

BOARD MEETING DATE: January 8, 2016

AGENDA NO. 10

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from November 1 through November 30, 2015, and legal actions filed by the General Counsel's Office from November 1 through November 30, 2015. An Index of District Rules is attached with the penalty reports.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:  
Receive and file this report.

Kurt R. Wiese  
General Counsel

KRW:lc

---

No Civil Action Filings

**Attachments**

November 2015 Penalty Reports

Index of District Rules and Regulations

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

**November 2015 Settlement Penalty Report**

**Total Penalties**

Civil Settlements:	\$179,000.00
MSPAP Settlements:	\$27,445.00
Hearing Board Settlements:	\$13,300.00
 Total Cash Settlements:	 \$219,745.00
Total SEP Value:	\$0.00
 Fiscal Year through November 2015 Cash Total:	 \$1,262,230.00
Fiscal Year through November 2015 SEP Value Only Total:	\$0.00

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
CIVIL SETTLEMENTS:						
166073	BETA OFFSHORE	1110.2, 2004, 3002	11/20/2015	BTG	P52627	\$7,500.00
131331	GSA ENGINEERING	203(A), 203 (B)	11/4/2015	WBW	P33591	\$1,000.00
129910	IBRAHIM SAID MEKHAIL dba MKL CHEVRON Los Angeles Superior Court Case No. 15K13897	203 (B), 461	11/20/2015	MJR	P62218	\$2,000.00
175159	FREEPORT MC MORAN OIL & GAS	1176 202(C), 1176(E)(1) 2004, 2012 2004, 2012 1176(E)(1) 1176(E)(1)	11/20/2015	BTG	P55639 P55645 P62051 P62052 P60710 P60709	\$27,500.00
152501	PRECISION SPECIALTY METALS, INC.	2012	11/18/2015	WBW	P57874	\$1,000.00
174703	TESORO REFINING & MARKETING CO.	462	11/13/2015	KCM	P37239	\$4,500.00

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
174655	TESORO REFINING AND MARKETING CO.	1173, 1176, 1176(E)(1), 40 CFR 1176, 1176(E)(1) 2012, 2004 1173, 1176(E)(2)(B 1105.1, 1118, 3002(C)(1) 431.1, 3002(C)(1) 401(B)(1)(B), 1118 3002(C)(1) 1176(E)(1) 1173, 1178, 40 CFR 1118 1176(E)(1) 1173, 1176 1166, 1173, 1176, 3002(C)(1) 2004(F)(1)	11/13/2015	KCM	P57747  P58215 P58216 P58217 P58218 P58219  P58223 P58225 P58226 P58230 P57735 P57739	\$135,000.00
172965	ZION POOLS	403	11/3/2015	MJR	P52295	\$500.00
TOTAL CIVIL SETTLEMENTS:		\$179,000.00				
MSPAP SETTLEMENTS:						
153263	AAKASH GROUP, INC	203, 461, 41960.2	11/20/2015		P62432	\$1,365.00
20872	CBS CORPORATION	203(B)	11/13/2015		P60137	\$600.00
165049	GARDENA SHELL, MOHAMMAD I KASKAS	461(E)(5)	11/13/2015		P60845	\$1,500.00
149285	JIN'S SHELL SERVICE STN	203 (B), 461, 41960.2	11/5/2015		P61765	\$1,650.00

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
149285	JIN'S SHELL SERVICE STN	461(C), 41954, 41960.2	11/5/2015		P61268	\$1,000.00
139750	NOHL RANCH MINIMART	461(C)(2)(B)	11/20/2015		P61684	\$100.00
170893	OAK SHELL	461(C)(2)(B), 41960.2	11/5/2015		P61258	\$350.00
179116	OS OIL, INC.	461(C), 461(C)(2)(B), 41960.2	11/5/2015		P63050	\$550.00
160731	PENA PUMPING	203 (A)	11/13/2015		P60517	\$1,000.00
102919	PUPIL TRANSPORTATION COOPERATIVE	461(E)(2)(C)	11/13/2015		P59648	\$550.00
45176	RIVIERA CLEANERS	1421	11/13/2015		P59647	\$750.00
179084	RJM MINI MARKET INC, MARTIN VALLEJO	461(C), 461(C)(2)(B), 41960.2	11/5/2015		P61960	\$550.00
174125	RJM VALLEJO MINIMART, INC	461(C)(2)(B)	11/5/2015		P61686	\$250.00
104078	SANTIAGO FOOD MART & AUTO WASH, PKED	461(C), 461(C)(1)(A), 41960.2	11/5/2015		P62445	\$600.00
104649	SCOTTY'S GAS & FOOD	461(C), 461(C)(2)(B), 41960.2	11/13/2015		P63051	\$500.00
137627	SHERIF OSMAN INC., DBA MAGED CHEVRON	461(C)(2)(B)	11/6/2015		P61675	\$1,080.00
153290	SHOEB INTERPRISES INC,	203(B), 461(E)(2)	11/5/2015		P63201	\$400.00
118876	SILVER GLEN CLEANERS	1421	11/5/2015		P60855	\$1,600.00
76689	TEMPLE CITY, CITY OF	201, 203(A)	11/13/2015		P60516	\$2,400.00

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
151964	TESORO REF &MKT KIM/S.KIM DBA SIMA 68	461(C), 461(C)(2)(B), 41960.2	11/18/2015		P63061	\$550.00
146591	TOPANGA VALU GAS	461(C), 41954, 41960.2	11/5/2015		P61265	\$300.00
136460	VERIZON WIRELESS	203, 1470	11/13/2015		P61198	\$4,000.00
161396	VERMONT FUEL, INC.	461(C), 461(C)(1)(A), 41960.2	11/5/2015		P61965	\$800.00
118015	VILLAGE AUTO SPA,GALEN MOGTADERI	461(C), 41954, 41960.2	11/18/2015		P61266	\$800.00
178239	XY AUTTUN LLC DBA HOWARD JOHNSON INN	203 (A), 222, 1146.1	11/5/2015		P58899	\$3,200.00
131892	ZIBA INVESTMENT CORP	203 (B)	11/20/2015		P63053	\$1,000.00

**TOTAL MSPAP SETTLEMENT:     \$27,445.00**

**HEARING BOARD SETTLEMENTS:**

131310	BECTON DICKINSON & COMPANY Hearing Board Case No. 6026-1 Facility to pay \$1000/month penalty to the District for ongoing operation of the facility's ICE under the settlement agreement and Stipulated Order for Abatement ending December 31, 2015.	203	11/13/2015	BTG	HRB2305	\$1,000.00
72040	KTLA INC Hearing Board Case No. 6027-1 \$100/month penalty until noncompliant generator is removed from service and replaced with a compliant	1470	11/3/2015	RRF	HRB2296	\$100.00

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
	generator. (May 2015 penalty)					
72040	KTLA INC Hearing Board Case No. 6027-1 \$100/month penalty until noncompliant generator is removed from service and replaced with a compliant generator. (October 2015 penalty)	1470	11/3/2015	RRF	HRB2297	\$100.00
72040	KTLA INC Hearing Board Case No. 6027-1 \$100/month penalty until noncompliant generator is removed from service and replaced with a compliant generator. (November 2015 penalty)	1470	11/4/2015	RRF	HRB2304	\$100.00
123715	STERLING INTERNATIONAL TOWERS Hearing Board Case No. 6029-1 Penalty for operation of ICE during the term of the Stipulated Order for Abatement.	1470	11/18/2015	MJR	HRB2308	\$1,500.00
14966	VA GREATER LOS ANGELES HEALTHCARE SYS Hearing Board Case No. 5895-3 Facility under Stipulated Order for Abatement beginning April 1, 2015. Facility paid \$4,500 civil penalties and will pay \$1,000 thereafter for operation of three boilers during the terms of the Order for Abatement.	1146	11/4/2015	RRF	HRB2298	\$5,500.00
14966	VA GREATER LOS ANGELES HEALTHCARE SYS Hearing Board Case No. 5895-3 Facility under Stipulated Order for Abatement beginning April 1, 2015. Facility paid \$4,500 civil penalties and will pay \$1,000 thereafter for operation of three boilers	1146	11/4/2015	RRF	HRB2299	\$1,000.00

FAC ID	COMPANY NAME	RULE NUMBER	SETTLED DATE	ATTY INT	NOTICE NO.	TOTAL SETTLEMENT
	during the terms of the Order for Abatement. Penalty covers May 2015.					
14966	VA GREATER LOS ANGELES HEALTHCARE SYS Hearing Board Case No. 5895-3 Facility under Stipulated Order for Abatement beginning April 1, 2015. Facility paid \$4,500 civil penalties and will pay \$1,000 thereafter for operation of three boilers during the terms of the Order for Abatement. Penalty covers June 2015.	1146	11/4/2015	RRF	HRB2300	\$1,000.00
14966	VA GREATER LOS ANGELES HEALTHCARE SYS Hearing Board Case No. 5895-3 Facility under Stipulated Order for Abatement beginning April 1, 2015. Facility paid \$4,500 civil penalties and will pay \$1,000 thereafter for operation of three boilers during the terms of the Order for Abatement. Penalty covers July 2015.	1146	11/4/2015	RRF	HRB2301	\$1,000.00
14966	VA GREATER LOS ANGELES HEALTHCARE SYS Hearing Board Case No. 5895-3 Facility under Stipulated Order for Abatement beginning April 1, 2015. Facility paid \$4,500 civil penalties and will pay \$1,000 thereafter for operation of three boilers during the terms of the Order for Abatement. Penalty covers August 2015.	1146	11/4/2015	RRF	HRB2302	\$1,000.00
14966	VA GREATER LOS ANGELES HEALTHCARE SYS Hearing Board Case No. 5895-3 Facility under Stipulated Order for Abatement beginning April 1, 2015. Facility paid \$4,500 civil penalties and	1146	11/4/2015	RRF	HRB2303	\$1,000.00



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

---

will pay \$1,000 thereafter for operation of three boilers during the terms of the Order for Abatement. Penalty covers September 2015.

**TOTAL HEARING BOARD SETTLEMENTS:    \$13,300.00**

## **DISTRICT RULES AND REGULATIONS INDEX FOR NOVEMBER 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 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 431.1    Sulfur Content of Gaseous Fuels (*Amended 6/12/98*)
- 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 1105.1   Reduction of PM and Ammonia Emissions From Fluid Catalytic Cracking Units
- Rule 1110.2   Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines (*Amended 11/14/97*)
- Rule 1118    Emissions From Refinery Flares (*Adopted 2/13/98*)
- Rule 1146    Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators,  
and Process Heaters (*Amended 11/17/00*)
- Rule 1166    Volatile Organic Compound Emissions from Decontamination of Soil (*Amended 5/11/01*)
- Rule 1173    Fugitive Emissions of Volatile Organic Compounds (*Amended 5/13/94*)
- Rule 1176    Sumps and Wastewater Separators (*Amended 9/13/96*)
- Rule 1178    Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities (*Amended 4/7/06*)

## **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<sub>x</sub>) Emissions  
                    (*Amended 5/11/01*)

## **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

## **CODE OF FEDERAL REGULATIONS**

40 CFR – Protection of the Environment