

BOARD MEETING DATE: November 3, 2017

AGENDA NO. 15

REPORT: Hearing Board Report

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

COMMITTEE: No Committee Review

RECOMMENDED ACTION:

Receive and file this report.

Julie Prussack
Chairman of Hearing Board

DG

Two summaries are attached: **September 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 September 1 to September 30, 2017 is 0; and total number of appeals filed during the period of January 1 to September 30, 2017 is 3.

Report of September 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. SCAQMD vs. Carlton Forge Works Case No. 6086-1 (D. Hsu & N. Feldman)	N/A	Status report	Stipulated/Issued	The Hearing Board adopted and ordered Respondent to adhere to the schedule outlined in an addendum to the O/A.	N/A
2. SCAQMD vs. Torrance Refining Company LLC Case No. 6060-5 (D. Hsu & K. Manwaring)	N/A	Status report	No Action	The Hearing Board received a status report and determined no action was necessary to modify the O/A.	N/A
3. U.S. Government, Department of Navy Case No. 4518-9 (M. Reichert)	203(b) 3002(c)(1)	One of two ICEs has exceeded and the other is expected to exceed annual permitted hours of operation.	Not Opposed/Granted	RV granted commencing 9/19/17 and continuing through 12/31/17, the FCD.	<u>Device D227</u> PM10: .2 lb/total HC: 1.2 lbs/total NOx: 11.3 lbs/total CO: 229.4 lbs/total <u>Device D228</u> PM10: .4 lb/total HC: 2.1 lbs/total NOx: 19.2 lbs/total CO: 390 lbs/total

Acronyms

CO: Carbon Monoxide
 FCD: Final Compliance Date
 H&S: Health & Safety Code
 HC: Hydrocarbons
 ICE: Internal Combustion Engine
 NOx: Oxides of Nitrogen
 O/A: Order for Abatement
 PM10: Particulate Matter ≤ 10 microns
 RV: Regular Variance

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				35
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					17
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				22
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