

BOARD MEETING DATE: May 4, 2018

AGENDA NO. 18

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of March 1 through March 31, 2018.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file.

Julie Prussack
Chairman of Hearing Board

DG

Two summaries are attached: **March 2018 Hearing Board Cases and Rules From Which Variances and Orders for Abatement Were Requested in 2018.** An Index of District Rules is also attached.

The total number of appeals filed during the period March 1 to March 31, 2018 is 0; and total number of appeals filed during the period of January 1 to March 31, 2018 is 0.

Report of March 2018 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. City of Palm Springs Case No. 6084-1 (M. Reichert)	203(b) 1110.2(d)(1)(L)	Comply with emission limits on new, cleaner-burning co-gen equipment.	Stipulated/Issued	Mod. O/A issued commencing 3/29/18 and continuing through 1/31/2019. The Hearing Board shall retain jurisdiction over this matter until 1/31/2019.	N/A
2. SCAQMD vs. Industrial Battery Engineering, Inc. Case No. 6100-1 (N. Feldman)	203(a) 203(b) 1407 1420.2	Control lead emissions.	Stipulated/Issued	O/A issued commencing 3/1/18 and continuing through 2/28/19. The Hearing Board shall retain jurisdiction over this matter until 2/28/19.	N/A
3. SCAQMD vs. Nimeh E. Khlaif (aka Nick Khlaif) dba Nick Auto Body & Paint Case No. 6096-1 (B. Tomasovic)	109(c)(1) 203(a)	Unpermitted equipment and insufficient recordkeeping.	Not Stipulated/Issued	O/A issued commencing 3/8/18 and continuing through 7/24/19. The Hearing Board shall retain jurisdiction over this matter until 7/24/19.	N/A
4. SCAQMD vs. Torrance Refining Company Case No. 6060-5 (D. Hsu)	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
5. SCAQMD vs. Trojan Battery Company LLC Case No. 6099-1 (N. Feldman & B. Tomasovic)	1420.2	Comply with lead monitoring, permitting and venting regulations.	Stipulated/Issued	O/A issued commencing 3/21/18 and continuing through 12/31/18. The Hearing Board shall retain jurisdiction over this matter until 12/31/18.	N/A

Acronyms

MOD O/A: Modification of an Order for Abatement

O/A: Order for Abatement

Rules from which Variances and Orders for Abatement were Requested in 2018

	2018	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions
# of HB Actions Involving Rules														
109(c)(1)				1										1
203(a)				2										2
203(b)		2	4	2										8
1110.2(d)(1)(L)				1										1
1147(c)(1)		1												1
1407				1										1
1420.2				2										2
2004(f)(1)		2	3											5
2011(c)(2)(A)		1												1
2011(c)(2)(B)		1												1
2011(e)(1)		1												1
2012(c)(2)(A)		1												1
2012(c)(2)(B)		1												1
2012(g)(1)		1												1
3002(c)		1												1
3002(c)(1)		1	3											4

**DISTRICT RULES AND REGULATIONS INDEX
FOR 2018 HEARING BOARD CASES AS OF MARCH 31, 2018**

REGULATION I – GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

REGULATION II – PERMITS

Rule 203 Permit to Operate

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1110.2 Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines

Rule 1147 NOx Reductions from Miscellaneous Sources

REGULATION XIV – TOXICS AND OTHER NON-CRITERIA POLLUTANTS

Rule 1407 Control of Emissions of Arsenic, Cadmium, and Nickel from Non-Ferrous Metal Melting Operations

Rule 1420.2 Emission Standard for Lead from Metal Melting Facilities

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