

BOARD MEETING DATE: April 3, 2015

AGENDA NO. 15

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from February 1 through February 28, 2015, and legal actions filed by the General Counsel's Office from February 1 through February 28, 2015. An Index of District Rules is attached with the penalty report.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

No Civil Actions Filed

Attachments

February 2015 Penalty Report
Index of District Rules and Regulations

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

February 2015 Settlement Penalty Report

Total Penalties

Civil Settlements:	\$53,763.66
Self-Reported Violations:	\$71,200.00
MSPAP Settlements:	\$30,905.00
Hearing Board Settlements:	\$12,500.00
Total Cash Settlements:	\$168,368.66
Total SEP Value:	\$0.00

Fiscal Year through February 2015 Cash Total:	\$7,512,030.32
Fiscal Year through February 2015 SEP Value Only Total:	\$299,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
CIVIL SETTLEMENTS:							
3704	ALL AMERICAN ASPHALT, UNIT NO.01	2004 2004	Y	2/10/2015	KCM	P56324 P56323	\$7,200.00
2526	CHEVRON USA INC	463 221, 3002		2/11/2015	BTG	P37231 P37230	\$3,500.00
158141	FAUX EFFECTS INTERNATIONAL INC.	1113(C)(1)		2/25/2015	WBW	P60306	\$9,438.66
115862	HIGHLAND ARCO, DANIEL KOHANOF	203(B), 461 203, 203(B), 206, 461 41960.2 461(C)(2)(B), 41960.2		2/12/2015	NSF	P59039 P61478 P61475	\$1,000.00
800057	KINDER MORGAN LIQUIDS TERMINALS, LLC	462, 3002		2/4/2015	BTG	P52622	\$3,000.00
84456	LA CANADA UNIFIED SCHOOL DISTRICT	203 (A), 1146.1		2/20/2015	NSF	P61702	\$2,500.00
137966	LA CURACAO BUSINESS CENTER	203 (B)		2/25/2015	KCM	P58832	\$1,200.00
165580	M & Z ENTERPRISES INC	461, 41960.2 203		2/26/2015	WBW	P62241 P61253	\$1,000.00
45471	O N I S DBA CARMEUSE INDUSTRIAL	2004	Y	2/26/2015	KCM	P52196	\$1,200.00
158910	RANCHO LPG HOLDINGS, LLC	1173		2/24/2015	NSF	P34696	\$10,000.00
114801	RHODIA INC.	2011, 2012	Y	2/24/2015	BTG	P57815	\$10,625.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
173194	SAFAR & SAFAR BROTHERS INC. \$10,000 suspended penalty from November 1, 2014 through November 10, 2016. Facility shall remain in full compliance with all District rules and regulations at all of their facilities located in South Coast Basin.	461(C)(2)(B) 461 203 (A)		2/26/2015	NSF	P56835 P59918	\$1,600.00
157644	SR PRODUCTS	1113(C)(1)		2/26/2015	LBN	P60324	\$500.00
11034	VEOLIA ENERGY LOS ANGELES, INC	2004, 2012	Y	2/25/2015	TRB	P55543	\$1,000.00
TOTAL CIVIL SETTLEMENTS: \$53,763.66							
SELF-REPORTED VIOLATIONS:							
800026	ULTRAMAR INC On January 4, 2013, Ultramar detected a decrease in alkylation unit feed rate and detected an increase in moisture in the acid. Refinery immediately shut down the alkylation unit and the fluid catalytic cracking unit.	203, 2004	Y	2/4/2015	KCM	SRV105	\$71,200.00
TOTAL SRV SETTLEMENT: \$71,200.00							
MSPAP SETTLEMENTS:							
176308	100 CEDAR AVENUE LLC	203 (B), 1470		2/25/2015		P58087	\$1,650.00
174718	61 N RAYMOND BURGERS, INC. DBA SLATER	401		2/19/2015		P61707	\$1,600.00
177675	AMERICAN BEEF PACKERS	222		2/11/2015		P57693	\$5,500.00
177813	AMERIGAS	203 (A)		2/11/2015		P61439	\$770.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
6638	ANAHEIM CITY	1146.2		2/11/2015		P61855	\$1,500.00
171583	ARB, INC	203(A)		2/11/2015		P59268	\$440.00
177814	ARROW CONCRETE PUMPING	203 (A)		2/18/2015		P61437	\$275.00
158931	AUTO CONVENIENCE CNTRS, 1010 FAIRWAY	461 (E) (1)		2/6/2015		P60919	\$550.00
100542	AUTRY NATIONAL CENTER	1146.1		2/11/2015		P59374	\$1,800.00
178420	BRISTOL FARMS	203 (A)		2/18/2015		P60130	\$550.00
8309	CAMBRO MANUFACTURING CO	3002(C)(1)		2/25/2015		P61909	\$600.00
64327	CITY OF BEVERLY HILLS	203 (B)		2/3/2015		P60959	\$1,300.00
75495	CITY OF BEVERLY HILLS	203 (B)		2/3/2015		P60960	\$1,300.00
1209	DECCO US POST HARVEST, INC.	1146.1		2/11/2015		P61607	\$3,000.00
140811	DUCOMMUN AEROSTRUCTURES INC	1469		2/25/2015		P61069	\$850.00
148898	ENCINO OIL CORPORATION #135272	201		2/4/2015		P61772	\$800.00
177480	FRAME2FINISH, INC	403(D)(1)		2/24/2015		P60700	\$600.00
106302	HIGHLAND VALERO	203 (A)		2/24/2015		P59774	\$650.00
170043	KING JR.GAS & SUPER KING ENTER.CORP.	203 (B)		2/4/2015		P59305	\$1,000.00
14953	MURPHY INDUSTRIAL COATINGS INC	203 (A)		2/24/2015		P61441	\$1,000.00
137111	RASHID & SONS INC	461(C)(2)(B)		2/18/2015		P59338	\$650.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
168971	SMS, INC	203(A) 203(A)		2/6/2015		P44883 P44882	\$1,100.00
117466	THREE SISTERS TRUCK STOP	461		2/11/2015		P60917	\$360.00
167023	THRIFTY PETROLEUM, INC.	461, 41960.2		2/18/2015		P59780	\$560.00
133991	UNITED RENTALS (NORTH AMERICA), INC	461 (E) (2)		2/12/2015		P58597	\$800.00
171711	UPLAND ROCK, INC	1157, 403(D)(2) PERP 2459		2/11/2015		P58086	\$1,700.00

TOTAL MSPAP SETTLEMENTS: \$30,905.00

HEARING BOARD SETTLEMENTS:

35188	3M COMPANY Hearing Board Case No. 5970-2 Penalty for ongoing operation of the facility's equipment in noncompliance until 9.15.15.	203, 1147, 1303		2/13/2015	KCM	HRB2263	\$4,000.00
44873	A. C. D. INC Hearing Board Case No. 6003-1 Facility self-reported and now is under a stipulated order for abatement and will pay \$2500/month for ongoing operation of facility engine beginning December 15, 2014. Penalty is for December 2014 and January 2015.	203		2/10/2015	KCM	HRB2261	\$7,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
173952	THE REHABILITATION CENTER OF BEVERLY Hearing Board Case No. 5996-2 Beginning 11.17.14, RCBH shall pay \$1,000/month until they permanently cease use of all three boilers in noncompliance with District Rule.	1146.2		2/13/2015	NAS	HRB2262	\$1,000.00

TOTAL HEARING BOARD SETTLEMENTS: \$12,500.00

DISTRICT RULES AND REGULATIONS INDEX FOR FEBRUARY 2015 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 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 401 Visible Emissions (*Amended 9/11/98*)
- 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*)
- Rule 463 Storage of Organic Liquids (*Amended 3/11/94*)

REGULATION XI - SOURCE SPECIFIC STANDARDS

- 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 1147 NOx REDUCTIONS FROM MISCELLANEOUS SOURCES (9/08)
- Rule 1157 PM10 Emission Reductions From Aggregate And Related Operations
- Rule 1173 Fugitive Emissions of Volatile Organic Compounds (*Amended 5/13/94*)

REGULATION XIII - NEW SOURCE REVIEW

Rule 1303 Requirements (*Amended 4/20/01*)

REGULATION XIV - TOXICS

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*)

Rule 2011 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Sulfur (SO_x) Emissions (*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

41960.2 Gasoline Vapor Recovery

CALIFORNIA CODE OF REGULATIONS

PERP 2459 Portable Equipment Notification