

BOARD MEETING DATE: January 9, 2015

AGENDA NO. 11

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from November 1 through November 30, 2014, and legal actions filed by the General Counsel's Office from November 1 through November 30, 2014. 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
November 2014 Penalty Report
Index of District Rules and Regulations

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

November 2014 Settlement Penalty Report

Total Penalties

Civil Settlements:	\$153,331.00
MSPAP Settlements:	\$25,935.00
Hearing Board Settlements:	\$6,000.00
Total Cash Settlements:	\$185,266.00
Total SEP Value:	\$0.00
Fiscal Year through November 2014 Cash Total:	\$1,240,133.66
Fiscal Year through November 2014 SEP Value Only Total:	\$0.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
CIVIL SETTLEMENTS:							
175011	ADVANCED RADIOLOGY OF BEVERLY HILLS	203 (A) 203 (A)		11/12/2014	TRB	P61407 P61402	\$3,000.00
157732	BENJAMIN MOORE & CO.	1113(C)(1)		11/18/2014	WBW	P60307	\$1,050.00
62862	IMPERIAL IRRIGATION DISTRICT/ COACHEL	475, 475(B) 3002(C)(1)		11/4/2014	NSF	P56036 P56035	\$15,000.00
157943	KEY RESIN WEST LLC	1113(C)(1)		11/12/2014	WBW	P60316	\$10,731.00
155877	MILLERCOORS, LLC	2004, 2012	Y	11/6/2014	BTG	P57374	\$63,000.00
83623	PACIFIC ALLIANCE MEDICAL CENTER	1470		11/6/2014	NSF	P61604	\$30,000.00
120943	PATRIOT AMERICAN HOSPITALITY OPERATIN	203 (B), 1470		11/21/2014	KCM	P60256	\$3,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
119504	PRIME TIME INTERNATIONAL	444		11/18/2014	WBW	P59051	\$1,050.00
132192	PUREENERGY OPERATING SERVICES, LLC	2004, 2012 2004, 2012	Y	11/7/2014	TRB	P53137 P53136	\$10,000.00
173952	THE REHABILITATION CENTER OF BEVERLY \$14,000 suspended penalty - RCBH agrees for a period of 1 year commencing when they achieve final compliance with requirements. When final compliance is achieved, the civil probation start date shall commence and terminate within 1 year from the compliance date but not to extend past March 31, 2016.	203(A) 1146.2		11/18/2014	NAS	P60121	\$16,000.00

TOTAL CIVIL SETTLEMENTS: \$153,331.00

MSPAP SETTLEMENTS:

74267	3M	403		11/14/2014		P59267	\$3,400.00
174960	AB 76	461		11/21/2014		P61770	\$400.00
168463	AESTHETIC TREE	203(A)		11/4/2014		P44871	\$660.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
174139	ALAMEDA CORRIDOREAST CONSTRUCTION AU	403, 403(D)(2)		11/5/2014		P61606	\$2,310.00
135319	ARTISTIC CLEANERS	203 (B)		11/7/2014		P59630	\$550.00
141707	BEVERLY HILLS GATEWAY	1146.2		11/19/2014		P60958	\$960.00
157293	CARSON VALERO, INC.	461(C)(2)(B) 41960.2		11/12/2014		P59333	\$780.00
141000	GURUAAN LA II, LP	461		11/5/2014		P59304	\$525.00
175351	KEVIN CLEANERS	203(A), 1421		11/26/2014		P57640	\$700.00
176397	MATICH CORPORATION	403		11/5/2014		P56038	\$3,300.00
149532	O'DONNELL OIL, LLC	203 (A)		11/7/2014		P60702	\$1,000.00
175078	OSKO'S SERVICE CENTER	461, 41960.2		11/13/2014		P61769	\$550.00
137503	PACIFIC TELEVISION CENTER INC	1470		11/4/2014		P61233	\$650.00
96552	PRIMATEX INDUSTRIES INC	203 (B) 401(B)(1)(B)		11/4/2014		P59634	\$1,650.00
143968	RAFIK'S 76 STATION	461(E)(2)(C)		11/4/2014		P35793	\$1,000.00
142375	RALPH'S STORE #45	203 (B)		11/7/2014		P59771	\$300.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
158453	RC PETRO 2, LLC	203(B), 461(C)(2)(B)		11/6/2014		P59913	\$500.00
177730	SKANSKA USA CIVIL WEST	403		11/5/2014		P56039	\$1,600.00
151863	TESORO WEST COAST CO LLC #68160	461, 41960.2		11/18/2014		P61764	\$800.00
24730	THE STRIP JOINT INC	3002(C)(1)		11/4/2014		P55649	\$850.00
39156	UNIVERSAL METAL PLATING & POLISHING	1469		11/5/2014		P61066	\$850.00
155911	VICS UNION 76	461, 41960.2		11/6/2014		P61766	\$850.00
144681	WARREN E&P, INC	203 (B)		11/12/2014		P56985	\$900.00
30206	WINALL OIL CO #18	461		11/18/2014		P61771	\$850.00

TOTAL MSPAP SETTLEMENTS: \$25,935.00

HEARING BOARD SETTLEMENTS:

35188	3M COMPANY	1147		11/13/2014	KCM	HRB2248	\$4,000.00
	Hearing Board Case No. 5970-2	203					
	Penalty for ongoing operation of the facility's equipment in noncompliance until 9.15.15.	3002					

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
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		11/19/2014	NAS	HRB2250	\$1,000.00
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		11/18/2014	NAS	HRB2249	\$1,000.00

TOTAL HEARING BOARD SETTLEMENTS: \$6,000.00

DISTRICT RULES AND REGULATIONS INDEX FOR NOVEMBER 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*)

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 444 Open Fires (*Amended 10/2/87*)
Rule 461 Gasoline Transfer and Dispensing (*Amended 6/15/01*)
Rule 475 Electric Power Generating Equipment (*Amended 8/7/78*)

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1113 Architectural Coatings (*Amended 6/20/01*)
Rule 1146.2 Emissions of Oxides of Nitrogen from Large Water Heaters and Small Boilers (*Adopted 1/9/98*)
Rule 1147 NO_x REDUCTIONS FROM MISCELLANEOUS SOURCES (9/08)

REGULATION XIV - TOXICS

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 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

41960.2 Gasoline Vapor Recovery