

BOARD MEETING DATE: October 7, 2016

AGENDA NO. 19

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from July 1 through August 31, 2016, and legal actions filed by the General Counsel's Office from July 1 through August 31, 2016. An Index of District Rules is attached with the penalty report.

COMMITTEE: Stationary Source, September 16, 2016, Reviewed

RECOMMENDED ACTION:  
Receive and file this report.

Kurt R. Wiese  
General Counsel

KRW:lc

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Violations

Civil Actions Filed

2	SOUTH COAST OIL CORPORATION Los Angeles Superior Court - East Judicial District Case Number: KC068620; Filed: 7.29.16 (WBW) P60718 R. 201 – Record Keeping for Volatile Organic Compound Emissions R. 203 – Permit to Operate
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1 Case

2 Violations

**Attachments**

July and August 2016 Penalty Report  
Index of District Rules and Regulations

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

**July 2016 Settlement Penalty Report**

<b><u>Total Penalties</u></b>	
<b>Civil Settlements:</b>	<b>\$49,909.00</b>
<b>MSPAP Settlements:</b>	<b>\$31,155.00</b>
<b>Total Cash Settlements:</b>	<b>\$81,064.00</b>
<b>Total SEP Value:</b>	<b>\$0.00</b>
<b>Fiscal Year through July 2016 Cash Total:</b>	<b>\$81,064.00</b>
<b>Fiscal Year through July 2016 SEP Value Only Total:</b>	<b>\$0.00</b>

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
<b>CIVIL SETTLEMENTS:</b>						
141479	AIRPORT FIVE STAR INC. Small Claims Court No. 161WSC00039	461	7/13/2016	PH	P62240	\$1,000.00
25638	BURBANK CITY, BURBANK WATER & POWER	2004, 3002 2004	7/20/2016	MJR	P37235 P55672	\$500.00
172195	KNOLLWOOD AUTO BODY	109, 203	7/12/2016	PH	P61318	\$400.00
550	LA CO., INTERNAL SERVICE DEPT	2004	7/12/2016	KCM	P53147	\$1,250.00
166065	LOWE'S HIW, NC	1143	7/26/2016	WBW	P60339	\$12,759.00
76504	OCCIDENTAL TOWERS APTS, SAN MARCOS ETC D Civil Court Case No. 16K04021	1146.2	7/14/2016	NAS	P58191	\$3,000.00
392	TAYLOR-DUNN MFG CO	1146.2	7/27/2016	NAS	P59679	\$5,000.00
800198	ULTRAMAR INC	3002 2004 1173, 2004, 2004(d) 2012	7/26/2016	NSF	P61012 P61013 P61017	\$6,000.00
800198	ULTRAMAR INC	1173(h)(2), 3002(c)(1)	7/26/2016	NSF	P61011	\$20,000.00
<b>TOTAL CIVIL PENALTIES:</b>						<b>\$49,909.00</b>

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
<b>MSPAP SETTLEMENTS:</b>						
180982	AMERICAN TRAFFIC PRODUCTS, INC	201, 203(a)	7/14/2016		P63955	\$1,150.00
140146	AP-LONG BEACH AIRPORT LLC	203(a), 1470	7/27/2016		P56986	\$3,750.00
180692	BEAZER HOMES	403	7/28/2016		P63701	\$2,625.00
70778	BURBANK PLATING SERVICE CORP	203	7/14/2016		P64513	\$550.00
162093	CHEVRON STATIONS INC #202016	461(e)(2)	7/14/2016		P63021	\$1,125.00
174754	COX COMPLIANCE	461(c)	7/28/2016		P63105	\$1,755.00
151829	CROWN CLEANERS	1421	7/14/2016		P62900	\$880.00
129981	DAVDA CHEVRON MART, HASMUKH DAVDA DBA	461(e)(1)	7/28/2016		P61282	\$420.00
180983	EVERARDO	203 (a)	7/28/2016		P63954	\$400.00
171954	GREEN LUX CLEANERS, GREEN FOREST LLC	203 (a)	7/28/2016		P60149	\$500.00
151106	INDIAN HILL SHELL	461(c)	7/14/2016		P63101	\$1,100.00
11428	KAISER FOUNDATION HOSP	203, 1146	7/28/2016		P63653	\$2,200.00
70446	LA CO., FIRE STA #27	461	7/14/2016		P63505	\$500.00
148152	NEWMAN & SONS INC	203(a), 1157	7/14/2016		P59532	\$750.00
135419	POWER VOLVO IRVINE	461, 41960.2	7/14/2016		P63602	\$1,000.00

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
162367	RED HILL GAS AND MINI MARKET	461, 461(e)(2)	7/28/2016		P63020	\$600.00
180654	SHELL GAS STATION	203	7/28/2016		P36742	\$550.00
181251	UNITED WASH AND DYE	1146.2	7/14/2016		P63659	\$1,600.00
134694	VERIZON WIRELESS	203 (b)	7/28/2016		P60864	\$800.00
165700	VOLCANIC RED COFFEES	201, 203	7/14/2016		P64010	\$2,400.00
137767	WARE DISPOSAL CO INC/MADISOM MATERIALS	403(d)(1) 403 403	7/28/2016		P60420 P63153 P64509	\$4,500.00
131892	ZIBA INVESTMENT CORP	203 (b)	7/14/2016		P63056	\$2,000.00

**TOTAL MSPAP SETTLEMENTS: \$31,155.00**

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

**August 2016 Settlement Penalty Report**

**Total Penalties**

Civil Settlements:	\$69,480.00
MSPAP Settlements:	\$32,985.00
Hearing Board Settlements:	\$7,750.00
 Total Cash Settlements:	 \$110,215.00
Total SEP Value:	\$3,000.00
 Fiscal Year through August 2016 Cash Total:	 \$191,279.00
Fiscal Year through August 2016 SEP Value Only Total:	\$3,000.00

Fac ID	Company Name	Atty Initial	Rule Number	Notice Nbr	Settled Date	Total Settlement
<b>CIVIL SETTLEMENTS:</b>						
8451	HUGHES BROS AIRCRAFTERS INC	TRB	201, 203(a), 1420 203(a), 1420, 1407 203(b), 221	P49174 P51526 P51527	8/10/2016	\$8,500.00
169678	ITT CANNON, LLC	NSF	3002	P61110	8/24/2016	\$10,000.00
43525	J C PENNEY CO	BBB	2202	P64804	8/3/2016	\$30,780.00
	\$15,000 suspended penalty for three years (8/2019) on condition of no violations		2202	P60301		
160879	LIBRA ONE	MJR	461(c), 41960.2 461(c)(2)(B)	P58283	8/22/2016	\$4,400.00
150530	R & C COMPLIANCE MANAGEMENT	TRB	461 (e) (3) 461 (e) (3)	P61674 P61957	8/18/2016	\$2,800.00
108242	YWIS CORP	NSF	461(c)(2)(B), 41960.2 203 (b), 461 203 203 (a) 461	P60805 P60814 P60829 P61483 P61491	8/18/2016	\$10,000.00
<b>TOTAL CIVIL PENALTIES:</b>						<b>\$66,480.00</b>
						\$66,480.00

Fac ID	Company Name	Atty Initial	Rule Number	Notice Nbr	Settled Date	Total Settlement
<b>SUPPLEMENTAL ENVIRONMENTAL PROJECT SETTLEMENTS:</b>						
135099	STATE OF CALIFORNIA,, DEPT.OF WATER RESOURCES Suspended Cash: \$3,000.00 / SEP: \$3,000.00 Provide plants and irrigation equipment supplied as needed for Crafton Hills Open Space Conservancy project to be completed by June 30, 2017. \$3,000 suspended unless SEP project is not completed by deadline.	MJR	203 (b)	P61570	8/30/2016	\$6,000.00
<b>TOTAL SEP SETTLEMENTS: \$6,000.00</b>						
<b>MSPAP SETTLEMENTS:</b>						
147098	A & R COLLISION, SALVADOR EQUIHUA		203(a)	P64452	8/16/2016	\$550.00
179971	A&S MOTORSPORTS		203 (a) 203 (a)	P56735 P60860	8/16/2016	\$1,460.00
128980	ALAMO DISCOUNT STORE		203	P59793	8/16/2016	\$600.00
45063	BIG BEAR AREA REGIONAL WASTEWATER		203, 1110.2	P63251	8/16/2016	\$3,000.00
181643	DAN INVESTMENT GROUP LLC		208, 444	P59483	8/24/2016	\$950.00
170115	HAVEN 76		203 (b) 41960.2 461(c)	P63112	8/4/2016	\$500.00



Fac ID	Company Name	Atty Initial	Rule Number	Notice Nbr	Settled Date	Total Settlement
172726	ICL PERFORMANCE PRODUCTS		203 (b)	P63951	8/16/2016	\$1,800.00
181914	JIM 76		461, 461(c) 461(c)(2)(A)	P63055	8/24/2016	\$800.00
12989	LA TRADE TECH COLL, LA COMMUNITY COLLEGE		461	P64007	8/24/2016	\$1,300.00
135135	MATICH CORP		1146.2 203 (a)	P63956	8/16/2016	\$1,800.00
46481	MISSION VIEJO COUNTRY CLUB		203 (b)	P64062	8/16/2016	\$600.00
175582	NCK INDUSTRIES; DBA VIKING ENVIRONMENTAL		1403	P63554	8/24/2016	\$1,600.00
152886	NIAGARA BOTTLING, LLC.		203 (a), 1470	P62025	8/24/2016	\$2,600.00
181500	NOEL CORROS		444(d)	P61567	8/16/2016	\$50.00
114393	ORANGE COAST DISTRICT HEADQUARTERS		461(c)(1)(B) 461(c)(1)(B)	P64052 P64058	8/16/2016	\$725.00
171843	PLATINUM FUEL INC		461 (e) (1)	P64318	8/4/2016	\$550.00
180829	PRECISION POWDER COATING		203 (a)	P62027	8/4/2016	\$550.00
156902	PROVIDENCE TARZANA MEDICAL CENTER		203(b)	P62160	8/16/2016	\$900.00

Fac ID	Company Name	Atty Initial	Rule Number	Notice Nbr	Settled Date	Total Settlement
145127	SAM'S WEST INC/SAM'S CLUB #4824		203(b)	P62167	8/4/2016	\$1,700.00
155434	SIERRA MADRE VALERO, INC.		461, 461 (e) (2)	P64282	8/4/2016	\$900.00
178463	SUNSET SATER, INC.		461, 461(E)(2)(A)	P61995	8/4/2016	\$800.00
172801	SUPERIOR ENVIRONMENTAL		1403	P61083	8/24/2016	\$2,400.00
102953	THE HOME DEPOT #653		1470	P60865	8/16/2016	\$700.00
169126	TRANSLOADING EXPRESS, INC.		203(a)	P64154	8/4/2016	\$2,400.00
97616	UNIVERSAL ABATEMENT SERVICES		1403	P63063	8/16/2016	\$1,600.00
182002	VALLEY GAS COMPANY JNK INVESTMENT ENT IN		203(a)	P61283	8/16/2016	\$850.00
180438	WESTERN FUEL GROUP, INC		461(c), 41960.2, 41954	P64321	8/4/2016	\$500.00
34636	WINALL OIL CO		41954, 41960.2, 461(c)	P61986	8/24/2016	\$800.00
<b>TOTAL MSPAP SETTLEMENTS: \$32,985.00</b>						

Fac ID	Company Name	Atty Initial	Rule Number	Notice Nbr	Settled Date	Total Settlement
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**HEARING BOARD SETTLEMENTS:**

11818	<p>HIXSON METAL FINISHING</p> <p>Hearing Board Case No. 5418-3</p> <p>Stipulated Order for Abatement includes civil penalties if compliance with the Risk Reduction Plan is not achieved by September 30, 2016.</p> <p>Per settlement agreement, Hixson will pay \$250 x 31 days for the month of July 2016.</p>	NSF	402, 1402(e), 1402(f)(3)	SN2016-00196	8/22/2016	\$7,750.00
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**TOTAL HEARING BOARD SETTLEMENTS: \$7,750.00**

## **DISTRICT RULES AND REGULATIONS INDEX FOR JULY AND AUGUST 2016 PENALTY REPORTS**

### **REGULATION I - GENERAL PROVISIONS**

Rule 109      Recordkeeping for Volatile Organic Compound Emissions (*Amended 8/18/00*)

### **REGULATION II – PERMITS**

Rule 201      Permit to Construct (*Amended 1/5/90*)  
Rule 203      Permit to Operate (*Amended 1/5/90*)  
Rule 208      Permit for Open Burning (*Amended 1/5/90*)  
Rule 221      Plans (*Adopted 1/4/85*)

### **REGULATION IV - PROHIBITIONS**

Rule 401      Visible Emissions (*Amended 9/11/98*)  
Rule 402      Nuisance (*Adopted 5/7/76*)  
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*)

### **REGULATION XI - SOURCE SPECIFIC STANDARDS**

Rule 1110.2    Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines (*Amended 11/14/97*)  
Rule 1143.    Consumer Paint Thinners & Multi-Purpose Solvents  
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 1157    PM10 Emission Reductions From Aggregate And Related Operations  
Rule 1173    Fugitive Emissions of Volatile Organic Compounds (*Amended 5/13/94*)

## **REGULATION XIV – TOXICS**

- Rule 1402      Control of Toxic Air Contaminants from Existing Sources (*Amended 3/17/00*)  
Rule 1407      Control of Emissions of Arsenic, Cadmium, and Nickel from Non-Ferrous Metal Melting Operations (*Adopted 7/8/94*)  
Rule 1403      Asbestos Emissions from Demolition/Renovation Activities (*Amended 4/8/94*)  
Rule 1407      Control of Emissions of Arsenic, Cadmium, and Nickel from Non-Ferrous Metal Melting Operations (*Adopted 7/8/94*)  
Rule 1420      Emissions Standard for Lead (*Adopted 9/11/92*)  
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<sub>x</sub>) Emissions (*Amended 5/11/01*)

## **REGULATION XXII ON-ROAD MOTOR VEHICLE MITIGATION**

- Rule 2202      On-Road Motor Vehicle Mitigation Options (*Amended 10/9/98*)

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

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

## **CALIFORNIA HEALTH AND SAFETY CODE § 41700**

- 41954          Compliance for Control of Gasoline Vapor Emissions  
41960.2        Gasoline Vapor Recovery