

BOARD MEETING DATE: February 3, 2023

AGENDA NO. 8

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This report summarizes monthly penalties and legal actions filed by the General Counsel's Office from December 1 through December 31, 2022. An Index of South Coast AQMD Rules is attached with the penalty report.

COMMITTEE: Stationary Source, January 20, 2023, Reviewed

RECOMMENDED ACTION:
Receive and file.

Bayron T. Gilchrist
General Counsel

BTG:cr

| | <u>Civil Filings</u> | <u>Violations</u> |
|----|--|-------------------|
| 1. | Arslan Khan County of Los Angeles Superior Court – Small Claims Case No.: 22STSC05301; Filed 12.27.22 (GV) P68447 R. 1166 – Volatile Organic Compound Emissions from Decontamination of Soil | 1 |
| 2. | Norma Oviedo and Jose Garcia County of Los Angeles Superior Court – Norwalk Case No.: 22NWCV01782; Filed 12.30.22 (NAS) P69208, P69209, P69211, and P69210 R. 1403 – Asbestos Emissions from Demolition/Renovation Activities | 1 |

2 Violations

Attachments

December 2022 Penalty Report
Index of South Coast AQMD Rules and Regulations

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

Settlement Penalty Report (12/01/2022 - 12/31/2022)

Total Penalties

| | |
|--------------------------------|---------------------|
| Civil Settlement: | \$213,025.00 |
| Hearing Board Settlement: | 3,500.00 |
| Total Cash Settlements: | \$216,525.00 |

Fiscal Year through 12/31/2022 Cash Total: \$2,439,543.63

| Fac ID | Company Name | Rule Number | Settled Date | Init | Notice Numbers | Total Settlement |
|--|---|---|--------------|------|--|------------------|
| Civil | | | | | | |
| 166033 | CARLISLE SYNTEC | 1168 | 12/02/2022 | ND | P69060 | \$30,000.00 |
| 800032 | CHEVRON USA, INC. | 1166 | 12/23/2022 | BT | P73261 | \$3,000.00 |
| 182563 | COLTON POWER, LP | 2004, 2005, 2012, 2012 Appendix A, 3002(C)(1), H&S 42402 | 12/21/2022 | DH | P64427, P66061, P66077, P66083, P66859, P68672 | \$85,167.00 |
| 100283 | LARSON'S SHIPYARD, LLC | 109 | 12/16/2022 | GV | P66979, P66981 | \$2,900.00 |
| 49111 | SUNSHINE CANYON LANDFILL REPUBLIC SERVICES, INC. | 402, H&S 41700 | 12/07/2022 | JL | P74554, P74578, P74556, P74579, P74576, P74587, P74590, P74591, P76202, P74593, P76213, P74594, P74589 | \$86,958.00 |
| 192135 | VIVOTEIN | 402, H&S 41700 | 12/22/2022 | SH | P69140 | \$5,000.00 |
| Total Civil Settlements: \$213,025.00 | | | | | | |
| Hearing Board | | | | | | |
| 112573 | FREUND BAKING COMPANY | 1153.1 | 12/23/2022 | JL | 6226-1 | \$3,500.00 |
| Total Hearing Board Settlements: \$3,500.00 | | | | | | |

**SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX
DECEMBER 2022 PENALTY REPORT**

REGULATION I - GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

REGULATION IV - PROHIBITIONS

Rule 402 Nuisance

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1153.1 Emissions of Oxides of Nitrogen from Commercial Food Ovens

Rule 1166 Volatile Organic Compound Emissions from Decontamination of Soil

Rule 1168 Adhesive and Sealant Applications

REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements

Rule 2005 New Source Review for RECLAIM

Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

Appendix A Protocol for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

Rule 2012

REGULATION XXX- TITLE V PERMITS

Rule 3002 Requirements

CALIFORNIA HEALTH AND SAFETY CODE

41700 Prohibited Discharges

42402 Violation of Emission Limitations – Civil Penalty