

BOARD MEETING DATE: October 4, 2002

AGENDA NO. 13

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of August 1 through August 31, 2002.

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 and Orders for Abatement Were Requested in 2002** and **August 2002 Hearing Board Cases**.

The total number of appeals filed during the period August 1 to August 31, 2002 is 1, and the total number of appeals filed during the period January 1 to August 31, 2002 is 13.

///

Rules from which Variances and Order for Abatements were Requested in 2002

| | 2002 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
|-------------------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| # of HB Actions* | | | | | | | | | | | | | | |
| Involving Rules | | | | | | | | | | | | | | |
| 201 | | 1 | | | | | | 1 | | | | | | 2 |
| 202 | | | | | | | | | | | | | | 0 |
| 202(a) | | 2 | 2 | | | 1 | | | | | | | | 5 |
| 202(b) | | 1 | | | | 1 | 1 | | 1 | | | | | 4 |
| 202(c) | | 1 | | | | | | 1 | | | | | | 2 |
| 203(a) | | | | | 3 | 2 | 3 | | 4 | | | | | 12 |
| 208 | | | | | | | | | | | | | | 0 |
| 218 | | | | | | | | | | | | | | 0 |
| 218(c)(1)(A) | | | | | 1 | | | | | | | | | 1 |
| 221(b) | | | | | | | | | | | | | | 0 |
| 401 | | | | | | | | | | | | | | 0 |
| 401(a) | | | | | | | | | | | | | | 0 |
| 401(b) | | | | | | 1 | | | | | | | | 1 |
| 401(b)(1) | | | | | | | | | | | | | | 0 |
| 401(b)(1)(A) | | | | | | | | | | | | | | 0 |
| 401(b)(1)(B) | | | | | | | | | | | | | | 0 |
| 402 | | | 2 | | | | 1 | 1 | 2 | | | | | 6 |
| 403(d)(1) | | | 1 | 1 | | | 2 | | | | | | | 4 |
| 403(d)(2) | | | 1 | 1 | | | 2 | | | | | | | 4 |
| 404 | | | | | | | | | | | | | | 0 |
| 404(a) | | | | | | 1 | | | 1 | | | | | 2 |
| 404(b) | | | | | | | | | | | | | | 0 |
| 405 | | | | | | | | | | | | | | 0 |
| 405(a) | | | | | | 1 | | | 1 | | | | | 2 |
| 405(b) | | | | | | | | | | | | | | 0 |
| 407(a) | | | | | | 1 | | | | | | | | 1 |
| 407(a)(2)(A) | | | 1 | | | | | | | | | | | 1 |
| 409 | | | | | | | | | 1 | | | | | 1 |
| 431.1(c)(1) | | | | | | | | | | | | | | 0 |
| 431.1(d)(1) | | | | | | | | | | | | | | 0 |
| 444 | | | | | | | | | | | | | | 0 |
| 444(a) | | | | | | | | | | | | | | 0 |
| 444(c) | | | | | | | | | | | | | | 0 |
| 444(d) | | | | | | | | | | | | | | 0 |
| 461 | | 1 | | | | | | | | | | | | 1 |
| 461(c) | | | | | | | | | | | | | | 0 |
| 461(c)(1)(A) | | | 1 | | | 1 | 1 | 1 | | | | | | 4 |
| 461(c)(1)(B) | | 1 | 1 | | | 1 | 1 | 1 | | | | | | 5 |
| 461(c)(1)(C) | | | 1 | | | 1 | | | | | | | | 2 |
| 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 |
| 461(c)(2)(B) | | 1 | | | | 1 | | | | | | | | 2 |
| 461(c)(2)(C) | | | | | | | | | | | | | | 0 |
| 461(c)(3)(A) | | | | | | | | | | | | | | 0 |
| 461(c)(4)(B) | | | | | | | | | | | | | | 0 |
| 461(c)(4)(B)(ii) | | | | | | | | | | | | | | 0 |
| 461(e)(1) | | | | | | | | | | | | | | 0 |
| 461(e)(2) | | | 1 | | | 1 | | | | | | | | 2 |

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

| | 2002 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
|----------------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| 461(E)(2)(A) | | | 1 | | | 1 | | | | | | | | 2 |
| 461(e)(2)(B)(i) | | | 1 | | | 1 | | | | | | | | 2 |
| 461(e)(2)(C) | | | | | | | | | | | | | | 0 |
| 461(e)(3) | | | 1 | | | 1 | | | | | | | | 2 |
| 461(e)(4) | | | 1 | | | 1 | | | | | | | | 2 |
| 461(e)(5) | | | 1 | | | 1 | | | | | | | | 2 |
| 461(e)(7) | | | | | | | 1 | | | | | | | 1 |
| 462(c)(1)(A)(ii) | | | | | | | | | | | | | | 0 |
| 462(c)(3)(B) | | | | | | | | | | | | | | 0 |
| 462(c)(4)(B)(i) | | | | | | | | | | | | | | 0 |
| 462(c)(7)(A)(ii) | | | | | | | | | | | | | | 0 |
| 462(d)(1)(A) | | | | | | | | 1 | | | | | | 1 |
| 462(d)(1)(A)(ii) | | 2 | | | | | | | | | | | | 2 |
| 462(d)(2)(A)(i) | | | | | | | | | | | | | | 0 |
| 462(e)(1)(E) | | | | | | | | 1 | | | | | | 1 |
| 462(e)(1)(E)(ii) | | 2 | | | | | | | | | | | | 2 |
| 462(e)(2)(A)(i) | | | | | | | | | | | | | | 0 |
| 462(h)(1) | | 2 | | | | | | | | | | | | 2 |
| 463(c)(1) | | | | | | | | | | | | | | 0 |
| 463(c)(1)(A) | | | | | | | | | | | | | | 0 |
| 463(c)(1)(A)(I)-(iv) | | | | | | | | | | | | | | 0 |
| 463(c)(1)(B) | | | | | | | | | | | | | | 0 |
| 463(c)(1)(C) | | | | | | | | | | | | | | 0 |
| 463(c)(1)(D) | | | | | | | | | | | | | | 0 |
| 463(c)(1)(E) | | | | | | | | | | | | | | 0 |
| 463(c)(2) | | | | | | | | | | | | | | 0 |
| 463(c)(2)(B) | | | | | | | | | | | | | | 0 |
| 463(c)(3)(B) | | | | | | | | | | | | | | 0 |
| 463(c)(3)(C) | | | | | | | | | | | | | | 0 |
| 463(d)(2) | | | | | | | 1 | | | | | | | 1 |
| 463(e)(3)(C) | | | | | | | | | | | | | | 0 |
| 463(e)(4) | | | | | | | | | | | | | | 0 |
| 464(b)(1) | | | | | | | | | | | | | | 0 |
| 468 | | 1 | | | | | | | | | | | | 1 |
| 468(a) | | | | | | 1 | | | | | | | | 1 |
| 468(b) | | | | | | 1 | | | | | | | | 1 |
| 475(b) | | 1 | | | | | | | | | | | | 1 |
| 1104(c)(1) | | | | | | | | | | | | | | 0 |
| 1106(c)(1) | | | | | | | | | | | | | | 0 |
| 1106.1(c)(1) | | | | | | | | | | | | | | 0 |
| 1106.1(c)(1)(A) | | | | | | | | | | | | | | 0 |
| 1107(c)(2) | | | | | | | 1 | | | | | | | 1 |
| 1107(c)(7) | | | | | | | | | | | | | | 0 |
| 1107(d) | | | | | | | | | | | | | | 0 |
| 1110.2 | | | | | | | | | | | | | | 0 |
| 1110.2(d)(1)(B) | | | | | | | | | | | | | | 0 |
| 1110.2(e)(1)(A) | | | | | | | | | | | | | | 0 |
| 1113(c)(2) | | | | | | | | | | | | | | 0 |
| 1118(d)(1) | | | 1 | | | | | | | | | | | 1 |
| 1118(d)(1)(2) | | | | | | | | | | | | | | 0 |
| 1118(d)(1)(3) | | | | | | | | | | | | | | 0 |
| 1118(d)(2) | | | 1 | | | | | | | | | | | 1 |
| 1118(d)(3) | | | 1 | | | | | | 1 | | | | | 2 |
| 1118(d)(4)(B) | | | 1 | | | | | | | | | | | 1 |
| 1118(d)(5)(A) | | | 1 | | | | | | 1 | | | | | 2 |
| 1118(d)(5)(B) | | | 1 | | | | | | | | | | | 1 |
| 1118(e) | | | 1 | | | | | | | | | | | 1 |
| 1118(f) | | | 1 | | | | | | | | | | | 1 |

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

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|-------------------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| 1121 | | | | | | | | | | | | | | 0 |
| 1122(c)(2)(A) | | | | | | | | | | | | | | 0 |
| 1122(c)(2)(E) | | | | | | | | | | | | | | 0 |
| 1122(c)(3)(A) | | | | | | | | | | | | | | 0 |
| 1122(d)(3) | | | | | | | | | | | | | | 0 |
| 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 |
| 1122(g)(3) | | | | | | | | | 1 | | | | | 1 |
| 1124 | | | | | | | | | | | | | | 0 |
| 1124(c)(1)(A) | | | | | | | | | | | | | | 0 |
| 1124(c)(1)(E) | | | | | | | | | | | | | | 0 |
| 1128(c)(1) | | | | 1 | | | | | | | | | | 1 |
| 1128(c)(2) | | | | 1 | | | | | | | | | | 1 |
| 1130(c) | | | | | | | | | | | | | | 0 |
| 1130(c)(4) | | | | | | | | | | | | | | 0 |
| 1134(c) | | | | | | | | | | | | | | 0 |
| 1134(c)(1) | | | | | | | | | | | | | | 0 |
| 1134(d) | | | | | | | | | | | | | | 0 |
| 1134(d)(1) | | | | | | | | | | | | | | 0 |
| 1134(d)(2)(B)(ii) | | | | | | | | | | | | | | 0 |
| 1134(f) | | | | | | | | | | | | | | 0 |
| 1134(g)(2) | | | | | | | | | | | | | | 0 |
| 1135(c)(3) | | | | | | 1 | | | | | | | | 1 |
| 1135(c)(3)(C) | | | | | | | | | | | | | | 0 |
| 1135(c)(4) | | | | | | 1 | | | | | | | | 1 |
| 1135(c)(4)(D) | | | | | | | | | | | | | | 0 |
| 1135(e) | | | | | | | | | | | | | | 0 |
| 1145(c)(2) | | | | | | 1 | | | | | | | | 1 |
| 1145(c)(6) | | 1 | | | | | | | | | | | | 1 |
| 1145(h)(1)(E) | | | | | | | | | | | | | | 0 |
| 1145(h)(1)(E) | | | | | | | | | | | | | | 0 |
| 1146 | | 1 | | | | | | | | | | | | 1 |
| 1146.1 | | 1 | | | | 1 | | | | | | | | 2 |
| 1146.1(c)(1) | | | | | 1 | | | | | | | | | 1 |
| 1146.1(c)(2)(B) | | | | | 1 | | | | | | | | | 1 |
| 1146.1(e)(1)(B) | | | | 1 | | | | | | | | | | 1 |
| 1146.2(c)(3) | | | | | | | | | 2 | | | | | 2 |
| 1150.1 | | | | | | | | | | | | | | 0 |
| 1150.1(d)(1)(C)(i) | | | | | | | | | | | | | | 0 |
| 1150.1(d)(4) | | | | 1 | | 1 | | | | | | | | 2 |
| 1150.1(d)(5) | | | | 1 | | | | | | | | | | 1 |
| 1150.1(d)(6) | | | | 1 | | 1 | | | | | | | | 2 |
| 1150.1(e) | | | | | | | | | | | | | | 0 |
| 1150.1(e)(1) | | | | 1 | | 1 | | | | | | | | 2 |
| 1150.1(e)(2) | | | | 1 | | | | | | | | | | 1 |
| 1150.1(e)(3) | | | | 1 | | 1 | | | | | | | | 2 |
| 1150.1(e)(1)(C) | | | | | | | | | | | | | | 0 |
| 1150.1(e)(2)(C) | | | | | | | | | | | | | | 0 |
| 1150.1(e)(3)(C) | | | | | | | | | | | | | | 0 |
| 1150.1(e)(6)(A)(I) | | | | | | | | | | | | | | 0 |
| 1150.1(e)(6)(A)(ii) | | | | | | | | | | | | | | 0 |
| 1150.1(f)(1)(A)(iii)(I) | | | | | | | | | | | | | | 0 |
| 1150.1(f)(1)(H)(i) | | | | | | | | | | | | | | 0 |
| 1151(c)(1)(B) | | | | | | | | | | | | | | 0 |

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

| | 2002 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
|-----------------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| 1151(c)(8) | | | | | | | | | | | | | | 0 |
| 1151(2) | | | | | | | | | | | | | | 0 |
| 1151(5) | | | | | | | | | | | | | | 0 |
| 1151(d)(1) | | | | | | | | | | | | | | 0 |
| 1151(e)(1) | | | | | | | | | | | | | | 0 |
| 1151(e)(2) | | | | | | | | | | | | | | 0 |
| 1153(c)(1)(B) | | | | | | | | | | | | | | 0 |
| 1158(d)(8) | | | | | | | | | | | | | | 0 |
| 1166(c)(2) | | | | | | | | | | | | | | 0 |
| 1168(c)(1) | | | | | | | | | | | | | | 0 |
| 1171(c)(1) | | | | | | | | 1 | | | | | | 1 |
| 1171(c)(1)(A)(i) | | | 1 | | | | | | | | | | | 1 |
| 1171(c)(1)(i) | | | | | | | 1 | | | | | | | 1 |
| 1171(c)(5) | | | | | | | | 1 | | | | | | 1 |
| 1173(c) | | | | | | | | | | | | | | 0 |
| 1173(f)(1) | | | | | | | | | | | | | | 0 |
| 1175(c)(2) | | | | | 1 | | | | | | | | | 1 |
| 1175(c)(4)(B)(ii)(II) | | | | | 1 | | | | | | | | | 1 |
| 1176 | | | | | | | | | | | | | | 0 |
| 1176(e)(1) | | | | | | | | | | | | | | 0 |
| 1176(e)(2) | | | | | | | | | | | | | | 0 |
| 1176(e)(2)(B) | | | | | | | | | | | | | | 0 |
| 1176(e)(3)(A) | | | | | | | | | | | | | | 0 |
| 1176(e)(6) | | | | | | | | | | | | | | 0 |
| 1189(C)(1) | | | | | | | | | | | | | | 0 |
| 1189(c)(1) | | | | | | | | | | | | | | 0 |
| 1401(d)(1) | | | | | | | | | | | | | | 0 |
| 1401(d)(1)(A) | | | | | | | | | | | | | | 0 |
| 1401(d)(1)(B) | | | | | | | | | | | | | | 0 |
| 1405(d)(3)(C) | | | | | | | | | | | | | | 0 |
| 1407(d) | | | | | | | | | | | | | | 0 |
| 1407(d)(1) | | | | | | | | | | | | | | 0 |
| 1407(d)(2) | | | | | | | | | | | | | | 0 |
| 1407(d)(4) | | | | | | | | | | | | | | 0 |
| 1407(f)(1) | | | | | | | | | | | | | | 0 |
| 1415(d)(3) | | | | | | | | | | | | | | 0 |
| 1418(d)(2)(A) | | | | | | | | | | | | | | 0 |
| 1421 | | | | | | | 1 | | | | | | | 1 |
| 1421(d) | | | | | | | | | | | | | | 0 |
| 1421(d)(1)(C) | | | | | | | | | | | | | | 0 |
| 1421(d)(3)(A) | | | | | | | | | | | | | | 0 |
| 1425(d)(1)(A) | | | | | | | | | | | | | | 0 |
| 1469.0 | | 1 | | | | | | | | | | | | 1 |
| 1469(c) | | 1 | | | | | | | | | | | | 1 |
| 1469(c)(2) | | 1 | | | | | | | | | | | | 1 |
| 1469(d)(1) | | | | | | | | | | | | | | 0 |
| 1469(e)(1) | | | | | | | | | | | | | | 0 |
| 1469(e)(2) | | | | | | | | | | | | | | 0 |
| 1469(h) | | 1 | | | | | | | | | | | | 1 |
| 1469(l) | | 1 | | | | | | | | | | | | 1 |
| 1189(c)(3) | | | | | | | 1 | | | | | | | 1 |
| 2004(c)(1)(C) | | | | | 1 | | | | | | | | | 1 |
| 2004(d) | | | | | | | | 1 | 1 | | | | | 2 |
| 2004(k) | | | | | | | | | | | | | | 0 |
| 2009(c) | | | | 1 | | | | | | | | | | 1 |
| 2009(f)(1) | | | | 1 | | | | | | | | | | 1 |
| 2009.1 | | | | | | | | 1 | | | | | | 1 |
| 2011 Appendix A | | | | | | | | | | | | | | 0 |

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

| | 2002 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
|---|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| 2011 Attachment C | | | | | | | | | | | | | | 0 |
| 2011(c)(2) | | | | | | | | | | | | | | 0 |
| 2011(c)(2)(A) | | | | | | | | | 1 | | | | | 1 |
| 2011(c)(3)(A) | | | | | | | | | 1 | | | | | 1 |
| 2011(e)(1) | | | | | | | | | 1 | | | | | 1 |
| 2011(f)(3) | | | | | | | | | | | | | | 0 |
| 2011(g) | | | | | | | | | | | | | | 0 |
| 2011(k) | | | | | | | | | | | | | | 0 |
| 2011(k) Appen. A, Chap. 2, Section A.3 a-c, A.5 and B. 1-4 and Appen. A, Chap. 2, Section C.2.a, c & d | | | | | | | | | 1 | | | | | 1 |
| 2012 Appen. A, Attach. C, Sec. B.2 | | | 1 | | 1 | | | 1 | | | | | | 3 |
| 2012 Appen. A, Attach. C, Sec. 7 | | | | | | | | | | | | | | 0 |
| 2012 Appen A | | | | | | | | | 1 | | | | | 1 |
| 2012 Appen A, Chap. 2 | | | | | | | | | | | | | | 0 |
| 2012 Appen A, Chap. 2, Sec. A | | | | | 1 | | | | | | | | | 1 |
| 2012 Appen A, Chap. 2, Sec. A1.g. | | | | | | | | 1 | | | | | | 1 |
| 2012 Appen A, Chap. 2, Sec. B | | | | | 1 | | | | | | | | | 1 |
| 2012(c)(2) | | | | | | | | | | | | | | 0 |
| 2012(c)(2)(A) | | 1 | | | 2 | | 1 | | 1 | | | | | 5 |
| 2012(c)(2)(B) | | | | | 1 | | | | | | | | | 1 |
| 2012(c)(3)(A) | | 1 | | | 1 | | 1 | | 1 | | | | | 4 |
| 2012(c)(3)(B) | | 1 | | | | | | | | | | | | 1 |
| 2012(c)(10) | | | | | | | | | | | | | | 0 |
| 2012(d)(2)(A) | | | | | | | | | | | | | | 0 |
| 2012(d)(2)(D) | | | | | | | | | | | | | | 0 |
| 2012(e)(2)(B) | | | | | | | | | 1 | | | | | 1 |
| 2012(g)(1) | | 1 | | | | | | | 1 | | | | | 2 |
| 2012(g)(3) | | | | | | | | | | | | | | 0 |
| 2012(h)(3) | | | | | | | | | | | | | | 0 |
| 2012(h)(4) | | 1 | | | | | | | | | | | | 1 |
| 2012(h)(5) | | | | | | | | | | | | | | 0 |
| 2012(h)(6) | | | | | 1 | | | | | | | | | 1 |
| 2012(i) | | | | | | | | | | | | | | 0 |
| 2012(j)(2) | | | | | | | | | | | | | | 0 |
| 2012(m) | | | 1 | | | | | | | | | | | 1 |
| 2012(m) Appen. A, Attach. C | | 2 | | | | | | | | | | | | 2 |
| 2012(m) Appen. A, Chap. 2, Sections 2.A.1 a-c, e.g, and B. 1-4 and Appendix A, Chapter 3, Section C.2 a, c & d | | | | | | | | | 1 | | | | | 1 |
| 3002(c)(1) | | | | | 2 | | 1 | 3 | 1 | | | | | 7 |
| H&S 41700 | | | 1 | | | | | 1 | 1 | | | | | 3 |

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

Report of AUGUST 2002 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. Century Park Place Condominium Case #5329 (C. Engelhardt) | 1146.2(c)(3) | Unanticipated delays for structural changes to buildings caused petitioner to fail to meet NOx control deadline for boilers. | Not Opposed/Granted | RV granted commencing 8/6/02 and continuing through 1/15/03, the FCD. | NOx 50 lbs/mo total |
| 2. Chevron Products Company Case #831-313 (C. Engelhardt) | 203(b) | Vapor leak discovered in bladder to vapor holder that stores VOC prior to being vented to the vapor recovery system. Replacement bladder on order but will take approximately six weeks for delivery. | Not Opposed/Granted | IV granted commencing 8/6/02 and continuing for 90 days or until the SV hearing currently scheduled for 8/28/02, whichever comes first. | VOC 5.5 to 13.8 lbs/day |
| 3. ExxonMobil Oil Corp. Case #1183-355 (No Appearance; Consent Calendar) | 202(b) 2004(f)(1) | Petitioner unable to achieve 80% of firing rate that is needed to conduct source testing of ultra-low NOx burners. | Not Opposed/Granted | RV granted commencing 8/15/02 and continuing through 12/6/02, the FCD. | None |
| 4. Fairchild Fasteners – Fullerton Operations Case #4339-2 (C. Engelhardt) | 203(b) 1122(g)(3) 3002(c)(1) | Additional time needed to complete conversion of entire plant to aqueous degreasers. | Not Opposed/Granted | RV granted commencing 1/1/03 and continuing through 1/31/03 with respect to cleaning non-channel parts and continuing through 3/31/03 with respect to cleaning channel parts. | PERC 297 lbs/day for January 2003 PERC 108 lbs/day for February & March 2003 |

| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance | Excess Emissions |
|--|---|---|--|---|---------------------------------|
| 5. Owens Brockway Glass Container, Inc. Case #4472-14 (B. Theis) | 203(b) 404(a) 405(a) 409 2004(f)(1) 2011(c)(2)(A) 2011(c)(3)(A) 2011(e)(1) 2011(k) Appendix A, Chapter 2, Section A.3. a-c, A.5 and B.1-4 and Appendix A, Chapter 2, Section C.2. a, c & d 2012(c)(2)(A) 2012(c)(3)(A) 2012(g)(1) 2012(m), Appendix A, Chapter 2, Sections 2.A.1 a-c, e.g, and B.1.4 & Appendix A, Chapter 3, Section C.2. a, c & d | Petitioner needs to disconnect dry scrubber and ESPs from glass furnace so that bypass valves can be installed on dry scrubber. Bypass valves are needed to route gases to ESPs rather than to the atmosphere during any maintenance of scrubbers or when scrubbers break down. | Not Opposed/Granted | SV granted for 48-hour periods in a window of time commencing 8/20/02 and continuing through 11/8/02. The 48-hour periods shall commence on the date specified in the notice given to the District by petitioner pursuant to Condition No. 7. | PM 673 total SOx 1,350 total |
| 6. SCAQMD vs. Aries Prepared Beef Company dba Smokehouse Dog Treats Case #5324 (C. Engelhardt) | 203 402 | Respondent is operating an animal feed processing operation creating an odor nuisance. | Not Opposed/Issued | O/A issued commencing 8/27/02. The Board shall retain jurisdiction over this matter until 1/31/03. | |
| 7. SCAQMD vs. Cambro Manufacturing Company Case #5326 (C. Engelhardt) | 402 H&S Code Section 41700 | Emissions from a plastic product manufacturing plant are causing an odor nuisance to exist. | Not Opposed/Issued | O/A issued commencing 8/13/02. The Board shall retain jurisdiction over this matter until 3/31/03. | |

| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance | Excess Emissions |
|--|--|---|--|---|------------------|
| 8. SCAQMD vs. Edward Sloan, individually, and dba Sloan's Dry Cleaners; Sloan's Dry Cleaners, Inc. Case #5318 (B. Theis) | 203(a) | Respondent allowed permit to expire to the point where it cannot be reinstated and is now operating without a permit. Respondent must now install state of the art equipment. | Not Opposed/Issued | O/A issued commencing 8/14/02. The Board shall retain jurisdiction over this matter until 8/14/03. | |
| 9. SCAQMD vs. International Color Posters Case #5313-2 (A. Mednick) | 203(b) | Respondent has exceeded its monthly facility limit for VOCs. | Not Opposed/Issued | O/A issued commencing 8/27/02. The Board shall retain jurisdiction over this matter until 10/15/02. | |
| 10. SCAQMD vs. Long Beach Unified School District Case #5118-2 (N. Feldman) | 1146.2(c)(3) | School district failed to meet the July 1, 2002 deadline to retrofit or replace boilers in compliance with Rule 1146.2. | Not Opposed/Issued | O/A issued commencing 8/22/02. The Board shall retain jurisdiction over this matter until 1/31/04. | |
| 11. SCAQMD vs. Ou Yun Lee, individually, and Dba West Hills Cleaners Case #5320 (B. Theis) | 203(a) | Respondent allowed permit to expire to the point where it cannot be reinstated and is now operating without a permit. Respondent must now install state of the art equipment. | Not Opposed/Issued | O/A issued commencing 8/14/02. The Board shall retain jurisdiction over this matter until 8/14/03. | |
| 12. SCAQMD vs. Ted Demircian, individually, And dba Ritz Cleaners Case #5322 (B. Theis) | 203(a) | Respondent operating without permit and must install state of the art equipment. | Not Opposed/Issued | O/A issued commencing 8/14/02. The Board shall retain jurisdiction over this matter until 8/14/03. | |
| 13. SCAQMD vs. U.S. Dyeing & Finishing, Inc. Case #4783-4 (No Appearance; Consent Calendar) | 203(b) 2004(d) 2004(f)(1) 2012, Appen. A 2012(e)(2)(B) | Respondent learned that the 5 ppm NOx boilers it had intended to purchase pursuant to the O/A in this matter would cost \$200,000 more than expected. Respondent proposed to install 12 ppm NOx boilers on the same schedule as in the original O/A in this matter. | Not Opposed/Issued | Mod. O/A issued 8/13/02 and continuing through 1/31/04. | |

| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance | Excess Emissions |
|---|---|---|--|---|------------------|
| 14. Ultramar Inc. Case #3845-43 (C. Engelhardt) | 203(b) 1118(d)(3) 1118(d)(5)(A) 2004(f)(1) | Gas flow meter on refinery flare malfunctioned. | No Position/Granted | EV granted commencing 8/6/02 and continuing through 9/5/02. | None |

Key to Acronyms

O/A: Order for Abatements

Mod. O/A: Modification Order for Abatement

SV: Short Variance

RV: Regular Variance

H&S: Health & Safety Code

TBD: To be determined

FCD: Final Compliance Date

MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance