

BOARD MEETING DATE: November 3, 2017

AGENDA NO. 16

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from September 1 through September 30, 2017, and legal actions filed by the General Counsel's Office from September 1 through September 30, 2017. An Index of District Rules is attached with the penalty report.

COMMITTEE: Stationary Source, October 20, 2017, Reviewed

RECOMMENDED ACTION:  
Receive and file this report.

Kurt R. Wiese  
General Counsel

KRW:lc

---

<u>Civil Filings</u>	<u>Violations</u>
1. MAHMOOD KIBRIYA dba MK FAIRVIEW 76 Superior Court of California, County of Orange Small Claims Court Case No. 30-2017-00941542-SC-SC-CJC; Filed: 9.26.17 (JS) P61972 and P63003 R. 203 – Operating Without a Valid Permit to Operate R. 461 – Gasoline Transfer and Dispensing	2

2 Violations

**Attachments**

September 2017 Penalty Reports  
Index of District Rules and Regulations

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

**September 2017 Settlement Penalty Report**

**Total Penalties**

<b>Civil Settlements:</b>	<b>\$188,950.00 (includes \$31,000.00 cash SEP)</b>
<b>SEP Value:</b>	<b>\$70,000.00</b>
<b>Self-Reported Settlements:</b>	<b>\$13,500.00</b>
<b>MSPAP Settlements:</b>	<b>\$29,925.00</b>
<b>Total Cash Settlements:</b>	<b>\$232,375.00</b>
<b>Total SEP Value:</b>	<b>\$70,000.00</b>
<b>Fiscal Year through 9 / 2017 Cash Total:</b>	<b>\$2,218,875.97</b>
<b>Fiscal Year through 9 / 2017 SEP Value Only Total:</b>	<b>\$1,120,000.00</b>

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
<b>Civil Settlements</b>						
174406	ARLON GRAPHICS LLC	2004(f)(1) 2004, 2012 2012, 2012(e)(2)(B)	9/19/2017	NAS	P62508 P64460	\$3,000.00
130924	COLOR SCIENCE INC	203(b)	9/5/2017	DH	P63856	\$11,000.00
135298 53213	MODIFIED PLASTICS	203 (b) 203(b)	9/4/2017	DH	P63854 P63855	\$11,000.00
146633	MONROVIA COLLISION CTR, HRK INDUSTRIES	1151(e)(1)	9/6/2017	BST	P65553	\$900.00
52753	OC WASTE & RECYCLING, PRIMA DESHECHA	3002, 3003 3002, 3003 3002, 3003 3002, 3003 3002, 3003	9/13/2017	KCM	P63066 P63067 P63068 P63069 P63073	\$3,750.00
69454	PRECISION AEROSPACE CORP	203(a), 203(b), 1146.2 203 (b)	9/11/2017	NAS	P61435 P62000	\$50,000.00
8547	QUEMETCO INC	1420.1 201, 3002 3002 3002 2012	9/28/2017	NSF	P49173 P52406 P61067 P61071 P64402	\$37,000.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
20203	RECYCLE TO CONSERVE INC.	2004	9/4/2017	SH	P57868	\$500.00
32840	ROYAL TRUCK BODY INC	3002 3003	9/26/2017	MJR	P52996	\$1,500.00
1334	SOC-CO PLASTIC COATING CO \$9000 suspended until October 2019 if facility violates District rule.	3003 3002(c)(1) 1147, 222, 3002	9/26/2017	BST	P62028 P63950 P65501	\$12,000.00
158265 163592	SUPER 8 GAS CORPORATION	203 461 203 (b)	9/29/2017	NSF	P63222 P63224 P64952	\$12,000.00
150604	SWEISS PETROL Small Claims Case No. 17VESCO6677	461(c), 41954, 41960.2	9/21/2017	JS	P61281	\$300.00
11119	THE GAS CO./ SEMPRA ENERGY	2004 2004	9/12/2017	KCM	P37244 P59394	\$10,000.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
140519	Z & R OIL COMPANY Hearing Board Case No. 5464-4	203(b), 461, 461(c)(2)(B) 403, 461 203 (b), 461(c), 41960.2 203(b), 461(c)(1)(A) 461(c)(2)(B) 42401 42401 461 461(c)(2)(B)		WW	P35779 P61959 P61962 P61980  P61985 P61988 P62235 P62337	\$5,000.00

**Total Civil Settlements: \$157,950.00**

**Supplemental Environmental Project Settlement**

20061	RAINBOW ENVIRONMENTAL SERVICES Cash: \$31,000.00; SEP: \$70,000.00 Facility's reimbursement to the District for fenced-line PM monitoring project with an expected date of May 2018	402 41700 42401 402 41700	9/7/2017	KCM	P61572  P63159 P64516	\$101,000.00
-------	---	---------------------------------------	----------	-----	--------------------------------	--------------

**Total SEP Settlement: \$101,000.00**

**Self-Reported Settlements**

139938	SUNSHINE GAS PRODUCERS LLC	3003	9/5/2017	SH		\$13,500.00
--------	----------------------------	------	----------	----	--	-------------

**Total Self-Reported Settlement: \$13,500.00**

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
<b>MSPAP Settlements</b>						
178441	AGROMIN OC CHINO GREEN MATERIAL COMPOST	403	9/1/2017	GV	P65357	\$800.00
7235	ANNANDALE GOLF CLUB	203 (b), 461	9/29/2017	JS	P64125	\$2,125.00
183276	ATWOOD SALES	403(d)(1), 403(d)(2)	9/6/2017	JS	P63859	\$5,500.00
181506	BROOKDALE CHERRY HILLS	203 (a), 222	9/6/2017	JS	P59689	\$4,000.00
161083	DREAMS OIL COMPANY INC	461	9/6/2017	GC	P64964	\$500.00
176907	L & G PORTABLE CRUSHING & MATERIALS, INC	203 (a) 203 (b) 403 403(d)(2)	9/6/2017	TF	P61522	\$5,600.00
139750	NOHL RANCH MINIMART	461	9/6/2017	TF	P64971	\$850.00
85487	PASADENA AUTO WASH	461, 461(c)(2)(B), 41960.2	9/26/2017	TCF	P65025	\$550.00
37376	PEEK FAMILY COLONIAL FUNERAL HOME	203	9/6/2017	TF	P64221	\$1,000.00
108901	QWIK STOP, ALI YASIN DBA	461	9/6/2017	TF	P63221	\$750.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
177304	SUNSET FAIRFAX MOBIL	41960.2 461(c)	9/6/2017	GC	P60092	\$700.00
84273	TEVA PARENTERAL MEDICINES, INC	3002(c)(1)	9/19/2017	GV	P64073	\$850.00
178125	THE CULVER STUDIOS OWNER, LLC	203, 1415	9/19/2017	JS	P63679	\$2,000.00
183536	UNIVERSAL INTERMODAL SERVICES	403(d)(1) 403(d)(2)	9/6/2017	GV	P59542	\$1,600.00
11034	VEOLIA ENERGY LOS ANGELES, INC	2004	9/19/2017	GV	P62078	\$850.00
167392	VICTORY 76, KBC INVESTMENTS, INC.	461, 41960	9/6/2017	GV	P64916	\$650.00
178695	VIRAMONTES EXPRESS	403	9/1/2017	GV	P65358	\$800.00
121477	WEST ED	222	9/19/2017	GV	P64224	\$800.00

**Total MSPAP Settlements: \$29,925.00**

**DISTRICT RULES AND REGULATIONS INDEX  
FOR SEPTEMBER 2017 PENALTY REPORT**

**REGULATION II – PERMITS**

- Rule 201 Permit to Construct (*Amended 1/5/90*)
- 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

**REGULATION IV - PROHIBITIONS**

- Rule 402 Nuisance (*Adopted 5/7/76*)
- Rule 403 Fugitive Dust
- Rule 461 Gasoline Transfer and Dispensing (*Amended 6/15/01*)

**REGULATION XI - SOURCE SPECIFIC STANDARDS**

- 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 (*9/08*)
- Rule 1151 Motor Vehicle and Mobile Equipment Non-Assembly Line Coating Operations (*Amended 12/11/98*)

**REGULATION XIV – TOXICS**

- Rule 1415 Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems
- Rule 1420.1 Emissions Standards for Lead from Large Lead-Acid Battery Recycling Facilities

**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 (*Amended 3/16/01*)



**CALIFORNIA HEALTH AND SAFETY CODE § 41700**

41700	Violation of General Limitations
41954	Compliance for Control of Gasoline Vapor Emissions
41960.2	Gasoline Vapor Recovery
42401	Violation of Order for Abatement