BOARD MEETING DATE: September 1, 2023 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 June 1 through July 31, 2023. An Index of South Coast AQMD Rules is attached with the penalty

report.

COMMITTEE: Stationary Source, August 18, 2023, Reviewed

RECOMMENDED ACTION:

Receive and file.

Bayron T. Gilchrist General Counsel

BTG:cr

<u>Civil Filings</u> <u>Violations</u>

1. Northgate Indio, LLC

County of Riverside Superior Court – Palm Springs Case No.: CVPS2303482; Filed 7.20.23 (ND)

NOV No. P70167

R. 461 - Gasoline Transfer and Dispensing for Mobile Fueling

Operations

California Health and Safety Code §§ 42402 and 42402.1

1 Violation

Attachments

June and July 2023 Penalty Reports Index of South Coast AQMD Rules and Regulations

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT General Counsel's Office

Settlement Penalty Report (06/01/2023 - 06/30/2023)

Total Penalties

Civil Settlement: \$390,183.00
Hearing Board Settlement: \$2,000.00
MSPAP Settlement: \$26,956.00
No Burn Day: \$150.00

Total Cash Settlements: \$419,289.00

Fiscal Year through 06/30/2023 Cash Total: \$6,299,893.62

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
Civil						
191040	365 DISPOSAL & RECYCLING	201, 203, 403, 1110.2, 1133, 1133.1, 1403	06/28/2023	KER	P67537, P67538, P67539, P67540, P67541, P67542, P67543, P67544, P67545, P67546, P67547, P67548, P67549, P67550, P67640, P69221, P69224, P69225, P69230, P69231, P74319, P74320, P74344, P74345, P74346, P74350, P74751, P74752, P74851, P74852, P74856, P74857, P74858, P74859, P74860, P74861, P74862, P74863, P74864	\$119,496.00
21593	COAST PLATING, INC.	201,203, 430, 1469, 1469.1	06/20/2023	SH	P69801, P69807, P69808, P69824, P69837, P73501	\$7,500.00
191728	DONGHAO LI	1403, 403	06/13/2023	RM	P69460, P70290, P70292, P70294, P70296	\$24,122.00
192589	HYE PRECISION	444, H&S 25205.5	06/15/2023	KER	P59489	\$2,928.00
129253	J & ED'S AUTOBODY	203, 1151	06/15/2023	SP	P65595	\$1,000.00
800312	LA CO HARBOR-UCLA MEDICAL CENTER	3002	06/29/2023	DH	P73804, P73874	\$1,500.00
171107	PHILLIPS 66 CO/LA REFINERY WILMINGTON PL	1118, 3002	06/06/2023	ND	P67767, P67768	\$83,461.50
132368	QG PRINTING II, LLC	3002	06/15/2023	JL	P68712, P68746	\$9,819.00
182980	SIGNAL HILL PETROLEUM, INC.	203, 463, 1173	06/21/2023	JJ	P66842, P73253, P73269, P73351	\$36,886.50
187885	SMITHFIELD PACKAGED MEATS, CORP.	2004, 3002	06/16/2023	KCM	P74627	\$1,800.00
51475	SO CAL EDISON CO	218, 218.1, 2004, 3001, 3002	06/20/2023	SH	P63899, P66174, P67116, P67119, P69538, P69912, P73928, P74109	\$50,000.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
174704	TESORO LOGISTICS-EAST HYNES TERMINAL	462, 463, 1142, 1149, 1178, 3002	06/27/2023	EC	P65135, P66515, P66517, P67704, P67910, P67922, P67923, P68209, P73201, P74054, P74504	\$9,500.00
174655	TESORO REFINING & MARKETING CO., LLC	221, 463, 1114, 1118, 1173, 1178, 1189, 3002	06/15/2023	KCM	P65123, P65618, P68967, P74056	\$12,500.00
181667	TORRANCE REFINING COMPANY, LLC	1173, 3002	06/07/2023	DH	P67959	\$1,750.00
181667	TORRANCE REFINING COMPANY, LLC	2004, 3002	06/23/2023	DH	P67956	\$23,420.00
172272	VAN NUYS COURTHOUSE EAST-JCC/AOC	201, 203, 222	06/15/2023	SH	P66835, P68869	\$4,500.00
Total Ci	vil Settlements: \$390,183.00					
Hearing	Roard					
_	FREUND BAKING COMPANY	1153.1	06/21/2023	JL	6226-1	\$2,000.00
Total He	earing Board Settlements: \$2,000.00					+ ,
MSPAP						
192822	FELIX RAMOS	1403	06/14/2023	GV	P74214	\$4,261.00
159019	LA CANADA SHELL	461	06/23/2023	CL	P66041	\$1,424.00
162741	MICHAEL'S SHELL, KSM ENTERPRISES, INC.	461	06/16/2023	VA	P78676	\$1,344.00
136913	MORRELL'S ELECTRO PLATING, INC	1469	06/16/2023	VA	P69849	\$995.00
129249	MULTICHROME / MICROPLATE CO., INC.	1469	06/16/2023	CL	P74756	\$1,456.00
180338	PACIFIC AVIATION DEVELOPMENT, LLC	201, 203, 461	06/23/2023	CL	P62788	\$3,162.00
137050	PERFORMANCE CONSTRUCTION & PAINTING	40 CFR 61.145, 1403	06/23/2023	CL	P76108	\$2,218.00
171391	PRECISION HERMETIC TECHNOLOGY, INC.	203	06/23/2023	CL	P77601	\$1,171.00
160807	PRIMO POWDER COATING & SANDBLASTING	109, 203, 1151	06/16/2023	CL	P78551	\$4,855.00
1334	SOC-CO PLASTIC COATING CO.	3002	06/16/2023	VA	P63996	\$995.00
52742	STOROPACK, INC.	1146.1, 3002	06/09/2023	GV	P75304	\$793.00
28381	UPLAND CITY OF FLEET MAINTENANCE DIV	203, 461	06/13/2023	GV	P73167	\$1,882.00
63128	WEI CHUAN U.S.A., INC.	1415.1	06/23/2023	VA	P74914	\$1,021.00
193472	WIDE CORP-SAM COHEN	40 CFR 61.145, 1403	06/21/2023	GV	P74417	\$1,379.00
Total MS	SPAP Settlements: \$26,956.00					
No-Burn	n Day					
888888	Resident, Laguna Niguel	445	6/27/2023	JJ	2031491	\$50.00
888888	Resident, San Bernardino	445	6/27/2023	JJ	2030615	\$50.00
888888	Resident, Long Beach	445	6/27/2023	JJ	2030163	\$50.00
Total No	o-Burn Day Settlements: \$150.00					

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT General Counsel's Office

Settlement Penalty Report (07/01/2023 - 07/31/2023)

Total Penalties

Civil Settlement: \$539,956.00

Hearing Board Settlement: \$2,000.00

MSPAP Settlement: \$53,015.00

Total Cash Settlements: \$594,971.00

Fiscal Year through 07/31/2023 Cash Total: \$594,971.00

Fac ID	Company Name	Rule Number	Settled	Init	Notice Nbrs	Total Settlement
Civil						
183078	ANTHEM OIL POMONA	461, H&S 41960.2	07/14/2023	ND	P69628, P69633, P69641, P70744	\$7,250.00
137362	BHL INDUSTRIES	221, 403, 1166	07/19/2023	EC	P73403, P74310, P74312	\$3,300.00
157152	BOWERMAN POWER LFG, LLC	1110.2, 3002, 42402	07/19/2023	MR	P63080, P63090, P65511, P65525, P65543, P74707, P74721	\$453,645.00
190051	BRIDGE POINT LONG BEACH, LLC	221, 403, 1166, 2004	07/07/2023	EC	P73402, P74309, P74311, P74615	\$12,300.00
83102	LIGHT METALS, INC.	402, 2004, 2012, 2012 Appendix A, 3002, H&S 41700	07/20/2023	MR	P63461, P63690, P63774, P65861, P66855, P66871, P66890, P68358, P68359, P68360, P68361, P68362, P68364, P68365, P68372	\$21,000.00
141750	NRC ENVIRONMENTAL SERVICES, INC.	403, 1466	07/05/2023	RM	P70278, P70279, P70280	\$6,000.00
190100	OCEAN DEVELOPMENT, INC.	1403	07/05/2023	RM	P67500, P69730, P69731, P69737, P69738, P74230, P74231	\$3,400.00
149027	WARREN E & P, INC.	203, 463	07/13/2023	KER	P74507, P74510, P75660	\$25,761.00
162523	WOOD KOTE PRODUCTS, INC.	314	07/19/2023	SP	P65660, P66976	\$6,000.00
192992	ZAKIR HUSEIN MALEK	1403	07/19/2023	ND	P74220, P74221	\$1,300.00
Total Civi	il Settlements : \$539,956.00					

Fac ID	Company Name	Rule Number	Settled	Init	Notice Nbrs	Total Settlement
Hearing E	Board					
112573	FREUND BAKING COMPANY	1153.1	07/19/2023	JL	6226-1	\$2,000.00
Total Hea	ring Board Settlements : \$2,000.00					
MSPAP						
25087	AAA PLATING & INSPECTION, INC.	203, 1469	07/07/2023	VA	P77858	\$2,635.00
181770	ALISO CREEK SHELL	461	07/07/2023	CL	P78760	\$1,455.00
115618	BEAR OIL COMPANY, LLC.	461	07/14/2023	VA	P73118	\$1,493.00
153145	EBMI ENTERPRISES, INC.	203, 461	07/14/2023	CL	P78751	\$2,552.00
144474	GARNER ENGINEERING INC	203	07/07/2023	VA	P73272	\$937.00
11245	HOAG HOSPITAL	3002	07/07/2023	CL	P63994	\$921.00
168885	K & A FUELS, INC.	461	07/07/2023	CL	P66044	\$1,821.00
163720	LA BREA SINCLAIR	203, 461	07/07/2023	CL	P75711	\$1,445.00
194161	MOSES KARMI	1403	07/14/2023	CL	P74435	\$1,942.00
182690	NEW CINGULAR WIRELESS PCS, LLC	203, 1470	07/07/2023	CL	P75972	\$971.00
194573	PULTE HOMES	403	07/14/2023	VA	P74183	\$6,558.00
194573	PULTE HOMES	403	07/14/2023	VA	P75221	\$4,684.00
183670	RADC ENTERPRISES, INC.	203, 461	07/21/2023	CL	P77708	\$1,456.00
176677	SUKUT CONSTRUCTION, LLC	403	07/14/2023	VA	P63480	\$3,747.00
87470	TARGET STORES, NO. 291	203	07/21/2023	CL	P77906	\$1,021.00
82245	THREE D SERVICE	403	07/14/2023	CL	P75231	\$1,942.00
193927	TRENT A. JOHN	1403	07/21/2023	VA	P74431	\$4,396.00
136112	U.S. GAS	461	07/07/2023	CL	P78754	\$1,446.00
107668	WEBB'S CHEVRON/WEBB'S AUTO & TRUCK	203, 461	07/07/2023	CL	P74828	\$1,756.00
199102	WILSHIRE CONSTRUCTION, LP.	402, 403	07/07/2023	CL	P76538, P76545	\$9,837.00
Total MS	PAP Settlements : \$53,015.00					

SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX JUNE AND JULY 2023 PENALTY REPORTS

REGULATION I - GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

REGULATION II - PERMITS

Rule 201	Permit to Construct
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 III - FEES

Rule 314 Fees for Architectural Coatings

REGULATION IV - PROHIBITIONS

Rule 402	Nuisance

Rule 403 Fugitive Dust (Pertains to solid particulate matter emitted from man-made activities.)

Rule 430 Breakdown Provisions

Rule 444 Open Fires

Rule 445 Wood Burning Devices

Rule 461 Gasoline Transfer and Dispensing

Rule 462 Organic Liquid Loading
Rule 463 Storage of Organic Liquids

REGULATION VIII - ORDERS FOR ABATEMENT

Rule 817 Effective Date of Decision

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1110.2	Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines
Rule 1114	Petroleum Refinery Coking Operations (MCS-01)
Rule 1118	Emissions from Refinery Flares
Rule 1133	Composting and Related Operations – General Administrative Requirements
Rule 1133.1	Chipping and Grinding Activities
Rule 1142	Marine Tank Vessel Operations
Rule 1146.1	Emissions of Oxides of Nitrogen from Small Industrial, Institutional, and Commercial Boilers, Steam Generators,
	and Process Heaters

SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX JUNE AND JULY 2023 PENALTY REPORTS

Rule 1149	Storage Tank Degassing
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
Rule 1178	Further Reductions of VOC Emissions from Storage Tanks at Petroleum Facilities
Rule 1189	Emissions from Hydrogen Plant Process Vents

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
Rule 1469.1.	Spraying Operations Using Coatings Containing Chromium

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 3001	Applicability
Rule 3002	Requirements

CODE OF FEDERAL REGULATIONS

40 CFR 61.145 Standard for Demolition and Renovation

CALIFORNIA HEALTH AND SAFETY CODE

25205.5	Hazardous Waste Fees - Facilities and Generator Fees
41960.2	Gasoline Vapor Recovery
42402	Violation of Emission Limitations – Civil Penalty