

BOARD MEETING DATE: May 5, 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 March 1 through March 31, 2023. An Index of South Coast AQMD Rules is attached with the penalty report.

COMMITTEE: Stationary Source, April 21, 2023, Reviewed

RECOMMENDED ACTION:  
Receive and file.

Bayron T. Gilchrist  
General Counsel

BTG:cr

---

<u>Civil Filings</u>	<u>Violations</u>
1. Zouheir Oil, Inc. and Issam Z Ghreiwati County of Orange – West Justice Center Case No.: 30-2023-01312824-CU-PO-WJC; Filed 03.09.23 (JL) P69631, P69624, and P69636 R. 461 – Gasoline Transfer and Dispensing Cal. H&S code § 41960.2 - Gasoline Vapor Recovery Cal. H&S code § 42402 - Violation of Emission Limitations Civil Penalty	3
2. Shancor Testing County of Los Angeles – Small Claims Case No.: 23IWSC00389; Filed 3.17.23 (GV) P70210 R. 1166 - Volatile Organic Compound Emissions from Decontamination of Soil	1
	4 Violations

**Attachments**

March 2023 Penalty Report

Index of South Coast AQMD Rules and Regulations

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

**Settlement Penalty Report (03/01/2023 - 03/31/2023)**

Total Penalties

Civil Settlement:	\$232,318.00
Hearing Board Settlement:	\$7,000.00
MSPAP Settlement:	\$27,339.00
<b>Total Cash Settlements:</b>	<b>\$266,657.00</b>

**Fiscal Year through 03/31/2023 Cash Total: \$4,412,244.71**

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
<b>Civil</b>						
185836	CASSADY ROOFING, INC.	40 CFR 61.145, 1403	03/29/2023	ND	P67525	\$10,900.00
148925	CHERRY AEROSPACE	2012	03/01/2023	ND	P68669	\$2,727.50
800372	EQUILON ENTER. LLC, SHELL OIL PROD. US	462, 2004, 2012 Appendix A, 3002	03/01/2023	EC	P67380, P69255, P69285	\$4,000.00
12332	GATX CORPORATION	3002	03/01/2023	JL	P74107, P74131	\$9,819.00
190666	H&T SEAFOOD, INC.	1415.1	03/03/2023	SH	P67025	\$1,000.00
97578	HI TECH ENVIRONMENTAL SVCS, INC.	222, 1403	03/24/2023	BT	P65934, P68810, P69443	\$2,000.00
177197	IDCS CONSTRUCTION	40 CFR 61.145, 1403	03/10/2023		P72964	\$3,900.00
193175	JEFFERSON, BARBARA L TRUST	40 CFR 61.145, 1403	03/08/2023	ND	P67529	\$1,865.00
155877	MILLERCOORS USA, LLC	2004, 2012 Appendix A, 3002	03/01/2023	EC	P66122, P66129, P66130, P66144	\$14,200.00
163406	P.W. STEPHENS ENVIRONMENTAL, INC.	40 CFR 61.145, 1403	03/24/2023	BT	P64590, P64591, P65515, P65918, P65929, P66442, P67407, P67490, P68801, P69404, P69421, P69832, P70135, P70289, P74423, P74439, P74572, P74588, P76228	\$56,900.00
140518	SHANCOR TESTING	461, 1166	03/29/2023	ND	P66023, P67604, P68446, P70233, P70367	\$28,689.50

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
101977	SIGNAL HILL PETROLEUM, INC.	1173, 203, 2004	03/29/2023	JL	P66516, P66849, P73367, P74525	\$33,373.50
170543	SIGNAL HILL PETROLEUM, INC.	203, 463	03/08/2023	ND	P66841, P69295	\$16,926.00
183009	SIGNAL HILL PETROLEUM, INC.	203, 463	03/29/2023	JL	P69267	\$8,782.50
800436	TESORO REFINING AND MARKETING CO., LLC	221, 463, 1105.1, 1118, 1173, 1176, 2012, 3002	03/22/2023	DH	P63370, P68964, P68966, P68968	\$1,000.00
800288	UNIV CAL IRVINE (NSR USE ONLY)	218, 3002	03/08/2023	JL	P68591, P68596, P76404	\$19,638.00
192287	WHITTIER BROKERS	40 CFR 61.145, 1403	03/08/2023	ND	P67526	\$3,597.00
177720	ZOUHEIR OIL, INC.	461, 41960.2	03/29/2023	JL	P69624, P69631, P69636	\$13,000.00
<b>Total Civil Settlements : \$232,318.00</b>						
<b>Hearing Board</b>						
112573	FREUND BAKING COMPANY	1153.1	03/29/2023	JL	6226-1	\$3,500.00
112573	FREUND BAKING COMPANY	1153.1	03/01/2023	JL	6226-1	\$3,500.00
<b>Total Hearing Board Settlements : \$7,000.00</b>						
<b>MSPAP</b>						
147870	ARCO OF DOWNEY	461	03/24/2023	GV	P78651	\$718.00
57088	ASSOCIATED READY MIXED CONCRETE	403	03/03/2023	MT	P76410	\$4,455.00
194813	DR HORTON DEL SOL PROJECT	403	03/17/2023	GV	P64790	\$4,455.00
115888	INTERNATIONAL FORKLIFT CO., INC	203	03/03/2023	GV	P74458	\$1,337.00
155794	LAX WHEEL REFINISHING, INC.	203, 1147	03/10/2023	GV	P76302	\$6,415.00
101461	ORTIZ ENTERPRISES, INC.	403	03/07/2023	GV	P68787	\$2,807.00
135682	VASQUEZ MAINTENANCE	1166	03/03/2023	GV	P70198	\$1,524.00
173722	WESTERN OIL, INC.	41960, 461	03/17/2023	GV	P74822	\$2,118.00
52142	YOLANDAS PLATING	203, 1469	03/03/2023	GV	P70148	\$3,510.00
<b>Total MSPAP Settlements : \$27,339.00</b>						

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

**REGULATION II - PERMITS**

- Rule 203 Permit to Operate
- Rule 218 Continuous Emission Monitoring
- Rule 221 Plans
- Rule 222 Filing Requirements for Specific Emission Sources Not Requiring a Written Permit Pursuant to Regulation II.

**REGULATION IV - PROHIBITIONS**

- Rule 403 Fugitive Dust - *Pertains to solid particulate matter emitted from man-made activities.*
- Rule 461 Gasoline Transfer and Dispensing
- Rule 462 Organic Liquid Loading
- Rule 463 Storage of Organic Liquids

**REGULATION XI - SOURCE SPECIFIC STANDARDS**

- Rule 1105.1 Reduction of PM and Ammonia Emissions from Fluid Catalytic Cracking Units
- Rule 1118 Emissions from Refinery Flares
- Rule 1147 NOx Reductions from Miscellaneous Sources
- 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
- Rule 1176 Sumps and Wastewater Separators

**REGULATION XIV - TOXICS**

- Rule 1403 Asbestos Emissions from Demolition/Renovation Activities
- 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 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

**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**

41960              Certification of Gasoline Vapor Recovery System

41960.2           Gasoline Vapor Recovery