

BOARD MEETING DATE: April 2, 2021

AGENDA NO. 11

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of February 1 through February 28, 2021.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:  
Receive and file.

Julie Prussack  
Chairman of Hearing Board

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Two summaries are attached: **February 2021 Hearing Board Cases and Rules From Which Variances and Orders for Abatement Were Requested in 2021**. An index of South Coast AQMD Rules is also attached.

There were no appeals filed during the period of February 1 to February 28, 2021.

## Report of February 2021 Hearing Board Cases

Case Name and Case No. (South Coast AQMD Attorney)	Rules	Reason for Petition/Hearing	South Coast AQMD Position/Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
1. Ace Dry Cleaners Case No. 6196-1 (S. Hanizavareh)	1421	Petitioner sought extension of time to continue using its Perc dry cleaning machine.	Opposed/Denied	RV denied.	N/A
2. Air Liquide Large Industries U.S. LP Case No. 5705-10 (S. Hanizavareh)	203(b) 2004(f)(1) 3002(c)(1)	Relief sought to investigate the cause of periodic CO emission exceedances from its heater.	Not Opposed/Granted	RV granted commencing 2/18/21 and continuing through 8/30/21, the final compliance date.	CO concentration: TBD by 8/15/21
3. Bonded Cleaners & Laundry Case No. 6206-1 (M. Reichert)	1421	Petitioner sought extension of time to continue using its Perc dry cleaning machine.	Not Opposed/Granted	RV granted commencing 2/3/21 and continuing through 4/30/21, or upon installation of a 1421-compliant machine, whichever occurs first.	Perc: .22 lb/day
4. Doak's Cleaners Case No. 6200-1 (S. Pruitt)	1421	Petitioner sought extension of time to continue using its Perc dry cleaning machine.	Opposed/Denied	RV denied	.N/A

Case Name and Case No. (South Coast AQMD Attorney)	Rules	Reason for Petition/Hearing	South Coast AQMD Position/Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
5. Elegante Cleaners Case No. 6204-1 (M. Reichert)	1421	Petitioner sought extension of time to continue using its Perc dry cleaning machine.	Opposed/Denied	RV denied.	N/A
6. Lido Cleaners Case No. 6209-1 (D. Hsu)	1421	Petitioner sought extension of time to continue using its Perc dry cleaning machine.	Not Opposed/Granted	RV granted commencing 2/10/21 and continuing through 6/30/21, or upon installation of a 1421-compliant machine, whichever occurs first.	Perc: .22 lb/day
7. New Indy Ontario, LLC Case No. 6162-2 (M. Reichert)	203(b) 2004(f)(1) 3002(c)(1)	Relief sought from NOx and CO limits due to unexpected breakdown of air pollution control equipment for combined heat and power system.	Not Opposed/Granted	IV granted commencing 2/16/21 and continuing until a SV can be held, currently scheduled for 3/18/21, but in no event longer than 90 days.	NOx: 40.79 lb/day CO: 24.8 lb/day
8. Oak Knoll Cleaners Case No. 6202-1 (M. Reichert)	1421	Petitioner sought extension of time to continue using its Perc dry cleaning machine.	Not Opposed/Granted	RV granted commencing 2/3/21 and continuing through 6/30/21, or upon installation of a 1421-compliant machine, whichever occurs first.	Perc: .22 lb/day

Case Name and Case No. (South Coast AQMD Attorney)	Rules	Reason for Petition/Hearing	South Coast AQMD Position/Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
9. OC Waste & Recycling, Frank R. Bowerman Landfill Case No. 5710-5 (S. Pruitt)	203(b) 1150.1(e)(1) 3002(c)(1)	Modification of conditions requested to remove any additional return date and limit variance scope.	No Position/Granted	MFCD/EXT granted commencing 2/17/21 and continuing through 6/30/21, or upon final compliance, whichever occurs first.	Landfill Gas: TBD by 6/15/21
10. South Coast AQMD vs. Ralphs Grocery Company Case No. 6166-1 (K. Roberts)	2004(f)(1)	Requested a further extension of the interim compliance date, due to unforeseen issues with the City approvals.	Stipulated/Issued	Mod. O/A issued commencing 2/23/21 and continuing through 6/30/21. The Board shall retain jurisdiction over this matter until June 30, 2021.	N/A

### Acronyms

CO: Carbon Monoxide  
EV: Emergency Variance  
EXT: Extension  
IV: Interim Variance  
MFCD: Modification Final Compliance Date  
N/A: Not Applicable  
NH<sub>3</sub>: Ammonia  
NO<sub>x</sub>: Oxides of Nitrogen  
O/A: Order for Abatement  
Perc: Perchloroethylene  
PM: Particulate Matter  
SCR: Selective Catalytic Reduction  
SV: Short Variance  
TBD: To Be Determined  
VCU: Vapor Combustion Unit

**Rules from which Variances and Orders for Abatement were Requested in 2021**

<b>Rules</b>	<b>Jan</b>	<b>Feb</b>	<b>Mar</b>	<b>April</b>	<b>May</b>	<b>June</b>	<b>July</b>	<b>Aug</b>	<b>Sept</b>	<b>Oct</b>	<b>Nov</b>	<b>Dec</b>	<b>Total Actions</b>
203(b)	2	3											5
1150.1(e)(1)		1											1
1421	9	6											15
1469	1												1
2004(f)(1)		3											3
3002(cc)(1)	1	3											4

**SOUTH COAST AQMD RULES AND REGULATIONS INDEX  
FOR 2021 HEARING BOARD CASES AS OF FEBRUARY 28, 2021**

**REGULATION II – PERMITS**

Rule 203      Permit to Operate

**REGULATION XI - TOXICS AND OTHER NON-CRITERIA POLLUTANTS**

Rule 1150.1    Control of Gaseous Emissions from Municipal Solid Waste Landfills

**REGULATION XIV - TOXICS AND OTHER NON-CRITERIA POLLUTANTS**

Rule 1421      Control of Perchloroethylene Emissions from Dry Cleaning Systems

Rule 1469      Hexavalent Chromium Emissions from Chromium Electroplating and Chromic Acid Anodizing Operations

Rule 3002      Requirements