BOARD MEETING DATE: December 1, 2006   AGENDA NO. 17

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period
                 of October 1 through October 31, 2006.

COMMITTEE: Not Applicable

RECOMMENDED ACTION:
Receive and file this report.

                                      Edward Camarena
                                      Chairman of Hearing Board
EC:rj
_____

Two summaries are attached: **Rules From Which Variances and Orders for Abatement
Were Requested in 2006** and **October 2006 Hearing Board Cases**.

The total number of appeals filed during the period October 1 to October 31, 2006 is 0, and
the total number of appeals filed during the period of January 1 to October 31, 2006 is 8.

Rules from which Variances and Order for Abatements were Requested in 2006

2006	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
# of HB Actions*													
Involving													
Rules													
109			1						1				2
109(c)													0
109(c)(1)													0
201							1						1
201.1													0
202													0
202(a)	1	3		2		1		2	2				11
202(b)							1		1				2
202(c)		1			1								2
203													0
203(a)	1	3	3	1	1		1	1	1				12
203(b)	16	6	12	9	7	8	11	7	13	7			96
208													0
218													0
218.1													0
218.1(b)(1)(E)													0
218(d)(1)(B)													0
218(f)(2)													0
221(b)													0
301													0
401	1						1						2
401(a)													0
401(b)							1						1
401(b)(1)	1			1					2				4
401(b)(1)(A)													0
401(b)(1)(B)							1			1			2
402	1			2	1	1	2						7
403(d)(1)													0
403(d)(1)(A)	1						1						2
403(d)(2)				1									1
404							1						1
404(a)	1						1		1				3
405							1						1
405(a)	1						1		1				3
405(b)													0
407(a)	1						1		1				3
407(a)(1)													0
407(a)(2)(A)													0
409					1		2		1				4
431.1(c)(2)													0
431.1(d)(1)													0
442													0
444													0
444(a)													0
444(c)													0
444(d)													0
461													0
461(c)(1)													0
461(c)(1)(A)	3	1	1										5
461(c)(1)(B)	3	1	1			1		1					7
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	1				3
461(c)(2)(B)							1	1					2
461(c)(2)(C)							1	1					2
461(c)(3)(A)		1	1				1						3
461(c)(3)(B)							1						1
461(c)(3)(C)													0
461(c)(3)(D)(ii)													0
461(c)(3)(E)													0

2006	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
461(c)(3)(H)													0
461(c)(3)(M)						1							1
461(c)(4)(B)													0
461(c)(4)(B)(ii)													0
461(d)(5)(A)						1							1
461(e)(1)													0
461(e)(2)													0
461(e)(2)(A)	3	1	1										5
461(e)(2)(A)(i)													0
461(e)(2)(B)(i)	3	1	1										5
461(e)(2)(C)													0
461(e)(3)	3	1	2										6
461(e)(3)(A)		1	1										2
461(e)(3)(C)(i)(I)			1										1
461(e)(3)(D)			1										1
461(e)(3)(E)			1										1
461(e)(7)(c)(v)			1										1
462(c)(3)(B)													0
462(c)(4)(B)(i)													0
462(c)(7)(A)(ii)													0
462(d)													0
462(d)(1)													0
462(d)(1)(A)		1											1
462(d)(1)(A)(i)								1					1
462(d)(1)(C)		1											1
462(d)(1)(E)(ii)													0
462(d)(1)(F)													0
462(d)(2)(A)(i)													0
462(e)(1)													0
462(e)(1)(E)		1											1
462(e)(1)(E)(ii)													0
462(e)(2)(A)(i)													0
462(e)(4)													0
462(h)(1)		1											1
463					1								1
463(c)							1						1
463(c)(1)(A)(I)-(iv)													0
463(c)(1)(B)													0
463(c)(1)(C)													0
463(c)(1)(D)							1						1
463(c)(1)(E)													0
463(c)(2)													0
463(c)(2)(C)						1							1
463(c)(3)				1									1
463(c)(3)(A)													0
463(c)(3)(B)													0
463(c)(3)(C)		1											1
463(d)(2)						1	1						2
463(e)(3)(C)													0
463(e)(4)													0
464(b)													0
468													0
468(a)													0
468(b)													0
1102													0
1102(c)(2)													0
1102(c)(5)		1											1
1104(c)(1)													0
1106(c)(1)													0
1106.1(c)(1)													0
1106.1(c)(1)(A)													0
1107(c)(1)													0
1107(c)(2)													0
1107(d)													0
1110.1													0
1110.2													0
1110.2(d)(1)													0
1110.2(d)(1)(A)													0
1110.2(d)(1)(B)									2	2			4
1110.2(d)(1)(C)													0

2006	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1110.2(e)(1)(A)													0
1110.2(e)(1)(B)(i)(II)													0
1110.2(e)(1)(B)(i)(III)													0
1110.2(e)(1)(B)(ii)													0
1110.2(f)							1						1
1110.2(f)(1)(A)						1							1
1110.2(f)(1)(E)													0
1113(c)(2)													0
1115(c)(3)													0
1118(d)(1)(2)													0
1118(d)(1)(3)													0
1118(d)(2)													0
1118(d)(3)													0
1118(d)(4)(B)													0
1118(d)(5)(A)													0
1118(d)(5)(B)													0
1118(e)													0
1118(f)													0
1121													0
1121(c)(2)(C)													0
1121(c)(3)													0
1121(c)(6)													0
1121(e)(3)													0
1122(c)(2)(A)													0
1122(c)(2)(E)													0
1122(d)(1)(A)													0
1122(d)(1)(B)													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)(3)	1												1
1122(e)(4)(A)													0
1122(e)(4)(B)													0
1122(g)(3)													0
1122(j)			1										1
1124													0
1124(c)(1)(A)													0
1124(c)(1)(E)													0
1124(c)(4)													0
1125(c)(1)													0
1125(c)(1)(C)													0
1128(c)(1)													0
1128(c)(2)													0
1130													0
1130(c)(1)													0
1130(c)(4)													0
1131													0
1131(d)													0
1132(d)(2)													0
1132(d)(3)													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)													0
1135(c)(3)(C)													0
1135(c)(4)													0
1135(c)(4)(D)													0
1136													0
1136(c)(1)(A)(i)													0
1137(d)(2)													0
1145(c)(1)													0
1145(c)(2)													0
1145(c)(6)													0
1145(h)(1)(E)													0

2006	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1146													0
1146(c)(3)(A)													0
1146(c)(5)					1								1
1146.1													0
1146.1(a)(2)													0
1146.1(a)(8)													0
1146.1(b)													0
1146.1(c)(1)													0
1146.1(c)(2)(B)													0
1146.1(c)(3)													0
1146.1(e)													0
1146.1(e)(1)(B)													0
1146.2													0
1146.2(c)(1)													0
1146.2(c)(3)													0
1150.1										1			1
1150.1(d)(1)(C)(i)													0
1150.1(d)(4)			1										1
1150.1(d)(5)			1										1
1150.1(d)(6)			1										1
1150.1(d)(7)													0
1150.1(e)													0
1150.1(e)(1)			1										1
1150.1(e)(2)			1										1
1150.1(e)(3)			1										1
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
1151(c)(8)													0
1151(2)													0
1151(5)													0
1151(d)(1)													0
1151(e)(1)													0
1151(e)(2)													0
1151(f)(1)													0
1153(c)(1)													0
1153(c)(1)(B)													0
1158													0
1158(d)(2)	1								1				2
1158(d)(5)													0
1158(d)(7)													0
1158(d)(7)(A)(ii)													0
1158(d)(8)													0
1164(c)(1)(B)													0
1164(c)(2)													0
1166(c)(2)													0
1166(c)(2)(F)													0
1168													0
1168(c)(1)					1								1
1168(h)(2)			1										1
1171													0
1171(c)													0
1171(c)(1)	1												1
1171(c)(1)(A)(i)													0
1171(c)(1)(b)(i)													0
1171(c)(4)	1												1
1171(c)(5)													0
1171(c)(5)(A)(i)													0
1171(c)(6)													0
1173(c)													0
1173(d)(1)													0
1173(d)(1)(D)													0
1173(d)(1)(D)(iii)													0
1173(d)(1)(E)					1								1
1175			1								1		2

2006	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1175(c)(2)		1		1	1								3
1175(c)(4)(B)		1			1								2
1175(c)(4)(B)(i)	1												1
1175(c)(4)(B)(ii)													0
1175(c)(4)(B)(ii)(I)													0
1175(c)(4)(B)(ii)(II)				1									1
1175(d)(4)(ii)(II)													1
1176(e)													0
1176(e)(2)													0
1176(e)(2)(A)(ii)				1									1
1176(e)(2)(B)													0
1178(d)(1)(A)(xiii)							1						1
1178(d)(1)(A)(xiv)							1						1
1178(d)(1)(C)							1						1
1178(d)(3)(E)						1							1
1189(c)(1)													0
1189(c)(3)													0
1193(d)(1)(B)													0
1195(d)(1)(D)								1					1
1303													0
1303(a)(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													0
1421(d)													0
1421(d)(1)(C)													0
1421(d)(1)(G)													0
1421(d)(3)(A)													0
1421(e)(1)(A)(vii)													0
1421(e)(3)(B)													0
1421(h)(1)(A)													0
1421(h)(1)(B)													0
1421(h)(1)(C)													0
1421(h)(1)(E)													0
1421(h)(3)													0
1421(i)(1)(C)													0
1425(d)(1)(A)													0
1469													0
1469(c)													0
1469(c)(8)													0
1469(d)(5)													0
1469(e)(1)													0
1469(e)(2)													0
1469(g)(2)						1							1
1469(h)													0
1469(l)													0
1469(j)(4)(A)		1											1
1469(j)(4)(D)		1											1
1469(k)(3)(A)		1											1
1189(c)(3)													0
2004(b)(1)													0
2004(b)(4)													0
2004(c)(1)													0
2004(c)(1)(C)													0
2004(f)(1)	5	4	8	5	6	3	8	4	8	4			55
2004(k)													0
2009(b)(2)													0
2009(c)													0
2009(f)(1)													0
2009(f)(2)													0
2009.1													0

2006	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
2009.1(c)													0
2009.1(f)(1)													0
2009.1(f)(2)													0
2009.1(f)(3)													0
2011 Appendix A													0
2011 Attachment C													0
2011(c)(2)			1										1
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, except E & Attach C													0
2011(k) Appen. A, Chap. 2, Section A.3 a-c, A.5 and B. 1-4													0
and Appen. A, Chap. 2, Section C.2.a, c & d													0
2011(k) Appen. A, Chap. 2, Sections A.3.,a.-c.,e.g. and B.1.-4													0
2012 Appen. A, Attach. C													0
2012 Appen. A, Attach. C, Section B.2.a. & b.			1										1
2012 Appen. A													0
2012 Appen. A, Chap. 2													0
2012 Appen A, Chap. 2, Sec. A													0
2012 Appen A. Chap. 2. Sec. A1.g.													0
2012 Appen A, Chap. 2, Sec. B													0
2012 Appen A, Chap. 2, Sec. E													0
2012(c)(2)			1										1
2012(c)(2)(A)			1	1									2
2012(c)(2)(C)													0
2012(c)(3)													0
2012(c)(3)(A)		1			1								2
2012(c)(3)(B)		1											1
2012(c)(10)													0
2012(d)(2)													0
2012(d)(2)(A)													0
2012(d)(2)(D)													0
2012(e)(2)(B)													0
2012(g)(1)			1										1
2012(g)(3)													0
2012(h)(3)													0
2012(h)(4)													0
2012(h)(5)													0
2012(h)(6)													0
2012(i)													0
2012(j)(1)													0
2012(j)(2)													0
2012, Appen. A, Chp 3, Sec (A)(6)													0
2012 Appen. A, Attach C, Sections B.2.a. & B.2.b.					1								1
2012(m)													0
2012(m) Appen. A, Chp 2, except Sections E & Attach C.													0
2012(m) Appen. A, Attach. C													0
2012(m) Appen. A, Chap. 2, Sections 2.A.1 a-c, e,g,													0
and B. 1-4 and Appendix A, Chapter 3, Section C.2 a, c & d													0
2012(m) Appen. A, Chap 3, Section (A)(6)													0
2012(m) Appen. A, Chap 5, Para G, Table 5B and Att. D													0
3002(c)													0
3002(c)(1)	1	4	2		2		2	1					12
3002(c)(2)			2										2
H&S 39152(b)													0
H&S 41510													0
H&S 41700				2	1	1	1						5
H&S 41701	1			1			3		2	1			8

Report of October 2006 Hearing Board Cases

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
1. DCOR. LLC Case No. 5089-14 (A. Mednick)	203(b) 2004(f)(1) 1110.2(d) (1) (B)	Diesel engine serving offshore oil production platform failed source test for total gaseous non-methane organics.	Not Opposed/Granted	SV granted commencing 10/11/06 and continuing through 12/18/06, the FCD.	VOC: 3.33 lbs/day of Operation
2. DCOR, LLC Case No. 5089-15 (A. Mednick)	203(b) 2004(f)(1) 1110.2(d)(1)(B)	Diesel engine serving offshore oil production platform failed source test for total gaseous non-methane organics.	Not Opposed/Granted	SV granted commencing 10/11/06 and continuing through 12/18/06, the FCD.	VOC: 1.5 lbs/Total
3. Oakley, Inc. Case No. 4802-10 (C. Engelhardt)	203(b)	During required maintenance, the four carbon beds of the air pollution control system cannot be regenerated with the required frequency.	Not Opposed/Granted	SV granted commencing 10/19/06 and continuing only for a total of six (6) days; five (5) Saturdays to occur between 10/28/06 and 12/9/06, the FCD.	None
4. SCAQMD vs. Foam Fabricators, Inc. Case No. 3563-3 (Consent Calendar) (B. Theis)	203(b) 1175	Foam manufacturing facility has not demonstrated compliance with R1175 limits.	Stipulated/Issued	Mod. O/A issued commencing 10/25/06 and continuing through 7/1/07. The Hearing Board shall retain jurisdiction over this matter until 7/1/07	
5. SCAQMD vs. Kua Industry, Inc., a California corporation and dba Rancho Duarte Golf Course Case No. 5612-1 (C. Engelhardt)	203(b) 1150.1	Existing equipment cannot adequately control gas emissions from landfill because emission rates have changed as the landfill has aged.	Stipulated/Issued	O/A issued commencing 10/26/06 and continuing through 1/15/08. The Hearing Board shall retain jurisdiction over this matter until 1/31/08.	
6. Signal Hill Petroleum Case No. 2166-11 (C. Engelhardt)	203(b) 2004(f)(1)	Petitioner operates turbine that provides 60% of power required to operate its oil production activities. Upon restart after routine maintenance, catalyst was unable to control NOx as required.	Not Opposed/Granted	Status Report and Mod. Of Variance Conditions granted commencing 10/4/06 and continuing through 4/7/07, the FCD.	NOx: TBD

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
7. Thums Long Beach Company Case No. 2515-16 (Consent Calendar) (C. Engelhardt)	203(b) 2004(f)(1)	Vapor recovery system must be shut down to complete upgrade of the system.	Not Opposed/Granted	SV granted commencing 11/30/06 and continuing through 2/27/07, the FCD.	VOC: 120.45 lbs For 48 hours of total shut down time.
8. Universal City Studios, LLC Case No. 4935-4 (Consent Calendar (N. Feldman)	401(b)(1)(B) Health & Safety Code §41701	Petitioner's theme park will hold a series of Halloween events wherein equipment will be used to create special fog effects that will exceed opacity limits.	Not Opposed/Granted	SV granted commencing on 10/7/06 and continuing through 11/2/06, the FCD.	Opacity up to 80% For undetermined amount of time.

Key to Acronyms

EV: Emergency Variance
FCD: Final Compliance Date
H&S: Health & Safety Code
IV: Interim Variance
MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance
Mod. O/A: Modification of an Order for Abatement
Mod./Variance: Modification of a Variance
NOx: Oxides of Nitrogen
RV: Regular Variance
SV: Short Variance
TBD: To be determined
VOC: Volatile Organic Compound