.1    Emissions of Oxides of Nitrogen from Small Industrial, Institutional, and Commercial Boilers, Steam Generators, and Process Heaters (*Amended 5/13/94*)
- Rule 1141.2    Surfactant Manufacturing (*Amended 11/17/00*)
- Rule 1147      NO<sub>x</sub> REDUCTIONS FROM MISCELLANEOUS SOURCES (9/08)
- Rule 1178      Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities (*Amended 4/7/06*)

### **REGULATION XIV - TOXICS**

- Rule 1402      Control of Toxic Air Contaminants from Existing Sources (*Amended 3/17/00*)
- Rule 1403      Asbestos Emissions from Demolition/Renovation Activities (*Amended 4/8/94*)
- 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<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 § 41700**

41960.2 Gasoline Vapor Recovery

42402 Violation of Emission Limitations – Civil Penalty

## **CODE OF FEDERAL REGULATIONS**

40 CFR – Protection of the Environment