

BOARD MEETING DATE: November 5, 2021

AGENDA NO. 19

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This report summarizes monthly penalties and legal actions filed by the General Counsel's Office from September 1 through September 30, 2021. An Index of South Coast AQMD Rules is attached with the penalty report.

COMMITTEE: Stationary Source, October 15, 2021, Reviewed

RECOMMENDED ACTION:  
Receive and file.

Bayron T. Gilchrist  
General Counsel

BTG:ew

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<u>Civil Filings</u>	<u>Violations</u>
1. Alan V. Ruzicka and PM Estrada Roofing LLC Los Angeles Superior Court – Stanley Mosk Courthouse Case No. 21STCV32769; Filed 9.3.21 (BT) P66443, P66444, and P67617 R. 1403 - Asbestos Emissions from Demolition/Renovation Activities	1
2. The Little Cottage Caregivers, LLC dba Herbarium LA Los Angeles Superior Court – Santa Monica Case No. 21SMCV01538; Filed 9.21.21 (JL) P62769 R. 203 - Permit to Operate	1
	2 Violations

#### **Attachments**

1. September 2021 Penalty Report
2. Index of South Coast AQMD Rules and Regulations

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

**Settlement Penalty Report (09/01/2021 - 09/30/2021)**

**Total Penalties**

Civil Settlement:     \$527,334.64  
MSPAP Settlement:     \$9,910.00  
Hearing Board Settlement:     \$20,000.00

**Total Cash Settlements:**     \$557,244.64

**Fiscal Year through 10/01/2021 Cash Total:**     \$844,278.50

<b>Fac ID</b>	<b>Company Name</b>	<b>Rule Number</b>	<b>Settled Date</b>	<b>Init</b>	<b>Notice Nbrs</b>	<b>Total Settlement</b>
<b>Civil</b>						
161814	ALLENCO ENERGY INC.	1173	09/21/2021	JL	P66523, P66524, P66525, P66528, P66529, P66531, P73257	\$17,000.00
97310	AMERICAN TECHNOLOGIES, INC.	221, 1403	09/10/2021	DH	P63097, P65526, P69809, P74413	\$6,250.00
120636	AMKO FIXTURES & SEATING CO	109, 1136	09/24/2021	WW	P65275	\$66,000.00
800030	CHEVRON PRODUCTS CO.	401, 402, 1118, 2011, 2012, 3002, H&S 41700, H&S 41701	09/21/2021	BT	P63387, P63398, P63399, P63803, P65084, P65621	\$113,000.00
45938	E.M.E. INC/ELECTRO MACHINE & ENGINEERING	203(B), 1469	09/28/2021	BT	P69817	\$1,800.00
187780	HEMPHILL BROTHERS COACH COMPANY	13 CCR 2485	09/28/2021	SH	P66814	\$500.00
1744	KIRKHILL - TA COMPANY	2004, 3002(c)(1)	09/17/2021	DH	P66913	\$9,500.00
187984	KRYPTEN PAVEMENT	1166	09/02/2021	JL	P66465	\$1,000.00
800193	LA CITY, DWP VALLEY GENERATING STATION	2004, 2012(c)(3)(A)	09/14/2021	DH	P66132, P68306	\$8,500.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
2825	MCP FOODS INC	2004(f)(1), 3002(c)(1)	09/08/2021	WW	P67371	\$7,000.00
184833	QUEST SOFTWARE	2202	09/28/2021	DH	P69055	\$37,500.00
10402	SADDLEBACK ROOFING, INC	203(a)	09/29/2021	EC	P69397, P69398	\$434.64
50299	SAN BER CNTY SOLID WASTE MGMT MID VALLEY	3002(c)(1)	09/21/2021	EC	P70103	\$1,000.00
185352	SNOW SUMMIT, LLC.	2004, 3002	09/21/2021	JL	P63813, P64390, P64399	\$42,200.00
49111	SUNSHINE CYN LANDFILL REPUBLIC SERV INC	402, H&S 41700	09/01/2021	NS	P67609, P67611, P69407, P69442, P69448, P69449, P70526, P70527, P70534, P74332, P74401, P74407, P74408, P74409, P74411, P74412, P74415, P74419, P74437	\$134,500.00
187451	THE BEDROCK COMPANY	203, 461(c)(3)(Q)	09/08/2021	JL	P59285, P64173, P77332	\$3,500.00
800067	THE BOEING COMPANY	203(b), 2004	09/28/2021	DH	P67317	\$1,500.00
14966	VA GREATER LOS ANGELES HEALTHCARE SYS	218(C)(1)(A), 461, 1146, 3002	09/17/2021	JL	P65063, P69952, P69953, P73558	\$19,800.00
14495	VISTA METALS CORPORATION	2004	09/10/2021	DH	P64391, P64398	\$6,350.00
128852	VONS NO 2007	1415.1	09/10/2021	BT	SRV2018-00004	\$50,000.00
<b>Total Civil Settlements: \$527,334.64</b>						

#### Hearing Board

104234	SCAQMD v. Mission Foods	202, 203(b), 1153.1, 1303	09/10/2021	KCM	5400-4	\$10,000.00
104234	SCAQMD v. Mission Foods	202, 203(b), 1153.1, 1303	09/21/2021	KCM	5400-4	\$10,000.00

**Total Hearing Board Settlements: \$20,000.00**

#### MSPAP

76397	BRICKLEY CONSTRUCTION CO INC, BRICKLEY EN	203(a), 1403, 40 CFR 61.145	09/14/2021	GC	P66447, P69727	\$2,850.00
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<b>Fac ID</b>	<b>Company Name</b>	<b>Rule Number</b>	<b>Settled Date</b>	<b>Init</b>	<b>Notice Nbrs</b>	<b>Total Settlement</b>
160605	CARPARTS EXPRESS AND AUTO REPAIR	1151(e)(1)	09/14/2021	GC	P65076	\$800.00
26614	GARDEN GROVE UNIFIED SCHOOL DISTRICT	1415	09/15/2021	GC	P63895	\$500.00
81270	KIEWIT INFRASTRUCTURE WEST CO	203	09/16/2021	GC	P67114	\$2,560.00
172058	LBA-RIV-COMPANY XX, LLC (R4RIV) C/O LBA	203	09/16/2021	TCF	P67559	\$800.00
8648	MERLE NORMAN COSMETICS INC	203(a)	09/16/2021	TCF	P69560	\$800.00
164522	USA CANNING	1146.1	09/16/2021	TCF	P68570	\$1,600.00
<b>Total MSPAP Settlements: \$9,910.00</b>						

**SOUTH COAST AQMD RULES AND REGULATIONS INDEX**  
**SEPTEMBER 2021 PENALTY REPORT**

**REGULATION I - GENERAL PROVISIONS**

Rule 109            Recordkeeping for Volatile Organic Compound Emissions

**REGULATION II - PERMITS**

Rule 202            Temporary Permit to Operate  
Rule 203            Permit to Operate  
Rule 218            Continuous Emission Monitoring  
Rule 221            Plans

**REGULATION IV - PROHIBITIONS**

Rule 401            Visible Emissions  
Rule 402            Nuisance  
Rule 461            Gasoline Transfer and Dispensing

**REGULATION XI - SOURCE SPECIFIC STANDARDS**

Rule 1118            Emissions from Refinery Flares  
Rule 1136            Wood Products Coatings  
Rule 1146            Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators,  
and Process Heaters  
Rule 1146.1          Emissions of Oxides of Nitrogen from Small Industrial, Institutional, and Commercial Boilers, Steam Generators,  
and Process Heaters  
Rule 1151            Motor Vehicle and Mobile Equipment Non-Assembly Line Coating Operations  
Rule 1153.1          Emissions of Oxides of Nitrogen from Commercial Food Ovens  
Rule 1166            Volatile Organic Compound Emissions from Decontamination of Soil  
Rule 1173            Fugitive Emissions of Volatile Organic Compounds

**REGULATION XIII - NEW SOURCE REVIEW**

Rule 1303            Requirements

**REGULATION XIV - TOXICS**

Rule 1403            Asbestos Emissions from Demolition/Renovation Activities  
Rule 1415            Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems  
Rule 1415.1          Reduction of Refrigerant Emissions from Stationary Refrigeration Systems  
Rule 1469            Hexavalent Chromium Emissions from Chrome Plating and Chromic Acid Anodizing Operations

**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 XXII ON-ROAD MOTOR VEHICLE MITIGATION**

- Rule 2202 On-Road Motor Vehicle Mitigation Options

**REGULATION XXX - TITLE V PERMITS**

- Rule 3002 Requirements for Title V Permits

**CALIFORNIA CODE OF REGULATIONS**

- 13 CCR 2485 Airborne Toxic Control Measure to Limit Diesel-Fueled Commercial Motor Vehicle Idling

**CALIFORNIA HEALTH AND SAFETY CODE**

- 41700 Prohibited Discharges
- 41701 Restricted Discharges

**CODE OF FEDERAL REGULATIONS**

- 40 CFR 61.145 Standard for Demolition and Renovation