

BOARD MEETING DATE: January 9, 2015

AGENDA NO. 10

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of November 1 through November 30, 2014.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:

Receive and file this report.

Edward Camarena
Chairman of Hearing Board

SM

Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2014** and **November 2014 Hearing Board Cases**.

The total number of appeals filed during the period November 1 to November 30, 2014 is 0; and total number of appeals filed during the period of January 1 to November 30, 2014 is 5.

Rules from which Variances and Order for Abatements were Requested in 2014

	2014	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions
# of HB Actions Involving Rules														
109														0
109(c)														0
109(c)(1)														0
201														0
201.1														0
202														0
202(a)				1			2	1	1	1	1			7
202(b)		1												1
202(c)														0
203					1			1						2
203(a)		1		1	2	2	1		1	1	2			11
203(b)		7	4	7	4	2	9	5	1	3	6	2		50
204														0
208														0
218														0
218.1														0
218.1(b)(4)(C)														0
218(b)(2)			1											1
218(c)(1)(A)														0
218(d)(1)(A)														0
218(d)(1)(B)														0
219														0
219(s)(2)		1				1	1		1					4
221(b)														0
221(c)														0
221(d)														0
222											1			1
222(d)(1)(C)														0
222(e)(1)														0
401														0
401(b)														0
401(b)(1)							1	1						2
401(b)(1)(A)														0
401(b)(1)(B)										1				1
402		1				2	1		1					5
403(d)(1)														0
403(d)(1)(A)														0
403(d)(2)														0
404														0
404(a)														0
405														0
405(a)														0
405(b)														0
405(c)														0
407(a)								1						1
407(a)(1)			1									1		2

Rules from which Variances and Order for Abatements were Requested in 2014

	2014	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions
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		1	1											2
1173(c)														0
1173(d)														0
1173(e)(1)														0
1173(f)(1)(B)														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)														0
1175(c)(4)(B)(ii)(I)														0
1175(b)(1) (C)														0
1175(d)(4)(ii)(II)														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)(2)(B)(v)														0
1176(f)(3)														0
1177(d)(2)(D)														0
1178(d)(1)(A)(xiii)														0
1178(d)(1)(A)(xiv)														0
1178(d)(1)(B)														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)									1					1
1186.1														0
1186.1														0
1189(c)(3)														0
1195														0
1195(d)(1)(D)														0
1303(a)									1					1

Rules from which Variances and Order for Abatements were Requested in 2014

	2014	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions
2012 Appen A, Chap. 2, Sec. B														0
2012, Appen. A, Protocol 2012, Chap. 2, B.5.														0
2012, Appen A, Chap. 2, B.5.a														0
2012, Appen A, Chap. 2, B.10														0
2012, Appen A, Chap. 2, B.11														0
2012, Appen A, Chap. 2, B.12														0
2012, Appen A, Chap. 2, B.17														0
2012, Appen A, Chap.2, B.18														0
2012, Appen A, Chap.2, B.20														0
2012, Chapter 2, E.2.b.i.														0
2012, Chapter 2, E.2.b.ii.														0
2012 Appen A, Chap. 4.A.4														0
2012(B)(5)(e)								1						1
2012(c)(2)(A)										1	2			3
2012(c)(2)(B)														0
2012(c)(3)														0
2012(c)(3)(A)										1	1			2
2012(c)(3)(B)														0
2012(c)(10)														0
2012(d)(2)														0
2012(d)(2)(A)														0
2012(d)(2)(D)														0
2012(f)(2)(A)														0
2012(g)(1)										1	1			2
2012(g)(3)														0
2012(g)(7)														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, Protocol (Appen. A) Chap. 2, Part A.1.a														0
2012, Protocol (Appen. A) Chap. 2, Part B.4														0
2012, Protocol, (Appen A) Chap. 2, Part B.5.e														0
2012 Chapter 2, B.5.f														0
2012(m)										1	1			2
2012(m) Table 2012-1, and Appen. A, Chp 2, & Attachment C										1	1			2
2012(m) Appen. A, Attach. C														0
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														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														0
3002(a)														0
3002(c)		1		1			1							3

Report of November 2014 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. Air Products and Chemicals, Inc. Case No. 4276-15 (T. Barrera)	203(b) 407(a)(1) 2004(c)(1) 3002(c)(1)	CO leak could not be repaired within the 24-hour compliance window allowed by the breakdown rule.	Not Opposed/Granted	Ex Parte EV granted commencing 11/6/14 and continuing for 7 days or until the EV hearing currently scheduled for 11/13/14, whichever comes first.	CO: TBD by 11/25/14
2. ExxonMobil Oil Corporation Case No. 1183-482 (Consent Calendar; No Appearance)	203(b) 2004(f)(1) 3002(c)(1)	Petitioner cannot meet the FCD because of delay in SCAQMD permit processing.	Not Opposed/Granted	MFCD/EXT & AOC granted commencing 11/25/14 and continuing through 3/1/15.	None

Acronyms

AOC: Alternative Operating Conditions
 BACT: Best Available Control Technology
 CEMS: Continuous Emissions Monitoring System
 CEQA: California Environmental Quality Act
 CO: Carbon Monoxide
 DPF: Diesel Particulate Filter
 EV: Emergency Variance
 FCCU: Fluid Catalytic Cracking Unit
 FCD: Final Compliance Date
 GDF: Gasoline Dispensing Facility
 H₂S: Hydrogen Sulfide
 H&S: Health & Safety Code
 ICE: Internal Combustion Engine
 I/P: Increments of Progress
 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

NH₃: Ammonia
 NOV: Notice of Violation
 NO_x: Oxides of Nitrogen
 N/A: Not Applicable
 O/A: Order for Abatement
 PM: Particulate Matter
 PPM: Parts Per Million
 RATA: Relative Accuracy Test Audit
 ROG: Reactive Organic Gases
 RTO: Regenerative Thermal Oxidizer
 RV: Regular Variance
 SCR: Selective Catalytic Reduction
 SO_x: Oxides of Sulfur
 SV: Short Variance
 TBD: To be determined
 VOC: Volatile Organic Compound
 VRS: Vapor Recovery System