

BOARD MEETING DATE: January 6, 2017

AGENDA NO. 9

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from November 1 through November 30, 2016, and legal actions filed by the General Counsel's Office from November 1 through November 30, 2016. 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 Filings

Attachments

November 2016 Penalty Report

Index of District Rules and Regulations

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

November 2016 Settlement Penalty Report

Total Penalties

Civil Settlements:	\$171,514.00
Civil Court Settlements:	\$7,500.00
Settlements including SEP Cash:	\$2,500.00
MSPAP Settlements:	\$18,515.00
Total Cash Settlements:	\$200,029.00
Total SEP Value:	\$7,500.00
Fiscal Year through November 2016 Cash Total:	\$876,990.20
Fiscal Year through November 2016 SEP Value Only Total:	\$10,500.00

Fac ID	Company Name	Rule Number	Settlement Date	Atty/Inv Initials	Notice Nbr	Total Settlement
CIVIL SETTLEMENTS:						
101656	AIR PRODUCTS AND CHEMICALS, INC.	2004, 2012	11/9/2016	NSF	P60358	\$3,000.00
119907	BERRY PETROLEUM COMPANY	2004	11/9/2016	WBW	P37243	\$1,000.00
156502	M & A INDUSTRIES	203(b), 461(c)(2)(B), 203(a), 203(b), 461(c)(2)(B) 41960.2 461, 41960.2 203(a), 203(b), 461(c) 41960.2 203(a), 203(b), 461(c)(2)(B) 461, 461(c)(2)(B)			P59307 P59316 P60056 P60839 P60846	\$3,000.00
141740	GORMAN UNION 76,SALPY SARAH TERLSIAN DBA Small Claims	203(a), 461(c)	11/9/2016	PH	P61285	\$1,200.00
142907	GREIF INDUSTRIAL PACKAGING & SERVS LLC	3003	11/1/2016	KCM	P62035	\$1,125.00
20197	LAC/USC MEDICAL CENTER	3002(c)(1)	11/28/2016	NSF	P60520	\$10,000.00
3029	MATCHMASTER DYEING & FINISHING INC	2004	11/8/2016	MJR	P57866	\$1,500.00
131732	NEWPORT FAB, LLC	2004 2012, 2012(e)(2)(B)	11/7/2016	BTG	P57089 P57647	\$27,000.00
126919	QUIKRETE OF SOUTHERN CALIFORNIA	203(a), 203(b), 1157	11/1/2016	WBW	P60675	\$15,000.00

Fac ID	Company Name	Rule Number	Settlement Date	Atty/Inv Initials	Notice Nbr	Total Settlement
15504	SCHLOSSER FORGE COMPANY	2004	11/1/2016	KCM	P60569	\$4,500.00
158144	SPECICHEM	1113, 1113(c)(1)	11/14/2016	KCM	P64801	\$62,089.00
166937	TNT C-STORE	461 (e) (2) 42402	11/14/2016	MJR	P64271 P64276	\$2,500.00
53729	TREND OFFSET PRINTING SERVICES INC	2004 2004, 2012, 3002(c)(1)	11/2/2016	KCM	P55675 P56329	\$29,900.00
73022	US AIRWAYS INC	2004 2004	11/1/2016	KCM	P55540 P62050	\$4,700.00
123867	VERIZON WIRELESS, SANTIAGO PEAK	203 (b) 203 (a) 203 (a)	11/9/2016	BTG	P59629 P59669 P59670	\$3,500.00
3197	WESLEY ALLEN INC	203, 1147	11/8/2016	NSF	P64003	\$1,500.00

Total Civil Settlements: \$171,514.00

Fac ID	Company Name	Rule Number	Settlement Date	Atty/Inv Initials	Notice Nbr	Total Settlement
Civil Court Settlement:						
158265	SUPER 8 GAS CORPORATION Orange County Superior Court No. 30-2016-00835341-CL-MC-CJC In addition to a cash penalty, three employees must attend two Rule 461 training classes.	203(b), 461 203(b), 206, 461 203(b), 461(c)(2)(b), 41960.2 461, 41960.2 461, 41960.2 461(c)(2)(b), 41960.2	11/17/2016	NSF	P61695 P61693 P61690 P59770 P59768 P59763	\$7,500.00

Total Civil Court Settlements: \$7,500.00

Settlements Including SEP:

119219	CHIQUITA CANYON LLC Cash: \$2,500; SEP: \$7,500 Terms of the SEP that the facility will develop and conduct three yearly training sessions beginning June 2016 through June 2018 and provide the District with proof of completed training sessions.	402, 41700	11/8/2016	NAS	P62612	\$10,000.00
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Total Settlements including SEP: \$10,000.00

Fac ID	Company Name	Rule Number	Settlement Date	Atty/Inv Initials	Notice Nbr	Total Settlement
MSAP Settlements:						
139282	7TH & VALLEY JOINT VENTURE/SHELL GAS STATION	461(c), 461(c)(2)(B), 41960.2	11/9/2016	TF	P64289	\$600.00
181770	ALISO CREEK SHELL	461(E)(2)(A)	11/8/2016	TF	P63041	\$375.00
181565	BEDON CONSTRUCTION	403 403	11/16/2016	TF	P56044 P56045	\$2,200.00
181190	BR PETROLEUM INC.	203 (a), 461	11/9/2016	JS	P64307	\$1,000.00
181190	BR PETROLEUM INC.	461(c), 41960.2	11/16/2016	JS	P64306	\$385.00
181528	CALIFORNIA SHOTCRETE	203 (a)	11/16/2016	JS	P63752	\$660.00
161901	CRESCENT CARWASH LLC	203 (b) 461(c)(2)(B), 461(c), 41960.2	11/16/2016	JS	P58295	\$245.00
183025	CTC EQUITY, INC.	203 (a)	11/8/2016	JS	P64295	\$360.00
85908	DOSHI'S ARCO, PRAKASH J. DOSHI	203 (b)	11/8/2016	GC	P61992	\$450.00
178707	GAREY 1 STOP, KATELLA FUEL	203(b), 461, 461(c), 41960.2 41954	11/16/2016	GC	P64316	\$800.00

Fac ID	Company Name	Rule Number	Settlement Date	Atty/Inv Initials	Notice Nbr	Total Settlement
		1147	11/8/2016	GC	P60421	\$850.00
44012	GOODMAN FOOD PROD INC.	1147	11/8/2016	GC	P63666	\$800.00
173901	IAM CORP ANAHEIM GROUP	203(a), 461, 461(c), 41960.2 461(c)(2)(B), 41954	11/16/2016	GV	P64319	\$1,000.00
162110	MEYMARIAN BROTHERS INC. DBA MIRACLE MILE	461(c)	11/9/2016	GV	P60086	\$800.00
145612	PETROTECHS	461(c)	11/9/2016	TF	P63108	\$1,650.00
157855	RAFI'S CHEVRON #10	461(c), 41960.2 461(c)(2)(B), 41954	11/8/2016	JS	P61286	\$330.00
175079	SAID'S MOBIL, FARIBA JAVAHERIAN	203(a), 461 (e) (1)	11/8/2016	GC	P64270	\$650.00
115206	SYLMAR ULTRAMAR/FASTOP FOOD STORE	202(b)	11/16/2016	JS	P64903	\$360.00
181435	THOUSAND PALMS MINI MART AND GASOLINE	203(a), 461(E)(2)(A)	11/9/2016	GV	P63209	\$850.00
131433	VALLEJO MINI MARKET & GAS STATION	461 (e) (1)	11/16/2016	GV	P64951	\$800.00
167392	VICTORY 76, KBC INVESTMENTS, INC.	201	11/9/2016	GV	P64906	\$450.00
178964	VILI GROUP INC	41960.2 461(c)(2)(A)	11/8/2016	GV	P64302	\$900.00
172399	WESTERN FUEL GROUP, INC. DBA ORANGETHORP	461(c), 41960.2 461(c)(2)(B)	11/9/2016	GV	P61998	\$550.00

Fac ID	Company Name	Rule Number	Settlement Date	Atty/Inv Initials	Notice Nbr	Total Settlement
151277	WILSHIRE CLEANERS	1421	11/16/2016	GV	P62906	\$950.00
155957	YU'S MPG INC, ALAN YU	461(E)(2)(A)	11/9/2016	GV	P64297	\$500.00
Total MSPAP Settlements: \$18,515.00						

DISTRICT RULES AND REGULATIONS INDEX FOR NOVEMBER 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 202 Temporary Permit to Operate (*Amended 5/7/76*)

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.*

REGULATION IV - PROHIBITIONS

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 461 Gasoline Transfer and Dispensing (*Amended 6/15/01*)

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1113 Architectural Coatings (*Amended 6/20/01*)

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 1421 Control of Perchloroethylene Emissions from Dry Cleaning Operations (*Amended 6/13/97*)

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*)
Rule 3003 Applications

CALIFORNIA HEALTH AND SAFETY CODE § 41700

41954 Compliance for Control of Gasoline Vapor Emissions
41960.2 Gasoline Vapor Recovery
41700 Violation of General Limitations