

BOARD MEETING DATE: March 3, 2017

AGENDA NO. 18

REPORT: Civil Filings and Civil Penalties Report

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

COMMITTEE: Stationary Source, February 17, 2017, Reviewed

RECOMMENDED ACTION:  
Receive and file this report.

Kurt R. Wiese  
General Counsel

KRW:lc

---

No Civil Filings

**Attachments**

January 2017 Penalty Reports

Index of District Rules and Regulations

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

**January 2017 Settlement Penalty Report**

**Total Penalties**

<b>Civil Settlements:</b>	<b>\$404,149.45</b>
<b>MSPAP Settlements:</b>	<b>\$21,814.00</b>
<b>Total Cash Settlements:</b>	<b>\$425,963.45</b>
<b>Total SEP Value:</b>	<b>\$0.00</b>
<b>Fiscal Year through 1 / 2017 Cash Total:</b>	<b>\$2,127,994.65</b>
<b>Fiscal Year through 1 / 2017 SEP Value Only Total:</b>	<b>\$10,500.00</b>

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
<b>Civil Settlements</b>						
175226	ANITA'S MEXICAN FOOD CORPORATION	202 42401 42402	1/11/2017	BTG	P62046  P62047	\$100,000.00
122861	B & M TEAR OFF	1403	1/5/2017	RRF	P53087	\$5,000.00
800181	CALIFORNIA PORTLAND CEMENT CO	203(a) 203(a)	1/19/2017	NSF	P59274 P59275	\$30,000.00
155587	B & D CONSTRUCTION CO, INC	1150	1/18/2017	TRB	P49168	\$2,500.00
177679	COMSTOCK GAGE LLC	1150			P49169	
117225	EQUILON ENTER. LLC, SHELL OIL PROD. U S	462	1/5/2017	BTG	P59378	\$10,000.00
178389	FANTASY GRANITE	403	1/17/2017	MJR	P58279	\$1,000.00
157359	HENKEL ELECTRONIC MATERIALS, LLC	2004(f)(1) 3002(c)(1)	1/24/2017	NSF	P57871	\$17,500.00
172755	MARTIN ENTERPRISES	3002	1/26/2017	VKT	P64354	\$500.00
12372	MISSION CLAY PRODUCTS	2012 2004	1/23/2017	SH	P57869 P60558	\$3,000.00
114997	RAYTHEON COMPANY	2004	1/12/2017	WBW	P60566	\$1,700.00
170855	WALMART	1143	1/17/2017	WBW	P60341	\$52,949.45

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
178832	WEST MARINE	1106.1 1113 1143		BTG	P61805	\$180,000.00
<b>Total Civil Settlements: \$404,149.45</b>						
<b>MSPAP Settlements</b>						
110411	ARCO DLR, G & H GAS STATION	461(E)(2)(A)	1/10/2017	GC	P64322	\$300.00
167341	AVENUE 64 FUEL SERVICE	203 (b)	1/3/2017	JS	P64266	\$770.00
44374	CHEVRON DLR, MARWAN JIZRAWI DBA	203 (a)	1/3/2017	JS	P63216	\$600.00
169471	CIRCLE K STORES INC., HWMH, INC. SITE 22	203 (b) 41960.2 461(c) 461(c)(2)(B)	1/18/2017	JS	P63044	\$5,400.00
68042	CORONA ENERGY PARTNERS, LTD	2004(f)(1) 201 3002	1/26/2017	JS	P64407	\$1,100.00
173672	EZ FUEL AND EZ FOOD MART NAEEM ULLAH KHA	203	1/10/2017	GC	P36743	\$344.00
150573	LUIS BODY SHOP	109, 203	1/25/2017	TF	P63663	\$750.00
120149	NICKEY PETROLEUM, NICKEY CARD LOCK, DBA	461(E)(2)(A)	1/25/2017	TF	P64332	\$1,100.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
170305	PROPEL FUELS	203 (b)	1/26/2017	TF	P61997	\$4,000.00
170305	PROPEL FUELS	203 (b)	1/26/2017	TF	P64953	\$500.00
137099	RD 786, INC.	203 (b) 203 (b), 461	1/18/2017	TF	P60085 P63059	\$2,250.00
150075	RIVERGRADE SERVICE STATION, LP	461(E)(2)(A)	1/3/2017	TF	P64292	\$1,650.00
164420	SANTA MONICA SHELL	461(c)(2)(B)	1/3/2017	TF	P60088	\$1,050.00
63249	THE VONS CO INC	1146 203(b)	1/18/2017	GV	P60528	\$1,700.00
155393	WEST HILLS 76	41960.2 461(c)	1/3/2017	GV	P64902	\$300.00

**Total MSPAP Settlements: \$21,814.00**

**DISTRICT RULES AND REGULATIONS INDEX  
FOR DECEMBER 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*)

**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*)  
Rule 462 Organic Liquid Loading

**REGULATION XI - SOURCE SPECIFIC STANDARDS**

Rule 1106.1 Pleasure Craft Coating Operations  
Rule 1113 Architectural Coatings  
Rule 1143 Consumer Paint Thinners and Multi-Purpose Solvents  
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 1150 Excavation of Landfill Sites

**REGULATION XIV – TOXICS**

Rule 1403 Asbestos Emissions from Demolition/Renovation Activities

**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**

41960.2 Gasoline Vapor Recovery

42401 Violation of Order for Abatement

42402 Violation of Emission Limitations – Civil Penalty