

BOARD MEETING DATE: October 6, 2017

AGENDA NO. 18

REPORT: Civil Filings and Civil Penalties Report

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

COMMITTEE: Stationary Source, September 15, 2017, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

	<u>Civil Filings</u>	<u>Violations</u>
1. SWEISS PETROL INC. Van Nuys Courthouse East Small Claims Court Case No. 17VESC06677; Filed: 8.1.17 (JS) P61281 R. 461 – Gasoline Transfer and Dispensing		1

1 Violation

Attachments

July and August 2017 Penalty Reports
Index of District Rules and Regulations

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

July 2017 Settlement Penalty Report

Total Penalties

Civil Settlements:	\$1,595,650.97	(includes \$50,000 cash SEP)
SEP Value:	\$50,000.00	
MSPAP Settlements:	\$33,650.00	
Total Cash Settlements:	\$1,679,300.97	
Total SEP Value:	\$50,000.00	
Fiscal Year through 7 / 2017 Cash Total:	\$1,679,300.97	
Fiscal Year through 7 / 2017 SEP Value Only Total:	\$50,000.00	

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil						
178452	888 HILGARD	1403	7/26/2017	ML	P60161	\$1,500.00
800196	AMERICAN AIRLINES INC	2012	7/18/2017	TRB	P54983	\$500.00
49111	BROWNING-FERRIS IND, SUNSHINE CANYON LANDFILL Hearing Board Case No. 3448-14	402, 41700	7/19/2017	NAS	P57748	\$1,344,000.97
		402, 41700			P57749	
		402, 41700			P60159	
		402, 41700			P61360	
		402, 41700			P61361	
		402, 41700			P61362	
		402, 41700			P61363	
		402, 41700			P61364	
		402, 41700			P61365	
		402, 41700			P61366	
		402, 41700			P61369	
		402, 41700			P61370	
		402, 41700			P61371	
		402, 41700			P61372	
		402, 41700			P61373	
		402, 41700			P61374	
		402, 41700			P61375	
		402, 41700			P61376	
		402, 41700			P61377	
		402, 41700			P61378	
		402, 41700			P61381	
		402, 41700			P61382	
		402, 41700			P61383	
		402, 41700			P61385	
		402, 41700			P61386	
		402, 41700			P61387	
		402, 41700			P61388	

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil		402, 41700			P61389	
		402, 41700			P61390	
		402, 41700			P61393	
		402, 41700			P61394	
		402, 41700			P61395	
		402, 41700			P61396	
		402, 41700			P61397	
		402, 41700			P61398	
		402, 41700			P61399	
		402, 41700			P62600	
		402, 41700			P62601	
		402, 41700			P62602	
		402, 41700			P62603	
		402, 41700			P62604	
		402, 41700			P62605	
		402, 41700			P62606	
		402, 41700			P62607	
		402, 41700			P62608	
		402, 41700			P62609	
		402, 41700			P62610	
		402, 41700			P62611	
		402, 41700			P62613	
		402, 41700			P62614	
		402, 41700			P62615	
		402, 41700			P62616	
		402, 41700			P62617	
		402, 41700			P62619	
		402, 41700			P62620	
		402, 41700			P62621	
		402, 41700			P62622	
		402, 41700			P62623	
		402, 41700			P62626	

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil						
		402, 41700			P62627	
		402, 41700			P62628	
		402, 41700			P62629	
		402, 41700			P62630	
		402, 41700			P62631	
		402, 41700			P62632	
		402, 41700			P62633	
		402, 41700			P62634	
		402, 41700			P62635	
		402, 41700			P62636	
		402, 41700			P62637	
		402, 41700			P62638	
		402, 41700			P62639	
		402, 41700			P62640	
		402, 41700			P62641	
		402, 41700			P62642	
		402, 41700			P62643	
		402, 41700			P62647	
		402, 41700			P62648	
		402, 41700			P62649	
		402, 41700			P63350	
		402, 41700			P63356	
		402, 41700			P63357	
		402, 41700			P63358	
		402, 41700			P63361	
		402, 41700			P63362	
		402, 41700			P63363	
		402, 41700			P63364	
		402, 41700			P64565	
		402, 41700			P64702	
		402, 41700			P64703	
		402, 41700			P64704	

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil		402, 41700			P64705	
		402, 41700			P64706	
		402, 41700			P64707	
		402, 41700			P64708	
		402, 41700			P64709	
		402, 41700			P64710	
		402, 41700			P64711	
		402, 41700			P64712	
		402, 41700			P64713	
		402, 41700			P64714	
		402, 41700			P64716	
		402, 41700			P64718	
		402, 41700			P64719	
		402, 41700			P64720	
		402, 41700			P64721	
		402, 41700			P64722	
		402, 41700			P64723	
		402, 41700			P64724	
		402, 41700			P64725	
		402, 41700			P64726	
		402, 41700			P64727	
		402, 41700			P64728	
		402, 41700			P64729	
		402, 41700			P64730	
		402, 41700			P64731	
		402, 41700			P64732	
		402, 41700			P64733	
		402, 41700			P64734	
		402, 41700			P64735	
		402, 41700			P64736	
		402, 41700			P64737	
		402, 41700			P64738	

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil						
		402, 41700			P64739	
		402, 41700			P64741	
		402, 41700			P64742	
		402, 41700			P64743	
		402, 41700			P64744	
		402, 41700			P64745	
		402, 41700			P64746	
		402, 41700			P64747	
		402, 41700			P64748	
63180	DARLING INGREDIENTS INC.	2004(f)(1)	7/5/2017	TRB	P56339	\$7,500.00
		2004(f)(1)			P56340	
178692	DISCOVERY CUBE LOS ANGELES	203 (a), 222, 1415	7/5/2017	NSF	P60868	\$3,000.00
		203 (a), 222, 1415			P60871	
153033	GEORGIA-PACIFIC CORRUGATED LLC	2004	7/5/2017	VKT	P62057	\$3,000.00
171204	HASHIM SAYEED	203 (b)	7/11/2017	TRB	P58292	\$21,000.00
		203 (b)			P58296	
122744	HELO CHEVRON Small Claims	461, 461(e)(2)(C)	7/12/2017	JS	P60077	\$900.00
		461, 461(e)(2)(C)			P60082	
131554	J2 GLOBAL COMMUNICATIONS INC. Los Angeles Superior Court Case No. BC657755	1470	7/24/2017	NAS	P59370	\$5,000.00
800429	KAISER FOUNDATION HOSPITAL	1146, 3002(c)(1)	7/25/2017	KCM	P62492	\$3,050.00
		3002(c)(1)			P62498	

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil						
170208	KND DEVELOPMENT 55, LLC DBA KINDRED HOSPITAL	1146.2	7/20/2017	NSF	P62018	\$84,000.00
		222, 1146.2			P64150	
176952	MERCEDES_BENZ WEST COAST CAMPUS	2004	7/5/2017	SH	P60555	\$500.00
178222	OP TECH	1403	7/26/2017	ML	P60160	\$250.00
136	PRESS FORGE CO	2004(f)(1)	7/25/2017	TRB	P57867	\$10,000.00
158460	PRISTINE CLEANERS	203 (a)	7/20/2017	NSF	P60872	\$750.00
		203 (a)			P61306	
		203 (a)			P61307	
174342	SANTA FE LOFTS	203(a), 1470	7/13/2017	MJR	P59363	\$4,000.00
		203(a), 1470			P59364	
89731	SANTOSHI CORP, ALUM-A-COAT	1146.2	7/17/2017	TRB	P60523	\$2,500.00
105719	SNOW WHITE CLEANERS	203 (a), 1421	7/20/2017	JS	P62910	\$200.00
92231	SOUTH GATE CITY	461	7/19/2017	MJR	P63504	\$2,000.00
174655	TESORO REFINING & MARKETING CO, LLC	3002(c)(1)	7/26/2017	NSF	P45972	\$80,000.00
800436	TESORO REFINING AND MARKETING CO	401(b)(1)(B), 1118			P58227	
		3002(c)(1)				
181943	THE PAVILION AT SUNNY HILLS	203 (a), 222		NAS	P60680	\$13,000.00
		203 (a), 222			P60681	

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil						
3337	UNION PACIFIC RAILROAD	1155, 1470 203 (b), 401, 461	7/17/2017	TRB	P62372	\$9,000.00

Total Civil Settlements: \$1,595,650.97

Settlements Including SEP:

99119	INTERPLASTIC CORP Cash \$50,000; SEP: \$50,000 Voluntary VOC emission reduction project to connect the facility's dicyclopentadiene (DCPD) tank and unloading facilities to a vapor control system.	203(b), 1147	7/24/2017	NAS	P60264	\$100,000.00
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Total Settlements including SEP: \$100,000.00

MSPAP Settlements:

147767	AG SEAL BEACH, LLC	203	7/6/2017	JS	P64216	\$1,650.00
158101	ALFITRANO CLEANERS	203 (a)	7/26/2017	JS	P63756	\$750.00
175151	BILABOB, INC.	461, 41960.2	7/13/2017	JS	P65705	\$550.00
96962	BRAGG INVESTMENT CO INC,BRAGG CRANE SVC.	461	7/13/2017	JS	P64018	\$825.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
75320	BURBANK GLENDALE PAS. AIRPORT AUTHORITY	203 (b), 461 461 (e) (2)	7/26/2017	JS	P62499	\$3,300.00
184271	C G LANDSCAPE INC	203(a)	7/6/2017	JS	P65651	\$550.00
140400	CITY OF RANCHO CUCAMONGA	1470	7/6/2017	TF	P63958	\$450.00
87998	DYE TECHNIQUE/ST. JOHN KNITS DBA	1146		GV	P64070	\$1,900.00
94998	GAGE CANAL COMPANY	1110.2	7/6/2017	GC	P64161	\$1,225.00
170730	LYON'S SERVICE	203	7/6/2017	TCF	P64911	\$400.00
171863	NIKKU ENTERPRISES	461	7/13/2017	TF	P64966	\$275.00
184122	ONESTOP SHOPPE	203	7/13/2017	TF	P63223	\$1,000.00
180446	PASEA HOTEL AND SPA	222, 1415	7/13/2017	TF	P63860	\$1,400.00
172998	PASSPORT FOOD GROUP, LLC	202(a)	7/13/2017	TF	P59538	\$550.00
183953	S & L FOOTHILL GAS	461 (e) (2)	7/6/2017	GV	P65015	\$800.00
148736	SONU AND TONY CORPORATION, INC.	203(a), 203 (b), 461	7/6/2017	GV	P64667	\$1,100.00
181526	STATE OF CALIFORNIA	203 (a)	7/26/2017	GV	P64170	\$5,000.00
152044	TESORO SO COAST CO LLC, S KIM MAIN ST	461, 41960.2	7/13/2017	TF	P65701	\$550.00
94997	THE GAGE CANAL COMPANY	1110.2	7/6/2017	GC	P62036	\$2,600.00
95000	THE GAGE CANAL COMPANY	1110.2	7/6/2017	GC	P64162	\$1,225.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
94999	THE GAGE CANAL COMPANY	1110.2	7/6/2017	GC	P62037	\$1,225.00
94996	THE GAGE CANAL COMPANY	1110.2	7/6/2017	GC	P62038	\$1,225.00
183928	UPPER SAN GABRIEL VALLEY MUNICIPAL WATER	201, 203 (a), 1470	7/6/2017	GV	P64127	\$2,100.00
178589	WOODLAND HILLS 76	461, 41960	7/6/2017	GV	P64908	\$2,000.00
178589	WOODLAND HILLS 76	203(a), 461(c)(2)(B), 41954 41960.2	7/13/2017	GV	P61284	\$1,000.00

Total MSPAP Settlements: \$33,650.00

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

August 2017 Settlement Penalty Report

Total Penalties

Civil Settlements:	\$271,275.00 (includes \$23,000 cash SEP)
SEP Value:	\$1,000,000.00
Self-Reported Settlements:	\$2,350.00
MSPAP Settlements:	\$33,575.00
Total Cash Settlements:	\$307,200.00
Total SEP Value:	\$1,000,000.00
Fiscal Year through 8 / 2017 Cash Total:	\$1,986,500.97
Fiscal Year through 8 / 2017 SEP Value Only Total:	\$1,050,000.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
Civil Settlements						
173008	AMERICAN PREMIUM GASOLINE	203 (b) 41954, 41960.2 461(e)(2), 461(c), 461(c)(2)(B)	8/16/2017	TRB	P64269	\$1,925.00
800205	BANK OF AMERICA NT & SA, BREA CENTER	2012	8/10/2017	SH	P59270	\$750.00
138689	CALTRANS DISTRICT 7 HEADQUARTERS	203(b), 1146.1	8/17/2017	DH	P64119	\$6,100.00
1744	KIRKHILL - TA COMPANY	2004(f)(1) 3002(c)(1), 3003 3002(c)(1)	8/16/2017	DH	P64459 P64462	\$16,000.00
182503	MSE TECHNOLOGIES, LLC	442	8/15/2017	NSF	P62909	\$150,000.00
12428	NEW NGC, INC.	2004 3002(c)(1) 2012	8/17/2017	SH	P14152 P59272 P60268	\$3,500.00
160499	NIETO'S STATION LA Superior Court Case No. BC662815	203(b), 461(c)(2)(B) 203 (b) 461(c)(2)(B)	8/10/2017	NAS	P59344 P60808	\$4,200.00
113329	ONE HUNDRED TOWERS LLC, CENTURY PLAZA	1415, 1146, 1470 1146	8/10/2017	SH	P60661 P60664	\$12,500.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
173108	SILVER CREEK INDUSTRIES, INC	3002(c)(1) 3002(c)(1)	8/17/2017 8/10/2017	MJR	P64151 P64166	\$2,500.00
43201	SNOW SUMMIT INC	2004(f)(1) 3002(c)(1) 2004, 3002	8/7/2017	NAS	P59271 P64355	\$5,000.00
120801	STARR SURGICAL CO	203(b), 1470	8/7/2017	NSF	P60526	\$30,000.00
19390	SULLY-MILLER CONTRACTING CO.	2004 2004	8/8/2017	TRB	P52199 P60565	\$6,000.00
129497	THUMS LONG BEACH CO	2004	8/1/2017	TRB	P57076	\$5,000.00
14966	U S GOV'T, V A MEDICAL CENTER, WEST L A	3003	8/2/2017	DH	P62914	\$500.00
14966	VA GREATER LOS ANGELES HEALTHCARE SYS	3002	8/2/2017	DH	P62915	\$4,300.00

Total Civil Settlements: \$248,275.00

Settlements including SEP

346	FRITO-LAY, INC. Cash: \$23,000; SEP: \$1,000,000.00 Facility shall remove six heavy diesel powered tractors and acquire ten heavy duty tractors powered with compressed tractors.	2004 2004(f)(1) 2012 3002(c)(1)	8/23/2017	BTG	P57646	\$1,023,000.00
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Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
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Total Settlements including SEP: \$1,023,000.00

Self-Reported Settlements

52879	EASTERN MUNICIPAL WATER DISTRICT		8/10/2017	KCM		\$2,350.00
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Total Self-Reported Settlements: \$2,350.00

MSPAP Settlements

117466	3 SISTERS TRUCK STOP	461, 461 (e) (1) 461, 461 (e) (1)	8/10/2017	GV	P63134	\$1,800.00
117466	3 SISTERS TRUCK STOP	461, 461 (e) (1)	8/10/2017	GV	P63134	\$1,700.00
139314	ABACUS POWDER COATING	1147 201	8/2/2017	JS	P60536	\$2,200.00
170052	AL ZAHRAA GAS & MART	461, 41960.2	8/16/2017	JS	P65453	\$900.00
149405	ANDERSON CHARNEKY STRUCTURAL STEEL, INC	203	8/2/2017	JS	P64364	\$1,600.00
173011	ARMORCAST PRODUCTS CO	203 (a) 203 (b)	8/10/2017	JS	P65508	\$1,260.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
32619	BANNING CITY	461	8/2/2017	JS	P64361	\$450.00
184189	BERNARDS	403.1 403.1	8/10/2017	JS	P64754 P64755	\$1,100.00
45063	BIG BEAR AREA REGIONAL WASTEWATER	1110.2	8/10/2017	JS	P63252	\$825.00
180736	BILLION AIR AVIATION	461 (e) (1)	8/10/2017	JS	P60537	\$330.00
181506	BROOKDALE CHERRY HILLS	203 (a) 222	8/2/2017	JS	P59682	\$2,000.00
168982	CITY OF BUENA PARK, POLICE FUELS	461	8/2/2017	JS	P63911	\$410.00
137244	CLEMENT- PAPPAS CA INC	1146	8/2/2017	JS	P59541	\$675.00
96326	COUNTY OF RIVERSIDE REGIONAL MEDICAL CTR	1146	8/2/2017	TF	P64359	\$3,000.00
163177	FLEETWOOD HOMES, INC.	3002(c)(1) 3003	8/10/2017	GC	P64168	\$1,275.00
145966	G&M OIL COMPANY #144	461	8/16/2017	GC	P65010	\$2,300.00
155202	GORDON RHYS TILLEY, DBA RHYS TILLEY'S 76	203	8/16/2017	GV	P64912	\$400.00
180250	MARTINA MOBIL/EN&M GROUP INC	461, 41960.2	8/2/2017	GC	P64333	\$600.00
184081	NEW LIFE AUTO COLLISION	203	8/16/2017	TF	P64230	\$250.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
135904	ORANGE COUNTY FIRE AUTHORITY-RFOTC	203 (b)	8/10/2017	TF	P63606	\$6,300.00
85943	SIERRA ALUMINUM COMPANY	2012(e)(2)(B)	8/10/2017	GV	P61736	\$1,800.00
9720	STILES ANIMAL REMOVAL INC	402 41700	8/16/2017	GV	P59540	\$2,000.00
32315	USDA FOREST SERVICE	461	8/10/2017	GV	P62175	\$400.00

Total MSPAP Settlements: \$33,575.00

**DISTRICT RULES AND REGULATIONS INDEX
FOR JULY AND AUGUST 30, 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

REGULATION IV - PROHIBITIONS

- Rule 401 Visible Emissions (*Amended 9/11/98*)
- Rule 402 Nuisance (*Adopted 5/7/76*)
- Rule 403.1 Wind Entrainment of Fugitive Dust (*Amended 6/16/00*)
- Rule 442 Usage of Solvents (*Amended 12/15/00*)
- 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 1118 Emissions From Refinery Flares (*Adopted 2/13/98*)
- Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters (*Amended 11/17/00*)
- Rule 1146.1 Emissions of Oxides of Nitrogen from Small Industrial, Institutional, and Commercial Boilers, Steam Generators, and
- 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 1155 Particulate Matter Control Devices (10-08)

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
- Rule 1421 Control of Perchloroethylene Emissions from Dry Cleaning Operations (*Amended 6/13/97*)
- 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_x) 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