



# South Coast Air Quality Management District

21865 Copley Drive, Diamond Bar, CA 91765-4178  
(909) 396-2000 • www.aqmd.gov

BOARD MEETING DATE: January 8, 2010

AGENDA NO. 14

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of November 1 through November 30, 2009.

COMMITTEE: Not Applicable

RECOMMENDED ACTION:  
Receive and file this report.

A handwritten signature in black ink, which appears to read "Edward Camarena", is positioned above the printed name and title.

Edward Camarena  
Chairman of Hearing Board

SM

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Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2009** and **November 2009 Hearing Board Cases**.

The total number of appeals filed during the period November 1 to November 30, 2009 is 1; and total number of appeals filed during the period of January 1 to November 30, 2009 is 17.







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)	0
1122(e)(4)(A)	0
1122(e)(4)(B)	0
1122(g)(3)	0
1122(j)	0
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
1125(c)(2)	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
1133(d)(8)	0
1133.2(d)(8)	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)(B)	0
1135(c)(3)(C)	0
1135(c)(4)	0
1135(c)(4)(D)	0
1136	0
1145(c)(2)	0
1136(c)(1)(A)(f)	0
1137(d)(2)	0
1145(c)(1)	0
1145(c)(2)	0
1145(g)(2)	0
1145(h)(1)(E)	0
1146(c)(7)(B)	0
1146.1(e)(1)	0
1150.1(d)(5)	0
1150.1(d)(6)	0
1150.1(e)	0
1150.1(e)(1)(C)	0
1150.1(e)(2)	0
1150.1(e)(2)(C)	0
1146	0
1146(c)(3)(A)	0
1146(c)(5)	1
1146(d)(6)	0
1146	0
1146.1(a)(2)	0
1146.1(a)(B)	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
1148.1(d)(6)			1		1
1150	1				1
1150.1(d)(C)(i)					0
1150.1(d)(1)(C)(i)		1		1	2
1150.1(d)(4)		1	1	1	3
1150.1(d)(5)		1	1	1	3
1150.1(d)(6)		1	1	1	3
1150.1(d)(7)					0
1150.1(e)					0
1150.1(e)(1)					0
1150.1(e)(2)					0
1150.1(e)(3)					0
1150.1(e)(1)(B)(C)		1			1
1150.1(e)(1)(C)					0
1151.1(e)(2)(B)(C)		1			1
1150.1(e)(2)(C)					0
1150.1(e)(3)(B)					0
1150.1(e)(3)(B)(C)		1			1
1150.1(e)(3)(C)					0
1150.1(e)(4)					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
1151.0					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
1156(d)(5)(C)(i)			1		1
1158					0
1158(d)(2)					0
1158(d)(5)					0
1158(d)(7)					0
1158(d)(7)(A)(ii)					0
1158(d)(10)					0
1164(c)(1)(B)					0
1164(c)(2)					0
1166(c)(2)					0
1166(c)(2)(F)					0
1168					0
1168(c)(1)					0
1168(h)(2)					0
1171					0
1171(c)					0
1171(c)(1)					0
1171(c)(1)(A)(i)					0
1171(c)(1)(b)(i)					0
1171(c)(4)					0
1171(c)(5)					0
1171(c)(5)(A)(i)					0
1171(c)(6)					0
1173					0
1173(c)					0
1173(d)					0
1173(e)(1)					0
1173(f)(1)					0
1173(g)					0

1175				0
1175(c)(2)				0
1175(c)(4)(B)				0
1175(c)(4)(B)(i)				0
1175(c)(4)(B)(ii)(I)				0
1175(c)(4)(B)(ii)(II)				0
1175(d)(4)(ii)(I)				0
1176				0
1176(e)				0
1176(e)(1)				0
1176(e)(2)				0
1176(e)(2)(A)				0
1176(e)(2)(A)(ii)				0
1176(e)(6)(A)				0
1178(d)(1)(A)(xiii)				0
1178(d)(1)(A)(xiv)				0
1176(f)				0
1178(d)(1)(C)				0
1178(d)(3)(C)				0
1178(d)(3)(D)				0
1178(d)(3)(E)				0
1178(d)(4)(A)(i)				0
1178(g)				0
1186			1	1
1189(c)(3)				0
1195			1	1
1195(d)(1)(D)				0
1303	1		1	2
1303(a)(1)				0
1303(a)(2)				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
1420				1
1420(g)		1	2	3
1421(d)				0
1421(d)(1)(C)				0
1421(d)(1)(G)				0
1421(d)(3)(A)				0
1421(e)(2)(c)				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)				0
1469(h)				0
1469(i)				0
1469(j)(4)(A)				0
1469(j)(4)(D)				0







## Report of November 2009 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. AOC, LLC Case #5733-2 (N. Feldman)	203(b) 2004(f)(1) 3002(c)(1)	Afterburner must be shut down in order to retube boiler.	Not Opposed/Granted	SV granted commencing 12/14/09 and continuing through 12/20/09.	VOC 0.816 lb/day
2. SCAQMD vs. Simon Hernandez Aguilar, as an individual and dba Tehachapi Valley Ready Mix, Inc. Case #5736-1 (C. Engelhardt)	203(a)	Respondent needs additional time to connect to grid. Power required to operate electric motor to replace noncompliant ICE for ready mix facility.	Not Stipulated/Issued	Mod. O/A issued commencing 11/17/09. The Hearing Board shall retain jurisdiction over this matter until 4/1/10.	N/A
3. SCAQMD vs. Southern California Edison Company Case #1262-95 (Consent Calendar; No Appearance)	202(a) 203(b) 3002(c)(1)	Cal ISO requires respondent to test blackstart generator capability for emergency preparedness. During required testing, emissions control equipment cannot control emissions at low load.	Stipulated/Issued	O/A issued commencing 11/5/09. The Hearing Board shall retain jurisdiction over this matter until 12/20/09.	N/A
4. Van Can Company Case #5746-1 (Consent Calendar; No Appearance)	203(b) 2004(f)(1) 3002(c)(1)	Petitioner and District developing complex source test protocol for unique steel sheet coating operation. Until protocol is completed, petitioner cannot conduct required annual VOC source test.	Not Opposed/Granted	RV granted commencing 11/17/09 and continuing through 9/30/10, the FCD.	None

### Acronyms

CAL ISO: California Independent System Operator  
 EV: Emergency Variance  
 FCD: Final Compliance Date  
 ICE: Internal Combustion Engine  
 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

NOx: Oxides of Nitrogen  
 O/A: Order for Abatement  
 ROG: Reactive Organic Gas  
 RV: Regular Variance  
 SV: Short Variance  
 TBD: To be determined  
 VOC: Volatile Organic Compounds