

BOARD MEETING DATE: June 2, 2017

AGENDA NO. 13

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of April 1 through April 30, 2017.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:  
Receive and file this report.

Edward Camarena  
Chairman of Hearing Board

DG

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Two summaries are attached: **April 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 April 1 to April 30, 2017 is 1; and total number of appeals filed during the period of January 1 to April 30, 2017 is 2.

## Report of April 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. Phillips 66 Company Case No. 4900-102 (M. Reichert)	203(b) 2004(f)(1) 3002(c)(1)	Extension of FCD, petitioner awaiting issuance of permit.	Not Opposed/Granted	RV granted commencing 4/18/17 and continuing through 8/16/17, the FCD.	None
2. SCAQMD vs. Aerocraft Heat Treating Co., Inc.; Anaplex Corp.; and Does 1-100 (Re: Anaplex only) Case No. 6066-1 (W. Wong)	402 H&S §41700	Status report.	Stipulated/Issued	The Hearing Board adopted and ordered Anaplex to adhere to a schedule for submittal of its outstanding applications for control equipment.	N/A
3. SCAQMD vs. Aerocraft Heat Treating Co., Inc.; Anaplex Corp.; and Does 1-100 (Re: Aerocraft only) Case No. 6066-1 (W. Wong)	N/A	Status report.	No Action	The Hearing Board received a status report regarding Aerocraft and determined no action was necessary to modify the O/A.	N/A
4. SCAQMD vs. Lereta, LLC Case No. 6074-1 (N. Feldman)	203(a)	Respondent operating noncompliant emergency generator ICE.	Stipulated/Issued	O/A issued commencing 4/19/17; the Hearing Board shall retain jurisdiction over this matter until 1/31/18.	N/A
5. SCAQMD vs. Security Paving Co., Inc.; Recycled Base Materials, Inc. Case No. 6073-1 (N. Feldman)	203(b) 403(d)(1) 403(d)(2) 403(d)(4)	Dust from rock crushing operation.	Stipulated/Issued	O/A issued commencing 4/12/17; the Hearing Board shall retain jurisdiction over this matter until 3/30/18.	N/A
6. SCAQMD vs. Waste Management Recycling and Disposal Services of California, Inc. Case No. 3824-14 (N. Feldman)	203(a)	Extension of FCD while respondent awaits permit issuance from city.	Stipulated/Issued	Mod. O/A issued commencing 4/25/17 and continuing through 9/1/17; the Hearing Board shall continue to retain jurisdiction over this matter until 3/30/18.	N/A
7. Torrance Refining Company LLC Case No. 6060-8 (D. Hsu, N. Sanchez & N. Feldman)	202(a) 203(b) 2004(f)(1) 3002(c)(1)	Petitioner must disconnect control equipment for maintenance.	Not Opposed/Granted	SV & AOC granted for a 10-day period and a 30- day period between 4/29/17 and 7/1/17.	None

### Acronyms

AOC: Alternative Operating Condition  
 FCD: Final Compliance Date  
 H&S: Health & Safety Code  
 ICE: Internal Combustion Engine

MFCD/EXT: Modification of a Final Compliance Date and  
 Extension of a Variance  
 Mod. O/A: Modification of Order for Abatement

O/A: Order for Abatement  
 SV: Short Variance  
 RV: Regular Variance



**DISTRICT RULES AND REGULATIONS INDEX  
FOR 2017 HEARING BOARD REPORT**

**REGULATION II – PERMITS**

Rule 202      Temporary Permit to Operate  
Rule 203      Permit to Operate

**REGULATION IV – PROHIBITIONS**

Rule 402      Nuisance  
Rule 403      Fugitive Dust  
Rule 442      Usage of Solvents  
Rule 461      Gasoline Transfer and Dispensing

**REGULATION XI - SOURCE SPECIFIC STANDARDS**

Rule 1110.2   Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines  
Rule 1147      NOx Reductions from Miscellaneous Sources  
Rule 1176      Sumps and Wastewater Separators

**REGULATION XIV – TOXICS**

Rule 1470      Requirements for Stationary Diesel-Fueled Internal Combustion and Other Ignition Engines

**REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)**

Rule 2004      Requirements  
Rule 2011      Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Sulfur (SOx) Emissions  
Rule 2012      Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

**REGULATION XXX - TITLE V PERMITS**

Rule 3002      Requirements  
Rule 3003      Applications

**CALIFORNIA HEALTH AND SAFETY CODE**

§41700      Prohibited Discharges