

BOARD MEETING DATE: December 1, 2023

AGENDA NO. 12

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This report summarizes monthly penalties and legal actions filed by the General Counsel's Office from October 1 through October 31, 2023. An Index of South Coast AQMD Rules is attached with the penalty report.

COMMITTEE: Stationary Source, November 17, 2023, Reviewed

RECOMMENDED ACTION:
Receive and file.

Bayron T. Gilchrist
General Counsel

BTG:cr

	<u>Civil Filings</u>	<u>Violations</u>
1. SK Asset Management, LLC County of Los Angeles Superior Court – Small Claims Case No.: 23IWSC01444; Filed 10.03.23 (CL) NOV No.: P74301 R.1403 - Asbestos Emissions from Demolition/Renovation Activities California Health and Safety Code § 42402		1
		1 Violations

Attachments

October 2023 Penalty Report

Index of South Coast AQMD Rules and Regulations

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

Settlement Penalty Report (10/01/2023 - 10/31/2023)

Total Penalties

Civil Settlement: \$418,385.50
MSPAP Settlement: \$119,777.28

Total Cash Settlements: \$538,162.78

Fiscal Year through 10/31/2023 Cash Total: \$1,654,477.28

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
Civil						
45489	ABBOTT CARDIOVASCULAR SYSTEMS, INC.	3002	10/11/2023	KCM	P75409	\$2,850.00
188973	AID BUILDERS, INC.	1403, 40 CFR 61.145	10/03/2023	EC	P65049	\$32,000.00
101656	AIR PRODUCTS AND CHEMICALS, INC.	1118, 1173	10/03/2023	RM	P63394, P63395, P65096	\$7,020.00
800196	AMERICAN AIRLINES, INC.	2004	10/04/2023	DH	P66135, P66147, P76070	\$11,700.00
199754	BLACKGEM PROPERTIES. LLC	1403, 40 CFR 61.145	10/23/2023	EC	P78603	\$900.00
22911	CARLTON FORGE WORKS	2004, 3002	10/19/2023	DH	P68316, P69535, P69799, P74265	\$40,521.00
196236	CET CONSTRUCTION CO, INC.	1403	10/04/2023	ND	P76102, P76103, P76104	\$25,000.00
127800	COLLISION EXPERTS	203	10/13/2023	SH	P69915, P76254	\$500.00
182561	COLTON POWER, LP	218, 218.1, 2004, 2012, 3002	10/19/2023	DH	P66085, P66096, P66098, P68680	\$14,638.00
19823	CREE OIL LTD (RIEDEL LEASE)	203, 1148.1, 1173	10/18/2023	JL	P69293, P73268	\$9,953.00
10983	EASTERN MUNICIPAL WATER DISTRICT	1403	10/05/2023	ND	P76101	\$3,500.00
190276	IRVINE RANCH MARKET	1415.1	10/26/2023	BT	P67022	\$32,000.00
77084	KAISER PERMANENTE HOSPITAL	203	10/25/2023	KCM	P66803, P66836	\$1,000.00
68968	LA CO., ISD/NETWORK SERVICES DIVISION	H&S 42402	10/18/2023	JL	P73039	\$500.00
200614	LA STRADA PIPELINE, INC.	403	10/04/2023	JL	P79302	\$3,513.00
197900	LB3	403	10/18/2023	MR	P75413, P75416	\$3,500.00
190670	NORMA OVIEDO	1403	10/19/2023	NS	P69208, P69209, P69210, P69211	\$10,000.00
113091	P&M OIL COMPANY	203, 463, 1148.1	10/04/2023	RM	P69260, P73301, P73304, P75663	\$9,150.00
173488	PG&J ENVIRONMENTAL	221, 1403, 40 CFR 61.145	10/13/2023	RM	P67499, P69831, P69843, P70529, P74583, P78958	\$27,752.00
17953	PACIFIC CLAY PRODUCTS, INC.	2004, 2012, 3002	10/24/2023	JL	P73510, P79204	\$9,350.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
140552	PERFORMANCE COMPOSITES, INC.	3002	10/03/2023	KCM	P69547, P75313	\$4,900.00
123391	PLASKOLITE, INC.	203, 402, H&S 41700	10/04/2023	JL	P73696, P76356	\$7,026.00
167402	REPUBLIC SERVICES, INC.	403	10/10/2023	JL	P76401	\$2,342.00
147968	S&K STATE STREET SERVICE, INC.	461	10/04/2023	JL	P70182	\$935.00
192073	S&S COASTAL FOODS, LLC	1403, 40 CFR 61.145	10/03/2023	NAS	P70411	\$6,282.50
4242	SAN DIEGO GAS & ELECTRIC	1110.2, 2004, 2012, 2012 Appendix A, 3002	10/03/2023	SH	P66073, P66080, P73206, P73322, P73336	\$37,500.00
184301	SENTINEL PEAK RESOURCES CALIFORNIA, LLC	1148.2, 2004	10/03/2023	RM	P69299, P74257, P74266	\$11,335.00
117851	SHORE TERMINALS, LLC	203, 1173	10/04/2023	MR	P74067, P74077, P74078	\$18,000.00
159612	SIGNATURE FLIGHT SUPPORT	203, 461	10/10/2023	JL	P62787, P67743	\$2,341.00
36644	SO ORANGE CO. WASTEWATER AUTHORITY	H&S 42402	10/03/2023	DH	P74713	\$351.00
137508	TONOGA INC, DBA TACONIC	2004, 2012, 2012 Appendix A	10/24/2023	SP	P70020, P78701	\$75,000.00
800265	UNIV OF SO CAL (EIS & NSR USE ONLY)	3002	10/19/2023	EC	P73564	\$1,171.00
193323	ZENITH ENERGY WEST COAST TERMINALS, LLC	463, 2004	10/04/2023	JL	P68678, P75505	\$5,855.00
Total Civil Settlements : \$418,385.50						

MSPAP						
187567	ARCO AM/PM TESORO REFINING & MKTG CO.	203, 461	10/13/2023	VA	P70195	\$3,786.00
194399	ATC SEQUOIA, LLC	203	10/13/2023	CL	P63990	\$971.00
161900	BEVERLY HILLS OIL, INC.	461, H&S 41960.2	10/06/2023	CL	P77703	\$1,456.00
154539	BLVD 5, INC.	461	10/13/2023	CL	P72981	\$459.00
43214	CAL HWY PATROL	461	10/06/2023	CL	P78552	\$1,381.00
194295	CALIFORNIA TOWER, INC.	203	10/13/2023	CL	P63989	\$921.00
51886	CHEVRON DLR	461, H&S 41960.2	10/20/2023	CL	P69898	\$1,531.00
174026	COACHELLA OIL CORP. - BAHMAN NATANZI	461	10/06/2023	CL	P73124	\$1,742.00
184343	DREAM HOLLYWOOD - 6417 SELMA HOTEL	203	10/06/2023	CL	P76514	\$971.00
170654	FOUNTAIN SHELL, INC.	203, 461	10/06/2023	CL	P74848	\$1,380.00
198172	HOTEL DIEU	203	10/27/2023	CL	P76520	\$3,472.78
183247	IMAGE FUEL, INC.	203, 461	10/06/2023	CL	P74850	\$921.00
192127	JD FUEL, INC.	461	10/13/2023	CL	P78652	\$1,927.00
198028	KOIA ANAHEIM FACILITY, LLC	1146	10/06/2023	CL	P75611	\$3,845.00
186084	LA PALMA 76	461	10/06/2023	VA	P78660	\$878.00
194733	LGM PHARMA	3002	10/06/2023	CL	P76403	\$460.00
98247	MAIN ST SERVICE STATION, INC.	203	10/06/2023	CL	P69896	\$671.00
104004	MICROMETALS, INC	3002	10/06/2023	CL	P65658, P69934, P70330	\$8,779.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
166385	MINA FANAR, INC.	203, 461	10/06/2023	VA	P76165	\$2,108.00
58302	MOBIL DLR, VICHAI SANGNGEONON	203, 461	10/06/2023	VA	P75709	\$5,855.00
183855	MOLLER RETAIL #6120	461	10/06/2023	CL	P69892	\$1,071.00
197311	MRJV	403	10/06/2023	CL	P75411	\$3,684.00
144090	NEW CINGULAR WIRELESS-AT&T MOBILITY	203	10/20/2023	VA	P78306	\$937.00
188581	NOIL USA INC., COWLES	203, 461	10/06/2023	CL	P78668	\$2,052.00
117723	OIL OPERATORS, INC.	203	10/06/2023	CL	P73338	\$971.00
197718	OLTMANS CONSTRUCTION CO	403	10/06/2023	CL	P73819, P76253	\$10,815.00
164999	PILOT TRAVEL CENTERS LLC	461	10/13/2023	VA	P75722	\$2,108.00
153952	PRENA LUCKY 777 MARKET, INC.	461	10/06/2023	CL	P75714	\$6,126.00
111238	RIBOST TERMINAL, LLC.	203	10/06/2023	CL	P74076	\$2,042.00
191206	RIVERSIDE CENTER FOR SPIRITUAL LIVING	1403, 40 CFR 61.145	10/06/2023	CL	P72910	\$7,272.00
155670	SAM'S UNIVERSAL AM/PM	461	10/06/2023	CL	P74840	\$1,531.00
46484	SAROYAN LUMBER, CO.	402, 1137, H&S 41700	10/06/2023	CL	P73884	\$6,126.00
169990	SPS TECHNOLOGIES, LLC	3002	10/06/2023	CL	P75803	\$1,155.00
137899	STUDIO CITY 76	461, H&S 41960.2	10/06/2023	CL	P77709	\$1,531.00
183653	UNITED ROCK PRODUCTS CORP.	403	10/20/2023	CL	P74468, P74469	\$13,594.00
194208	USC VERDUGO HILLS HOSPITAL	1146, 1470	10/06/2023	CL	P76508	\$10,681.00
167466	WOANNA, INC.	203, 461	10/06/2023	VA	P78656	\$2,195.00
11369	WORTMANN OIL ,CO.	461	10/06/2023	CL	P72979	\$766.00
140890	Y.S.T., INC.	203, 461	10/20/2023	CL	P77718	\$1,606.00
Total MSPAP Settlements: \$119,777.28						

SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX
OCTOBER 2023 PENALTY REPORT

REGULATION II - PERMITS

- Rule 203 Permit to Operate
- Rule 218 Continuous Emission Monitoring
- Rule 218.1 Continuous Emission Monitoring Performance Specifications
- Rule 221 Plans

REGULATION IV - PROHIBITIONS

- Rule 402 Nuisance
- Rule 403 Fugitive Dust - *Pertains to solid particulate matter emitted from man-made activities.*
- Rule 461 Gasoline Transfer and Dispensing
- Rule 463 Storage of Organic Liquids

REGULATION XI - SOURCE SPECIFIC STANDARDS

- Rule 1110.2 Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines
- Rule 1118 Emissions from Refinery Flares
- Rule 1137 PM10 Emission Reductions from Woodworking Operations
- Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters
- Rule 1148.1 Oil and Gas Production Wells
- Rule 1148.2 Hydraulic Fracturing of Oil and Gas Wells
- Rule 1173 Fugitive Emissions of Volatile Organic Compounds

REGULATION XIV - TOXICS

- Rule 1403 Asbestos Emissions from Demolition/Renovation Activities
- Rule 1415.1 Reduction of Refrigerant Emissions from Stationary Refrigeration Systems
- 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
- Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions
- Appendix A
- Rule 2012 Protocol for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

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OCTOBER 2023 PENALTY REPORT

REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements

CODE OF FEDERAL REGULATIONS

40 CFR 61.145 Standard for Demolition and Renovation

CALIFORNIA HEALTH AND SAFETY CODE

41700 Prohibited Discharges

41960.2 Gasoline Vapor Recovery

42402 Violation of Emission Limitations – Civil Penalty