

BOARD MEETING DATE: December 1, 2017

AGENDA NO. 18

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of October 1 through October 31, 2017.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file this report.

Julie Prussack
Chairman of Hearing Board

DG

Two summaries are attached: **October 2017 Hearing Board Cases and Rules From Which Variances and Orders for Abatement Were Requested in 2017**. An Index of District Rules is also attached.

The total number of appeals filed during the period October 1 to October 31, 2017 is 0; and total number of appeals filed during the period of January 1 to October 31, 2017 is 3.

Report of October 2017 Hearing Board Cases

Case Name and Case No. (SCAQMD Attorney)	Rules	Reason for Petition/Hearing	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
1. Chevron Products Company Case No. 831-388 (S. Pruitt & N. Sanchez)	203(b) 2004(f)(1) 3002(c)(1)	Replacement of carbon units in carbon absorption system.	Not Opposed/Granted	RV granted commencing 10/26/2017 and continuing through 8/4/2018.	None
2. Orange County Sheriff's Department Case No. 6091-1 (N. Feldman)	203(b)	Petitioner has exceeded 200 hours on back-up generator.	Opposed/Granted	Ex Parte EV granted commencing 10/6/17 and continuing for 30 days or until the SV hearing currently scheduled for 10/25/17, whichever comes first.	ROG, NOx, and CO TBD by 10/25/17
3. Orange County Sheriff's Department Case No. 6091-1 (B. Tomasovic)	203(b)	Petitioner has exceeded 200 hours on back-up generator.	Not Opposed/Granted	SV granted commencing 10/25/17 and continuing through 1/3/18.	ROG: 1.5 lbs/day NOx: 1.5 lbs/day CO: 2.0 lbs/day
4. SCAQMD vs. Carlton Forge Works Case No. 6086-1 (N. Feldman)	N/A	Status Report/Modification	Stipulated/Modified	Mod. O/A issued 10/18/17.	N/A
5. SCAQMD vs. Rainbow Transfer/Recycling, Inc. Case No. 4394-2 (K. Manwaring)	N/A	Status Report/Modification	Stipulated/Modified	Mod. O/A extended through 5/31/18.	N/A
6. SCAQMD vs. Security Paving Co., Inc. Recycled Base Materials, Inc. Case No. 6073-1 (N. Feldman)	N/A	Status Report	No Action	Status hearing held.	N/A

Acronyms

CO: Carbon Monoxide
 EV: Emergency Variance
 Mod. O/A: Modification Order for Abatement
 NOx: Oxides of Nitrogen
 N/A: Not Applicable
 ROG: Reactive Organic Gases
 RV: Regular Variance
 SV: Short Variance
 TBD: To be determined

Rules from which Variances and Orders for Abatement were Requested in 2017

	2017	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions
# of HB Actions Involving Rules														
202(a)			1	1	1		1							4
203(a)		1	1	1	2									5
203(b)		6	4	6	3	3	5	4	3	1	3			38
401(b)(1)									1					1
402		2	2	3	1	1		1	1					11
403(d)(1)					1									1
403(d)(2)					1									1
403(d)(3)					1									1
442			2											2
461(e)(2)						1								1
461(e)(1)							1							1
461(e)(3)			1											1
1110.2								1	1					2
1110.2(d)(1)(B), Table II		1					1	1	1					4
1110.2(d)(1)(L)							1							1
1110.2(d)(2)(A)(ii)								1						1
1146							1							1
1147		1												1
1147(c)			1	1			1							1
1153.1(c)(3)						1								1
1153.1(c)(6)						1								1
1176(f)(3)		1												1
1470(c)(3)(C)(iii)			1											1
1703								1	1					2
2004(f)(1)		6	1	3	2	1		2	2		1			18
2011(c)(2)			1											1
2012(c)(2)(A)				1										1
2012(c)(3)(A)				1										1
3002							1							1
3002(a)			1											1
3002(c)(1)		3	4	4	2	1	1	4	2	1	1			23
H&S 41700		2	2	3	1	1		1	1					11

REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements

CALIFORNIA HEALTH AND SAFETY CODE

§41700 Prohibited Discharges

§41701 Restricted Discharges