

BOARD MEETING DATE: March 6, 2015

AGENDA NO. 12

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from January 1 through January 31, 2015, and legal actions filed by the General Counsel's Office from January 1 through January 31, 2015. An Index of District Rules is attached with the penalty report.

COMMITTEE: Stationary Source, February 20, 2015, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

Violations

Civil Actions Filed

- | | |
|---|--|
| 2 | TRİYAR COMPANIES, INC.
Los Angeles Superior Court
Case No. SC123630; Filed: 1.7.15 (NAS)
P57941, P57949
R. 203 – Permit to Operate
R. 1146.1 – Emissions of Oxide of Nitrogen from Small Industrial, Institutional and Commercial Boilers, Steam Generators and Process Heaters |
| 2 | SAHAKANUSH M. HERNANDEZ dba AGD ENTERPRISES
Los Angeles Superior Court
Case No. BC570918; Filed: 1.30.15 (NAS)
P58691, P58693, P60507
R. 203 – Permit to Operate
R. 1146 - Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters |

4 Violations

2 Cases

Attachments

January 2015 Penalty Report

Index of District Rules and Regulations

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

January 2015 Settlement Penalty Report

Total Penalties

Civil Settlements:	\$620,625.00
MSPAP Settlements:	\$13,485.00
Hearing Board Settlements:	\$5,000.00
Total Cash Settlements:	\$639,110.00
Total SEP Value:	\$0.00
Fiscal Year through January 2015 Cash Total:	\$7,343,661.66
Fiscal Year through January 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:							
148236	AIR LIQUIDE LARGE INDUSTRIES U.S.	3002 2004 203	Y	1/20/2015	TRB	P57243	\$80,000.00
145836	AMERICAN APPAREL DYEING & FINISHING,	2004	Y	1/6/2015	NSF	P57645	\$3,000.00
158147	BASF CORPORATION CONSTRUCTION	1113(C)(1)		1/15/2015	WBW	P60311	\$2,625.00
119907	BERRY PETROLEUM COMPANY	2012 3003, 3004	Y	1/28/2015	BTG	P37234 P37232	\$2,500.00
800396	BP WEST COAST PROD/ARCO VINVALE TERMINAL	3002		1/7/2015	BTG	P56568	\$6,000.00
50134	CACIQUE CHEESE CO \$10,000 suspended penalty to be paid if facility is found to be operating equipment in violation of any District rule for which an NOV is received one year of the effective date of the settlement agreement (December 16, 2014 - December 16, 2015.)	1146 1146		1/6/2015	WBW	P57288 P57290	\$40,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
172792	EL SEGUNDO OIL, LLC	1176(E)(1)		1/15/2015	BTG	P55647	\$5,500.00
176720	GOLD COAST GROWERS, LLC	208		1/16/2015	WBW	P49606	\$10,000.00
11245	HOAG MEM HOSP PRESBYTERIAN	3002(C)(1) 3002(C)(1)		1/21/2015	KCM	P59502 P58588	\$33,000.00
143723	LOVIN OVEN, LLC	203 (B), 1131 1131, 1146.2 203(A), 1147, 1131 203		1/20/2015	KCM	P57655 P57663 P57681 P57663	\$425,000.00
109065	MINSON ENTERPRISES	1147		1/30/2015	NSF	P58698	\$10,000.00
159199	SIC/LEED 1015 SANTA ANA LLC	1470		1/14/2015	TRB	P60401	\$3,000.00
TOTAL CIVIL SETTLEMENTS:							\$620,625.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
--------	--------------	-------------	------------	--------------	----------	------------	------------------

MSPAP SETTLEMENTS:

170522	ABC ARCO FA CHAI CORP	41960.2 461		1/30/2015		P59332	\$300.00
174177	CIRCLE K STORES INC #2709493	41960.2 461(C)(2)(B)		1/6/2015		P61496	\$550.00
150440	EZ GAS AND MARKET, INC.	203 (B) 41960.2 461(C)(1)(A)		1/22/2015		P59326	\$1,300.00
171207	FORE GOLF MANAGEMNENT LLC	461		1/30/2015		P58896	\$650.00
140489	GKS SERVICE STATIONS INC.	461		1/30/2015		P60066	\$145.00
140949	MASTER CLEANERS	1421		1/7/2015		P60127	\$500.00
167561	ON SITE KRUSHING CO.	203 (A)		1/13/2015		P61910	\$1,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
132189	SANTA FE SPRINGS CITY	1110.2 203 (B)		1/22/2015		P59632	\$1,760.00
2924	SANTA FE SPRINGS CITY	1110.2 203 (B)		1/22/2015		P59633	\$1,760.00
65740	SUPERIOR LITHOGRAPHICS	203 (B)		1/30/2015		P62370	\$1,000.00
171631	TESORO (USA)	41960.2 461(C)(2)(B)		1/30/2015		P62344	\$520.00
152417	TIME WARNER CABLE	203 (A) 201		1/22/2015		P62478	\$2,400.00
150501	TIME WARNER CABLE	203		1/22/2015		P61185	\$1,600.00
TOTAL MSPAP SETTLEMENTS:							\$13,485.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
--------	--------------	-------------	------------	--------------	----------	------------	------------------

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		1/20/2015	KCM	HRB2260	\$4,000.00
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		1/14/2015	NAS	HRB2259	\$1,000.00

TOTAL HEARING BOARD SETTLEMENTS: \$5,000.00

DISTRICT RULES AND REGULATIONS INDEX FOR JANUARY 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*)

REGULATION IV - PROHIBITIONS

- 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 1113 Architectural Coatings (*Amended 6/20/01*)
- Rule 1131 Food Product Manufacturing and Processing Operations (*Adopted 9/15/00*)
- Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters (*Amended 11/17/00*)
- 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 1176 Sumps and Wastewater Separators (*Amended 9/13/96*)

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 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 § 41700

41960.2 Gasoline Vapor Recovery