

BOARD MEETING DATE: July 7, 2017

AGENDA NO. 19

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from May 1 through May 31, 2017, and legal actions filed the General Counsel's Office from May 1 through May 31, 2017. An Index of District Rules is attached with the penalty report.

COMMITTEE: Stationary Source, June 16, 2017, Reviewed

RECOMMENDED ACTION:

Receive and file this report.

Kurt R. Wiese  
General Counsel

KRW:lc

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<u>Civil Filings</u>	<u>Violations</u>
1. NIETO BROTHERS CORPORATION Los Angeles Superior Court Case No. BC662815; Filed: 5.25.17 (NAS) P59344, P60808 R. 203 – Permit to Operate R. 461 – Gasoline Transfer and Dispensing	2
2. SUPER 8 GAS CORPORATION Orange County Superior Court Case No. 3002017-00918692-CU-MC-CJC; Filed: 5.5.17 (NAS) P64952 R. 203 – Permit to Operate	1
3. WILLIAM MUSHARBASH dba FAIRPLEX CHEVEON Los Angeles Superior Court - Alhambra Courthouse Case No. 17AHSC03838, Filed: 5.17.17 (JS) P63120 R. 461 – Gasoline Transfer and Dispensing	1

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|----|---|---|
| 4. | AHED RABADI dba 4JR ENTERPRISES, INC. aka JR OIL<br>Los Angeles Superior Court - Alhambra Courthouse<br>Case No. 17AHSC03837, Filed: 5.17.17 (JS)<br>P64260<br>R. 461 – Gasoline Transfer and Dispensing  | 1 |
| 5. | ADNAN HELO dba HELO CHEVRON<br>Los Angeles Superior Court – Stanley Mosk Courthouse<br>Case No. 17STSC04537, Filed: 5.16.17 (JS)<br>P60077<br>R. 461 – Gasoline Transfer and Dispensing   | 1 |
| 6. | DEV KUMAR GOYAL dba SHAHKOT PETROLEUM, INC.<br>Los Angeles Superior Court – Harbor Justice Center<br>Case No. 30-2017-00920600-SC-HNB, Filed: 5.16.17 (JS)<br>P63040<br>R. 461 – Gasoline Transfer and Dispensing   | 1 |
| 7. | ROB VONARB dba SHOTCRETE SYSTEMS, INC.<br>Los Angeles Superior Court – Van Nuys Courthouse<br>Case No. 17VESC04405, Filed: 5.17.17 (JS)<br>P61907<br>R. 203 – Permit to Operate   | 1 |
| 8. | JOSEPH GEOULA dba SNOW WHITE CLEANERS<br>Los Angeles Superior Court - Van Nuys Courthouse<br>Case No. 17VESC04405, Filed: 5.16.17 (JS)<br>P62910<br>R. 203 – Permit to Operate<br>R. 1421 - Control of Perchloroethylene Emissions from Dry Cleaning Operations | 1 |

9 Violations

### **Attachments**

May 2017 Penalty Reports

Index of District Rules and Regulations

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

**May 2017 Settlement Penalty Report**

**Total Penalties**

Civil Cash Settlements:	\$93,415.00
SEP Settlements:	
(Cash)	\$60,000.00
(SEP non Cash)	\$39,500.00
MSPAP Cash Settlements:	\$24,335.00
Hearing Board Cash Settlements:	\$20,000.00
 Total Cash Settlements:	 \$197,750.00
 Fiscal Year through 5 / 2017 Cash Total:	 \$2,924,554.65
Fiscal Year through 5 / 2017 SEP Value Only Total:	\$50,000.00

Fac ID	Company Name	Rule Number	Settled Date	Initials	Notice Nbr	Total Settlement
<b>Civil Settlements</b>						
45489	ABBOTT CARDIOVASCULAR SYSTEMS, INC.	1146	5/9/2017	ML	P61187	\$1,000.00
157720	AMERICAN TWO WAY Associated with Hearing Board Case No. 5987-1	203 (a) 203(a),1470	5/23/2017	NAS	P56895 P61300	\$1,000.00
117140	AOC, LLC	3002(c)(1) 3003	5/2/2017	NSF	P62808	\$1,000.00
174618	ARCO #42036, TREASURE FRANCHISE COMPANY,	461, 41960.2 461(c)(2)(B)		WBW	P64331	\$7,000.00
179893	ARLON ELECTRONIC MAT'LS, DIV OF ROGERS C	3002, 3002(c)(1)	5/11/2017	NAS	P65502	\$15,000.00
166073	BETA OFFSHORE	1110.2, 2004, 3002 2004(f)(1), 2012 3002(c)(1)	5/25/2017	DH	P62950 P62951	\$7,900.00
125483	BISCOMERICA CORP	203, 222, 1146.2 1415, 1146.2	5/15/2017	NSF	P56720 P56723	\$6,500.00
23194	CITY OF HOPE MEDICAL CENTER	1146 3002(c)(1)	5/9/2017	ML	P57694	\$2,000.00
119267	CLARK CONSTRUCTION	1113(c)(1)	5/22/2017	NSF	P57294	\$1,000.00
178612	CP CONSTRUCTION WEST, INC	1403, 40CFR	5/18/2017	KCM	P61392	\$4,500.00

155877	MILLERCOORS, LLC	2012 2004, 2012	5/22/2017	WW	P60271 P60275	\$29,015.00
135460	ONTARIO GAS & FOOD, P BAINS&C SINGH DBA	3002 203(b), 461(c)(2)(B)	5/2/2017	NSF	P63100	\$2,500.00
7450	SANDBERG FURNITURE MFG CO INC	3002(c)(1) 3002(c)(1), 3003	5/2/2017	TRB	P62381 P62382	\$3,000.00
175340	BOTTLE COATINGS, INC	201, 1147 202(a), 203 (a) 201, 203(a), 1147	5/11/2017	MJR	P57464 P61720 P61719	\$12,000.00

**Total Civil Settlements: \$93,415.00**

#### **Settlements including SEP**

140373	AMERESCO CHIQUITA ENERGY LLC \$60,000 Cash; \$39,500 SEP - Beginning 4.26.17, Ameresco agrees to expend \$39,500 to remove an amount of sulfur from the fuel used at its plant equivalent to reducing SO2 emission by at least 6,000 pounds over three years. Ameresco will reconfigure existing fuel system equipment to create a sulfur removal system that will absorb sulfur compounds from the fuel used in its turbine generators. Ameresco agrees that if the 6,000 pound reduction is not accomplished after Ameresco has spend \$39,500, it will continue the SEP and provide any further necessary expenditures to assure the 6,000 pound reduction is achedieved.	203 3002	5/12/2017	MJR	P61359	\$99,500.00
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**Total Settlements including SEP: \$99,500.00**

**MSPAP**

176509	7_ELEVEN #34175/JAGROOP K. BAL	461	5/5/2017	GV	P63220	\$501.00
174659	ARCO #42045, TESORO REFINING & MKTG. CO.	203 (a)	5/10/2017	TF	P64654	\$1,001.00
174659	ARCO #42045, TESORO REFINING & MKTG. CO.	203 (a)	5/9/2017	TF	P64659	\$1,000.00
148892	BARTON PETROLEUM, INC.	203 (b), 461	5/9/2017	GC	P63210	\$500.00
176767	CEO-TO-GO INC.	202	5/9/2017	JS	P63158	\$480.00
172411	CLAREMONT GAS	203 (b), 461 461(c)(2)(B)	5/18/2017	TF	P63115	\$3,900.00
19194	EPPINK OF CALIFORNIA	3002(c)(1), 3003	5/9/2017	GC	P62385	\$950.00
122549	G & M OIL CO, LLC #93	461, 41960.2 461(c)(2)(B)	5/9/2017	GC	P65007	\$750.00
157879	G & M OIL CO. #189	203 (b), 461(c) 41960.2 461(c)(2)(B)	5/9/2017	GC	P63043	\$1,350.00
182653	G&M OIL CO., #48	461(c), 41960.2 461(c)(2)(B)	5/9/2017	GC	P64662	\$1,125.00
144522	JAUREGUI IMPORTS	203(b)	5/9/2017	GC	P59536	\$1,000.00
175762	JIMMY KONG	461	5/4/2017	GC	P61696	\$800.00

10827	JOHNSON MACHINERY CO	1110.2	5/9/2017	GC	P64167	\$1,000.00
10827	JOHNSON MACHINERY CO	1110.2	5/18/2017	GC	P64155	\$2,500.00
48185	KAISER FOUNDATION HOSPITAL	203 (a)	5/18/2017	GC	P64118	\$900.00
143710	LAUREL CANYON CHEVRON	461(e)(2)(C)	5/18/2017	JS	P60091	\$480.00
183200	LENNAR HOMES OF CALIFORNIA, INC	403(d)(1) 403(d)(2)	5/9/2017	TF	P59537	\$4,650.00
106708	NAKASE BROTHERS WHOLESALE NURSERY	461	5/18/2017	TF	P64066	\$300.00
136254	PICO RIVERA GASOLINE & CAR WASH	461	5/4/2017	TF	P64965	\$600.00
182680	QUALITY ASSURED COLLISION CENTER	203	5/4/2017	TF	P64214	\$550.00

**Total MSPAP Settlements: \$24,335.00**

#### Hearing Board Settlements

125609	LERETA CORP Hearing Board Case No. 6074-1		5/11/2017	NSF		\$20,000.00
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**Total Hearing Board Settlements: \$20,000.00**

## **DISTRICT RULES AND REGULATIONS INDEX FOR MAY 2017 PENALTY REPORTS**

### **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 222      Filing Requirements for Specific Emission Sources Not Requiring a Written permit Pursuant to Regulation II.  
(*Amended 5/19/00*)

### **REGULATION IV - PROHIBITIONS**

- 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 1110.2    Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines (*Amended 11/14/97*)
- Rule 1113      Architectural Coatings (*Amended 6/20/01*)
- 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

### **REGULATION XIV – TOXICS**

- Rule 1403      Asbestos Emissions from Demolition/Renovation Activities (*Amended 4/8/94*)
- Rule 1415      Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems (*Amended  
10/14/94*)
- 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)  
Rule 3003      Applications

**CALIFORNIA HEALTH AND SAFETY CODE § 41700**

41960.2      Gasoline Vapor Recovery

**CODE OF FEDERAL REGULATIONS**

40 CFR – Protection of the Environment