

BOARD MEETING DATE: November 17, 2000

AGENDA NO. 14

REPORT: Hearing Board Variances and Appeals

SYNOPSIS: During the period of August 1 through August 31, 2000, the Hearing Board took action on 22 Variances and 0 Appeals.

COMMITTEE: Not Applicable.

RECOMMENDED ACTION:
Receive and file this report.

Edward Camarena
Chairman of Hearing Board

EC:JD:sm

Two summaries are attached: **Rules From Which Variances Were Requested in 2000 and August 2000 Hearing Board Cases.**

The total number of appeals filed during the period August 1 to 31, 2000 is 2, and the total number of appeals filed during the period January 1 to August 31, 2000 is 29.

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Rules from which Variances were Requested in 2000

	2000	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
# of HB Actions*														
Involving Rules														
202														0
202(a)		1		1	1		1							4
202(b)		1												1
202(c)														0
208														0
218														0
221(b)														0
401		1		1										2
401(a)							1							1
401(b)		1	2	1	2									6
401(b)(1)					1									1
401(b)(1)(A)							1	1	1					3
401(b)(1)(B)							1							1
403(d)(1)								2	2					4
404		1		1										2
404(a)			1	1										2
404(b)														0
405		1		1										2
405(a)			1	1			1							3
405(b)														0
407(a)							1		1					2
407(a)(2)														0
431.1(c)(1)														0
431.1(d)(1)														0
444.0														0
444(a)				1	1		1							3
444(c)				1										1
444(d)					1									1
461														0
461(c)														0
461(c)(1)(A)														0
461(c)(1)(B)														0
461(c)(1)(C)														0
461(c)(1)(E)														0
461(c)(1)(F)(i)														0
461(c)(1)(F)(iv)														0
461(c)(1)(F)(v)														0
461(c)(1)(H)														0
461(c)(2)														0
461(c)(2)(A)		1					1							2
461(c)(2)(B)														0
461(c)(2)(C)														0
461(c)(4)(A)														0
461(c)(4)(B)														0
461(c)(4)(B)(ii)														0
461(e)(3)														0
462														0
462(c)(3)(B)														0
462(c)(4)(B)(i)														0
462(c)(7)(A)(ii)														0
462(d)(1)(A)														0
462(d)(1)(A)(ii)		4	1	2	2	1	2	2	1					15
462(d)(2)(A)(i)		1												1

Does not include variances for Rules 203-Permits or 2004(f) (1)-RECLAIM

	2000	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
462(e)(1)(E)(ii)		4	1	2	2	1	2	2	1					15
462(e)(2)(A)(i)		1												1
462(h)(1)		1	1	1	2		1	2						8
463(c)(1)(A)									1					1
463(c)(1)(B)														0
463(c)(1)(C)														0
463(c)(1)(E)														0
463(c)(2)														0
463(c)(2)(B)														0
463(c)(3)(B)									1					1
463(c)(3)(C)						1								1
464(b)(1)		1												1
1104(c)(1)		1												1
1106(c)(1)														0
1106.1(c)(1)														0
1106.1(c)(1)(A)														0
1107(c)(2)														0
1110.2		1												1
1110.2(d)(1)(B)			1	1										2
1110.2(e)(1)(A)				1										1
1113(c)(2)					1									1
1118(d)(1)				1			1		1					3
1118(d)(2)				1			1		1					3
1118(d)(3)				1			1		1					3
1118(d)(4)(B)				1			1		1					3
1118(d)(5)(A)				1			1		1					3
1118(d)(5)(B)				1			1		1					3
1118(e)				1			1		1					3
1118(f)				1			1		1					3
1121					1									1
1122(c)(2)(A)														0
1122(c)(2)(E)														0
1122(c)(3)(A)														0
1122(d)(3)						1	1							2
1122(e)(2)(A)														0
1122(e)(2)(B)														0
1122(e)(2)(C)														0
1122(e)(2)(D)														0
1122(e)(4)(A)														0
1122(e)(4)(B)														0
1124														0
1124(c)(1)(A)														0
1124(c)(1)(E)				1										1
1128(c)(1)				1										1
1128(c)(2)				1										1
1130(c)					1									1
1130(c)(4)														0
1134(c)								1						1
1134(d)								1						1
1134(d)(1)														0
1134(f)														0
1134(g)(2)								1						1
1135(c)(3)									2					2
1135(c)(3)(C)									1					1
1135(e)								1						1
1145(c)(2)					1		2	1						4
1145(h)(1)(E)							1							1
1146(c)(1)								1						1

Does not include variances for Rules 203-Permits or 2004(f) (1)-RECLAIM

	2000	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1146(c)(7)(B)														0
1146.1(c)														0
1150.1(d)(1)(c)(4)								1						1
1150.1(d)(5)							1		1					2
1150.1(d)(6)							2		2					4
1150.1(e)							1							1
1150.1(e)(1)(c)								1						1
1150.1(e)(2)							1		1					2
1150.1(e)(3)							1		1					2
1150.1(e)(1)(C)							2							2
1150.1(e)(2)(C)							1							1
1150.1(e)(3)(C)							1		1					2
1150.1(e)(6)(A)(I)					1									1
1150.1(e)(6)(A)(ii)					1									1
1150.1(f)(1)(A)(iii)(I)					1									1
1150.1(f)(1)(H)(i)					1									1
1151(c)(1)(B)					1									1
1151(c)(8)					1									1
1151(d)(1)														0
1153(c)(1)(B)						2								2
1158(d)(8)			1											1
1166(c)(2)														0
1168(c)(1)			1											1
1171(c)(1)						1								1
1173(c)														0
1173(f)(1)			1	1										2
1176														0
1176(e)(1)		1					1							2
1176(e)(2)		1					1							2
1176(e)(2)(B)														0
1176(e)(3)(A)														0
1176(e)(6)		1												1
1176(f)		1												1
1189(c)(1)							1							1
1401(d)(1)			1											1
1401(d)(1)(A)				1										1
1401(d)(1)(B)				1										1
1405(d)(3)(C)														0
1407(d)				1										1
1407(d)(1)														0
1407(d)(2)							1							1
1407(d)(4)														0
1407(f)(1)														0
1418(d)(2)(A)														0
1421						1								1
1421(d)(1)(C)		1												1
1421(d)(3)(A)		1												1
1421(e)(2)(c)					1									1
2004(k)							2							2
2011 Appendix A				1	1	1								3
2011 Attachment C						1								1
2011(c)(2)		1				1								2
2011(c)(2)(A)		1					1		1					3
2011(c)(3)(A)				1	1									2
2011(e)(1)		1				1	1							3
2011(f)(3)		1												1
2011(g)		1												1
2011(k)		1				1								2

Does not include variances for Rules 203-Permits or 2004(f) (1)-RECLAIM

2000	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
2012		1											1
2012 Appendix A	4		3	3	1	2	1	2					16
2012 Attachment C			2	1	1								4
2012(c)(2)	1				1								2
2012(c)(2)(A)	4		1	2		3	1	4					15
2012(c)(3)(A)	3		3	3		2	1	2					14
2012(c)(3)(B)	3		1	2		2	1	2					11
2012(d)(2)(A)	1												1
2012(d)(2)(D)	1												1
2012(g)(1)	3		1	2	1	2							9
2012(h)(3)	1							2					3
2012(h)(4)	2			2		2		2					8
2012(h)(5)	1						1						2
2012(i)	1												1
2012(j)(2)	1						1						2
2012(m)	1		1		1								3
2012(l)	1												1
H&S 41701	1	1	2	2		2	1	1					10

Report of AUGUST 2000 Hearing Board Cases

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
1. Central Plants, Inc. Case #3447-48 (No Appearance; Consent Calendar)	203(b) 2004(f)(1) 2004(k) 2012(c)(2)(A) 2012(c)(3)(A) 2012(c)(3)(B) 2012(g)(1) 2012(h)(4) 2012 Appendix A, Chapter 2, Paragraph A.1	Extension of variance required to complete final testing of software for CEMS.	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance date which extended through 8/15/00 were extended through 9/15/00.	None
2. Central Plants, Inc. Case #3447-49 (No Appearance; Consent Calendar)	203(b) 2004(f)(1) 2004(k) 2012(c)(2)(A) 2012(c)(3)(A) 2012(c)(3)(B) 2012(g)(1) 2012(h)(4) 2012 Appendix A, Chapter 2, Paragraph A.1	Extension of variance required to complete final testing of software for CEMS.	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance date which extended through 8/15/00 were extended through 9/15/00.	None
3. Ceres Environmental Services, Inc. Case #5175 (N. Feldman)	401(b)(1)(A) 403(d)(1) H&S §41701	Time needed to comply with fire department regulations and finish processing of green waste material.	Not Opposed/Granted	Short variance granted commencing 8/10/00 and continuing through 9/25/00, the final compliance date.	Opacity to be determined
4. Chemoil Terminals Corporation Case #4970-2 (C. Engelhardt)	462(d)(1)(A)(ii) 462(e)(1)(E)(ii) 462(h)(1)	Petitioner is waiting for the District to approve their source test.	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance date which extended through 8/9/00 were extended through 11/9/00.	None

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
5. Chevron Products Company Case #831-302 (A. Mednick)	203(b) 407(a) 2004(f)(1) 2011(c)(2)(A) 2012(c)(2)(A)	CO boiler, an air pollution control device for the FCCU, must be shut down for repairs. Request variance to allow FCCU to operate without venting to CO boiler during this time.	Not Opposed/Granted	Short variance granted commencing 8/22/00 and continuing through 11/15/00, the final compliance date.	CO to be determined
6. City of Glendale Case #3478-18 (N. Feldman)	1135(c)(3)	Due to the breakdown of one of their main turbines, petitioner may need to use their backup boilers for more than the permitted number of hours, due to the high energy demands resulting from high summer temperatures.	Not Opposed/Granted	Emergency granted commencing 8/3/00 and continuing for 30 days or until the short variance hearing currently scheduled for 8/22/00, whichever comes first.	NO _x to be determined but not to exceed 1,170 lbs/day
7. City of Glendale Case #3478-18 (N. Feldman)	1135(c)(3)	Need variance to operate reserve power generation units in excess of permitted hours while gas turbine is being repaired. Extra power is necessary during peak summer power generation months.	Not Opposed/Granted	Short variance granted commencing 8/22/00 and continuing through 10/16/00, the final compliance date.	NO _x to be determined but not to exceed 1,170 lbs/day
8. City of Los Angeles, Department of Airports Case #4703-2 (N. Feldman)	203(b) 2004(f)(1)	Gasoline throughput exceeds limits in permit conditions.	Not Opposed/Denied	RV denied.	
9. City of Pasadena Case #2244-14 (A. Mednick)	203(b) 2004(f)(1)	City seeks to exceed Rule 1135 NO _x limit in order to meet city power needs; City has conducted RATA tests and is waiting for District to provide RECLAIM certification and issue revised permit, which will increase the current NO _x limit.	Not Opposed/Granted	Interim variance granted commencing 8/17/00 and continuing for 90 days or until the short variance hearing currently scheduled for 9/6/00, whichever comes first.	NO _x and PM to be determined

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
10. City of Pasadena Case #2244-13 (A. Mednick)	1135(c)(3)(C)	City seeks to operate boilers in excess of limits in permits, while the city works to have its permits amended, in order to meet electricity generation needs.	Not Opposed/Granted	Short variance granted commencing 8/22/00 and continuing through 10/31/00, the final compliance date.	NO _x to be determined
11. County Sanitation Districts, Los Angeles County Case #3715-13A (J. Panasiti)	1150.1(d)(6) 1150.1(e)(3)(C)	Material supplier twice delivered gravel not meeting specifications for construction of gas wells causing petitioner to miss deadline for construction and installation of gas withdrawal wells at landfill.	Not Opposed/Granted	Short variance granted commencing 8/1/00 and continuing through 8/21/00, the final compliance date.	Methane to be determined
12. County Sanitation Districts, Los Angeles County Case #3715-15 (No Appearance; Consent Calendar)	1150.1(d)(5) 1150.1(d)(6) 1150.1(e)(2) 1150.1(e)(3)	Petitioner needs additional time to install new gas collectors to bring methane exceedances at certain locations in the landfill back into compliance.	Not Opposed/Granted	Short variance granted commencing 8/30/00 and continuing through 10/31/00, the final compliance date.	VOC to be determined
13. Eastern Municipal Water District Case #4937-9 (No Appearance; Consent Calendar)	203(b)	Petitioner needs to shut down air pollution control equipment for maintenance. Permit condition requires to be operated at all times.	Not Opposed/Granted	Regular variance granted commencing 8/10/00 and continuing through 1/22/01, the final compliance date.	H ₂ S to be determined
14. Fansteel/California Drop Forge Case #4284-3 (No Appearance; Consent Calendar)	202(a) 2004(f)(1)	Petitioner needs more time to resolve problems with the Canon LTO system, to see whether it will meet their needs, prior to ordering alternate control equipment.	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance date which extended through 8/15/00 were extended through 9/26/00.	NO _x 11.5 lbs/day CO 22.9 lbs/day
15. G-P Gypsum Corporation Case #3359-5 (J. Panasiti)	203(b) 2004(f)(1)	Petitioner will exceed the monthly fuel use limit as a result of the increased summer building market.	Not Opposed/Granted	Emergency variance granted commencing 8/30/00 and continuing through 8/31/00.	NO _x 65 lbs/day SO _x 0.71 lb/day PM 6.4 lbs/day ROG to be determined
16. Mobil Oil Corporation Case #1183-334 (N. Feldman)	203(b) 463(c)(3)(B) 2004(f)(1)	Petitioner seeks time to replace a malfunctioning valve.	Not Opposed/Granted	Emergency variance granted for 8 hours in a window of time commencing 8/3/00 and continuing through 8/8/00.	VOC and/or H ₂ S cannot be determined

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
17. Mobil Oil Corporation Case #1183-333 (N. Feldman)	203(b) 2004(f)(1)	Petitioner seeks time to repair the regenerator off-gas line to the CO boiler.	Not opposed/Granted	Short variance granted commencing 8/15/00 and continuing through 10/25/00, the final compliance date.	None
18. Mobil Oil Corporation Case #1183-292 (A. Mednick)	2004(c)(1)(C)	Petitioner seeks additional time to obtain District approval of late and failed transmission reports and daily maximum values, and to submit corrected emissions certifications.	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance date which extended through 8/31/00 were extended through 1/31/01.	None
19. Mobil Oil Corporation Case #1183-312 (No Appearance; Consent Calendar)	1118(d)(1) 1118(d)(2) 1118(d)(3) 1118(d)(4)(B) 1118(d)(5)(A) 1118(d)(5)(B) 1118(e) 1118(f)	Petitioner seeks additional time to submit and obtain District approval of a second revised Flare Monitoring and Recording Plan, and to implement the Plan once the District approves the Plan.	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance date which extended through 9/14/00 were extended through 1/31/01.	None
20. Mobil Oil Corporation Case #1183-335 (N. Feldman)	203(b) 2004(f)(1) 2012(c)(2)(A)	Petitioner seeks time to conduct repairs to SCR in order to correct ammonia slip.	Not Opposed/Granted	Short variance granted commencing 8/31/00 and continuing through 11/29/00, the final compliance date.	Ammonia 2 lbs/day
21. Raymond Interior Systems Case #5174 (A. Mednick)	403(d)(1)	For safety reasons, petitioner cannot control foam particles with enclosure. Particles are from refinishing operations on remodeling project on multistory building.	Not Opposed/Granted	Short variance granted commencing 8/1/00 and continuing through 8/15/00, the final compliance date.	PM to be determined but not to exceed .81 lb/day
22. US Government, Veterans Administration Medical Center Case #5166 (J. Panasiti)	203(a)	Petitioner seeks to continue monthly tests of stand-by emergency-power generators while engines are brought into compliance.	Not Opposed/Granted	Regular variance granted commencing 8/22/00 and continuing through 1/9/01, the final compliance date.	NO _x 38 lbs/mo based on 1 hour of usage PM 4 lbs/mo based on 1 hour of usage CO 14 lbs/mo based on 1 hour of usage VOC 8 lbs/mo based on 1 hour of usage