

BOARD MEETING DATE: December 6, 2019

AGENDA NO. 23

REPORT: Stationary Source Committee

SYNOPSIS: The Stationary Source Committee held a meeting on Friday, November 15, 2019. The following is a summary of the meeting.

RECOMMENDED ACTION:  
Receive and file.

Ben Benoit, Chair  
Stationary Source Committee

AD:cr

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### **Committee Members**

Present: Council Member Ben Benoit/Chair (videoconference)  
Senator Vanessa Delgado (Ret.) (videoconference)  
Mayor Judith Mitchell  
Supervisor V. Manuel Perez (arrived at 10:07 a.m. via videoconference)

Absent: Supervisor Janice Hahn  
Supervisor Janice Rutherford

### **Call to Order**

Chair Benoit called the meeting to order at 10:02 a.m.

### **INFORMATIONAL ITEMS:**

#### **1. Update on Proposed Amended Rule 1111 – NO<sub>x</sub> Emissions from Natural-Gas-Fired, Fan-Type Central Furnaces**

Michael Krause, Planning and Rules Manager, presented an update on the proposed rule amendment for the sale, distribution, and installation of 40 ng/J NO<sub>x</sub> furnaces in elevations at 4,200 feet above sea level or higher.

Angus Lemon, Ingersoll-Rand, supported the amendment, recommended consideration to allow a dual fuel hybrid unit, and requested progress updates as to whether weatherizing furnaces will meet the upcoming compliance date on October 1, 2020. Upon request from Council Member Benoit, Mr. Krause explained that the

dual fuel hybrid units mentioned are comprised of a non-compliant furnace with an electric heat pump. Mr. Krause commented that staff will need to obtain additional information such as use of a compliant furnace since at least one manufacturer already produces a dual fuel hybrid system comprised of a compliant gas furnace with an electric heat pump. Finally, because there would be a need for an analysis and public process, a rule amendment to consider dual fuel hybrid units would not be recommended at this time.

Mayor Mitchell asked for staff to respond to the inquiry regarding the weatherized units. Staff reiterated the commitment to monitor the progress of weatherized units to comply with the lower NOx limit, and report back to Stationary Source Committee in May 2020 along with an update on availability of compliant furnaces for high altitude areas.

*Supervisor Perez arrived at 10:07 a.m.*

## **2. Update on Proposed Rule 1480 – Ambient Monitoring and Sampling of Metal Toxic Air Contaminants**

Dr. Jillian Wong, Planning and Rules Manager, presented an update on Proposed Rule (PR) 1480 which requires facilities that meet certain criteria to conduct sampling for metal toxic air contaminants. Staff provided an update on issues stakeholders raised at the Set Hearing on November 1, 2019.

Jerry Desmond, Metal Finishing Association of Southern California (MFASC), commented that the concerns that were raised at the Set Hearing have been resolved by recent rule language revisions that address small businesses and the costs, the benchmark concentration methodology, providing for acknowledgement of other sources, and an exit ramp for facilities. Mr. Desmond stated that they do not have any concerns at this point.

Florence Gharibian, Del Amo Action Committee, commented that it was good that South Coast AQMD is tackling this rule and it is important to continue a dialogue with other environmental agencies such as the Regional Water Quality Control Board, Department of Toxic Substances Control (DTSC), Certified Unified Program Agencies, and the Department of Public Health that also have a role in regulating metal finishing shops. She is concerned with how PR 1480 facilities will be prioritized and expressed frustration that there appears to be a lack of readily available information such as the number of affected facilities, proximity to sensitive receptors, and other specific facility information especially since PR 1480 would affect metal recycling and shredding facilities. DTSC should work with the South Coast AQMD to determine the air emissions coming from these industries. She stated it would be helpful to provide information on how other existing rules work with PR 1480.

Mayor Mitchell commented that staff was not aware that there were a number of facilities in Paramount that needed permits and inquired as to whether South Coast AQMD is maintaining a record or an inventory of these facilities. Executive Officer Wayne Natri responded that the South Coast AQMD has initiated a number of programs in the Paramount area, including inventory. Mr. Natri highlighted the use of mobile monitoring in AB 617 communities to screen potential sources of elevated emissions so a detailed quantitative analysis can be conducted afterwards. Mr. Natri also stated that this capability allows staff to quickly respond but is resource intensive, and South Coast AQMD is at the forefront for these types of analyses. Council Member Benoit stated that he was happy to hear about the forward progress of PR 1480 and accomplishments.

**3. Update on Implementation of Rule 1469 – Hexavalent Chromium Emissions from Chromium Electroplating and Chromic Acid Anodizing Operations**

Jason Aspell, Compliance and Enforcement Manager, described implementation efforts for Rule 1469, which covered requirements, deadlines, compliance statistics, and next steps.

Mr. Desmond commented that the MFASC supports their members complying with Rule 1469. He also stated that the costs to implement the control requirements of the rule are significant, with some larger facilities spending up to \$250,000, and that some plating processes may move to other areas. He advised that we be aware of the need to protect the air, but also need to encourage manufacturing in an environmentally compliant manner.

Mayor Mitchell asked Mr. Desmond to what extent facilities are using trivalent chromium instead of hexavalent chromium, and if it has reduced costs. Mr. Desmond responded that facilities have been exploring it and said that there are issues with military specifications (mil-spec) and consumer acceptance. Mil-spec processes have not caught up with trivalent chromium technology, and MFASC is engaged with the military on that matter. Also, trivalent chromium has not been meeting consumer satisfaction needs, and MFASC is having discussions on how to address that challenge. Mr. Desmond also stated that the status of fume suppressants has been a challenge.

Ms. Gharibian noted that she made a previous comment in the PR 1480 workshop affirming that the best thing facilities could do would be to comply with the existing programs in place to reduce emissions and avoid additional costs of control. Ms. Gharibian also stated that she raised concerns during the Rule 1469 rulemaking process that enforcement would be difficult with building enclosure provisions if doors are left open. She mentioned that she received one comment from a resident in Paramount stating they had seen a Rule 1469 facility with its doors open. Mr. Aspell responded that facilities must identify the openings that are designed to be left open in the Ongoing Compliance Status and Emissions Report. Staff typically conducts surveillance of the facility prior to entry and can observe these openings, or

staff may observe open doors during an inspection and communicate to the facility to keep doors closed. Mr. Aspell explained that facilities have been using different methods to ensure doors are kept closed such as automatic doors, signage, and special door hinges. Mr. Aspell communicated that if someone sees a facility is not complying with a rule requirement then they should file a complaint with South Coast AQMD.

Ms. Gharibian expressed an additional concern that there may be facilities that are “under the radar” that have not applied for permits. Mr. Nastri responded that outreach to cities and notifying them of violations has assisted in the effort to identify such facilities.

#### **4. Initial Staff Recommendations for use of Polyfluroalkyl Substances (PFAS) Fume Suppressants for Rule 1469**

Susan Nakamura, Assistant Deputy Executive Officer/Planning, Rule Development and Area Sources, presented an update on the results of emissions testing by staff on PFAS in chemical fume suppressants for chromium plating and anodizing facilities. Ms. Nakamura also provided an overview of staff’s initial concept to create a fund to assist smaller facilities to transition away from chemical fume suppressants.

Mr. Desmond commented that the MFASC is engaged with other agencies such as the Water Board, where they are finding that the usage of PFAS is quite small compared to other uses (i.e. airports and landfills). Mr. Desmond said that the MFASC would assist to engage smaller facilities, once identified, to utilize funding to install add-on controls. Ms. Nakamura responded that staff would appreciate the MFASC’s assistance if an incentive program is developed. Mayor Mitchell asked if this issue would come back to the Stationary Source Committee in 90 days. Ms. Nakamura confirmed that it would.

Mr. Nastri stated that our efforts on AB 617 would complement this concept. Dr. Philip Fine, Deputy Executive Officer/Planning, Rule Development, and Area Sources, added that in AB 617 there is incentive funding for mobile and stationary sources. CARB is working on guidance, but this could be one of the categories that allows some of the funding to be spent on an incentive program. Dr. Fine commented that one of the things that staff will do in the 90 days is evaluate potential sources of funding. Mayor Mitchell recommended that staff work with Mr. Desmond.

#### **5. Update on Source Test Review Evaluation**

Dr. Jason Low, Assistant Deputy Executive Officer/Science & Technology Advancement, presented a progress update on the Emissions QUAntification and Testing Evaluation (EQUATE) working group that was formed at the direction of the Board during the Reg III – Fees amendment to address streamlining the source test review/approval process and update default emission factors.

Mayor Mitchell asked if the proposed electronic portal would be done by South Coast AQMD. Dr. Low explained that a representative from the Information Management division provided an overview of the electronic portal to stakeholders to gather input for the plan. Mr. Nastri emphasized that the proposed solution is a team effort that involves representatives from all divisions.

Mayor Mitchell commented that she was intrigued by the comparison between the proposed electronic portal and the current permit processing system. She asked if the proposed electronic portal would feature an online tracking system to indicate where a submittal was in the review process. Dr. Low replied that it was the intent and part of the feedback from the working group to include an online tracking system.

Council Member Benoit asked if the online dashboard would include information to indicate the current status of a submittal, level of activity, time estimations, and final processing steps. Dr. Low confirmed that it would include information so that progress can be tracked by stakeholders.

Council Member Benoit asked if the topic would be brought back to the committee. Dr. Low responded that staff will report back to the Stationary Source Committee in June 2020.

Senator Delgado commended staff for their work and progress and commented that the plan would be beneficial

### **WRITTEN REPORTS:**

- 6. Monthly Update of Staff's Work with U.S. EPA on New Source Review Issues for the RECLAIM Transition**
- 7. Home Rule Advisory Group – Bi-Monthly Report**  
The report was acknowledged by the Committee.
- 8. Notice of Violation Penalty Summary**  
The report was acknowledged by the Committee.

### **OTHER MATTERS:**

- 9. Other Business**  
There was no other business.
- 10. Public Comment Period**  
There were no public comments.
- 11. Next Meeting Date**

The next regular Stationary Source Committee meeting is scheduled for Friday, January 24, 2020.

**Adjournment**

The meeting was adjourned at 11:14 a.m.

**Attachments**

1. Attendance Record
2. Monthly Update of Staff's Work with U.S. EPA on New Source Review Issues for the RECLAIM Transition
3. Home Rule Advisory Group – Bi-Monthly Report
4. Draft Notice of Violation Penalty Summary

## **ATTACHMENT 1**

### **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT STATIONARY SOURCE COMMITTEE**

**Attendance – November 15, 2019**

Council Member Ben Benoit (videoconference) .....South Coast AQMD Governing Board  
Senator Vanessa Delgado (Ret.) (videoconference) .....South Coast AQMD Governing Board  
Mayor Judith Mitchell.....South Coast AQMD Governing Board  
Supervisor V. Manuel Perez (videoconference) .....South Coast AQMD Governing Board

Florence Gharibian.....Del Amo Action Committee  
Edward Krisnadi.....Montrose  
Rita Loof .....Radtech  
Peter Whittingham .....Whittingham Public Affairs Advisors  
Tammy Yamasaki .....Southern California Edison

Jason Aspell .....South Coast AQMD staff  
Barbara Baird .....South Coast AQMD staff  
Amir Dejbakhsh .....South Coast AQMD staff  
Marian Coleman.....South Coast AQMD staff  
Philip Fine .....South Coast AQMD staff  
Michael Krause .....South Coast AQMD staff  
Jason Low .....South Coast AQMD staff  
Susan Nakamura.....South Coast AQMD staff  
Wayne Nastri.....South Coast AQMD staff  
Sarah Rees .....South Coast AQMD staff  
Jill Whynot.....South Coast AQMD staff  
Jillian Wong .....South Coast AQMD staff

## November 2019 Update on Work with U.S. EPA on New Source Review Issues for the RECLAIM Transition

At the October 5, 2018 Board meeting, the Board directed staff to provide the Stationary Source Committee with a monthly update of staff's work with U.S. EPA regarding resolving NSR issues for the transition of facilities from RECLAIM to a command and control regulatory structure. The table below summarizes key activities over the past month.

Item	Discussion
Teleconference with U.S. EPA – October 10, 2019	<ul style="list-style-type: none"> <li>Staff discussed with U.S. EPA the stakeholder comments from the September 12, 2019 working group meetings for RECLAIM and Regulation XIII</li> </ul>
Teleconference with U.S. EPA – October 15, 2019	<ul style="list-style-type: none"> <li>Staff discussed with U.S. EPA topics proposed by industry for the upcoming meeting with the Regulatory Flexibility Group</li> </ul>
Teleconference with U.S. EPA and the Regulatory Flexibility Group – October 22, 2019	<ul style="list-style-type: none"> <li>Regulatory Flexibility Group met with U.S. EPA to discuss the following topics regarding the RECLAIM transition               <ul style="list-style-type: none"> <li>New BARCT standards                   <ul style="list-style-type: none"> <li>Balancing NOx ammonia limits</li> <li>Triggering NSR for co-pollutants</li> <li>Availability of alternative emission control plans</li> </ul> </li> <li>New Source Review and anti-backsliding concerns                   <ul style="list-style-type: none"> <li>Viability of retaining RECLAIM NSR</li> <li>Requiring to demonstrate that emissions remain below final cap</li> <li>NSR holding requirement</li> <li>NSR applicability trigger</li> <li>Methodology for calculating required offsets</li> <li>Use of South Coast AQMD internal bank to satisfy NSR offsets</li> </ul> </li> </ul> </li> </ul>
Teleconference with CARB – November 13, 2019	<ul style="list-style-type: none"> <li>Staff commenced discussions with CARB regarding the RECLAIM transition</li> </ul>
RECLAIM Working Group Meeting – November 14, 2019	<ul style="list-style-type: none"> <li>Provided an overview of the meeting with U.S. EPA and the Regulatory Flexibility Group</li> </ul>





# South Coast Air Quality Management District

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## HOME RULE ADVISORY GROUP

Wednesday, July 10, 2019

## MEETING MINUTES

### MEMBERS PRESENT:

Mike Carroll (Regulatory Flexibility Group); Curt Coleman (Southern California Air Quality Alliance); Carlo De La Cruz (Sierra Club); Martin Hansberger (Holliday Rock Company); Francis Keeler (California Council for Environmental & Economic Balance); Bill LaMarr (California Small Business Alliance); Bridget McCann (Western States Petroleum Association); Art Montez (AMA International); Lauren Nevitt (Southern California Gas); and David Rothbart (Los Angeles County Sanitation District).

Participated by conference call: Brian Clerico (CARB); Rongsheng Luo (SCAG); Larry Rubio (Riverside Transit Agency); TyRon Turner (Dakota Communications); and Amy Zimpfer (EPA).

### MEMBERS ABSENT:

Vice Chair Ben Benoit (South Coast AQMD Governing Board Member); Marc Carrel (Breathe California of Los Angeles County); Michael Downs (Downs Energy); and Jaclyn Ferlita (Air Quality Consultants).

### OTHER ATTENDEES:

Susan Stark (Marathon)

### SOUTH COAST AQMD STAFF:

Marian Coleman (Deputy Executive Officer, Compliance & Enforcement); Philip Fine (Deputy Executive Officer, PRDAS); Philip Crabbe (Public Affairs Manager); Xiang Li (Air Quality Specialist); Terrence Mann (Assistant Deputy Executive Officer, Compliance & Enforcement); Rafael Reynosa (Senior Enforcement Manager); Ann Scagliola (Administrative Secretary); Victor Yip (Senior Enforcement Manager); and William Wong (Principal Deputy District Counsel).

### OPENING COMMENTS AND SELF-INTRODUCTIONS

Vice Chair Ben Benoit was not present, and the meeting was called to order at 10:03 a.m. by Dr. Philip Fine.

### APPROVAL OF JULY 2018 MEETING MINUTES

Dr. Fine asked for comments or corrections on the May 8, 2019 meeting minutes. Hearing none, the minutes were approved.

### EPA AND FEDERAL ACTIVITIES

Ms. Amy Zimpfer provided updates on recent U.S. Environmental Protection Agency (EPA) and federal activities.

- Full approval proposed for the South Coast AQMD Ozone Plan, and the comment period will close on July 17, 2019.
- Approval proposed for a CARB measure that allows SIP credits for incentives.

- EPA's new Acting Assistant Administrator for the Office of Air and Radiation is Ann Idsal. <https://www.epa.gov/aboutepa/about-assistant-administrator-epas-office-air-and-radiation>
- Work continues with South Coast AQMD on changes for the RECLAIM program.
- Finalized the Coachella Valley ozone nonattainment area from "Severe-15" to "Extreme" for the 1997 8-hour ozone national ambient air quality standards (NAAQS), effective July 10, 2019.

### **CARB REGULATORY ACTIVITIES**

Mr. Brian Clerico provided updates on proposed and recent regulatory activities. He also invited CARB staff Ms. Angela Csondes and Ms. Nicole Light Densberger to provide to an overview of a significant control measure on the July CARB Board agenda:

- Proposed Control Measure for Ocean-Going Vessels Operating at Berth and At Anchor Regulation (Shore Power).

### **Discussion**

Ms. Frances Keeler inquired if the exceptions listed in the current compliance advisories will be incorporated into the new regulation. Ms. Csondes replied that the advisories will be incorporated into the new regulation.

### **LEGISLATIVE UPDATE**

Mr. Philip Crabbe reported on key legislative updates from the June 14, 2019 Legislative Committee meeting.

#### **Update on Federal Legislative Issues**

South Coast AQMD's federal legislative consultants each provided a written report on various key Washington, D.C. issues.

- The Diesel Emissions Reduction Act (DERA) program is pending in Congress. The House appropriations bill for the Interior and Environment, which funds programs like DERA, was passed by the House but is still pending in the U.S. Senate.
- The funding from the Targeted Airshed Grant (TAG) program which supports clean air initiatives for non-attainment areas is going to be used to increase funding for the DERA program. South Coast AQMD targeted the California Congressional delegation, key senior staff, Congressional Members from other affected states and businesses to prevent the redirection of TAG funds to DERA.

#### **Update on State Legislative Issues**

South Coast AQMD's state legislative consultants provided written reports on various key issues in Sacramento.

- The California state budget, worth \$214.8 billion, was passed by the Legislature. Budget trailer bills, that implement policy related to the budget, were also passed including one that allocated \$245 million for incentive funding and \$50 million for AB 617 program implementation, to local air districts statewide.
- Two new state senators were elected: 1) Senator Brian Dahle – District 1; and Senator Lena Gonzalez – District 33.

#### **Update on Legislation Regarding Voting District Authorization for Clean Air**

An update regarding the South Coast AQMD-sponsored Voting District Authorization for Clean Air bill was provided.

- The South Coast AQMD staff continue to meet with stakeholders regarding SB 732 (Allen), including transportation agencies: 1) San Bernardino County Transportation Authority (SBCTA); 2) Riverside County Transportation Commission (RCTC); and 3) Orange County

Transportation Authority (OCTA). Staff held meetings with the Los Angeles County Metropolitan Transportation Authority (LA Metro) and Metrolink.

Recommend Position on State Bills:

SB 216 (Galgiani) Carl Moyer Memorial Air Quality Standards Attainment Program: used heavy-duty truck exchange.

- This bill would, until January 1, 2025, add a used heavy-duty truck exchange program as an eligible project for funding under the Carl Moyer Program. The bill is intended to create an incentive for larger companies – that are more financially equipped – to help smaller companies get older and dirtier trucks off the road by “passing through” a scrappage incentive.
- The bill would allow larger companies to buy a new truck and pass on their used, but still relatively clean trucks onto the smaller company. The smaller company would then either scrap or move out of state its higher emitting older truck and the larger company would receive the incentive.

South Coast AQMD staff recommended amendments to the bill:

- The bill requires that vehicles purchased as part of the truck exchange remain in the state during the vehicles’ entire project life. This requirement would be more stringent than the Carl Moyer program, which only requires at least 51% of the project life. Staff recommended amending the bill to make this requirement consistent with Moyer and state regulations.
- To ensure that the truck exchange results in actual emission reductions, staff recommended clarifying amendments that would:
  - Require that new vehicles purchased as part of the truck exchange meet or emit less than at least one of CARB’s optional low-NOx engine standards; and
  - Require owners of fleets purchasing a new vehicle as part of the program, to sell or otherwise provide their existing vehicle to the owner of a vehicle that is either higher emitting than the vehicle being transferred, or is older, if the trucks are certified at the same emission standard. The higher emitting or older vehicle would be scrapped or permanently moved out of state.

*The Legislative Committee adopted a position of SUPPORT WITH AMENDMENTS on this item.*

**UPDATE REGARDING LITIGATION ITEMS AND RELATED EPA ACTIONS**

Mr. William Wong had no updates for the provided July 2019 status report.

Discussion

Mr. Bill LaMarr inquired if the Sherwin Williams lawsuit was because of non-compliant solvents. Mr. Wong responded that he could not provide details, but there was an interest in reaching a settlement.

**SOUTH COAST AQMD COMPLAINT REPORTING PROGRAM**

Ms. Marian Coleman, Mr. Terrence Mann, Mr. Victor Yip and Mr. Rafael Reynosa, from the Compliance and Enforcement Division, provided presentations on two focused areas of the complaint reporting/investigation process and the Emergency Response Program.

Mr. Yip provided an overview on how complaints are reported through the telephone hotline or the online complaint reporting system, the types of complaints received and number of complaints received annually. He highlighted examples of the types of dust and smoke complaints received, and outlined how odor complaints are investigated and enforced. Also shared was an odor

complaint situation where the use of advanced technology assisted them with a high profile investigation, through the use of an optical gas imaging camera, ambient air sampling equipment and online resources.

Mr. Reynosa shared key points of the South Coast AQMD's Emergency Response Program. The South Coast AQMD is not a First Responder, however as an Emergency Response Team, 24/7 on-scene support and technical expertise is provided to First Responders (local fire departments, state and federal agencies). He explained how the Emergency Response Team responds and operates within the established Unified Incident Command System and outlined how continuous communication and coordination are maintained between Executive Council, Legislative, Public Affairs and Media, Science and Technology Advancement and the Emergency Response staff in the field until the team is released from the scene.

#### Discussion

Mr. LaMarr inquired about what has caused the increase in complaints. Ms. Coleman indicated that people have become more aware of the South Coast AQMD, the 1-800-CUT-SMOG complaint line, community outreach efforts, and the ability to file an electronic complaint. Mr. LaMarr indicated that at Community Steering Committee meetings, it has been stated that there is an abundance of unanswered complaints. Mr. Mann indicated that he reached out to the individuals who reported this and found that the South Coast AQMD staff did respond. Ms. Coleman added that a file is maintained to ensure that all complaints are addressed.

Mr. Art Montez inquired about complaints from ethnic communities versus more affluent communities, the level of response levels and how the complaints are mitigated. Ms. Coleman indicated that the inspectors do not go into the communities to seek complaints, and the majority of the complaints are received from Los Angeles communities. Ms. Coleman further explained that heatmaps are used to look for complaint clusters and to concentrate inspectors in problem areas, if necessary. She indicated that Legislative and Public Affairs and Media Division holds meetings in Environmental Justice communities and information is provided on the 1-800-CUT-SMOG complaint line. Mr. Montez requested data that reflects the South Coast AQMD initiatives to the minority Environmental Justice communities, in correlation to the complaints received. Dr. Fine indicated that this information could be provided by the Legislative and Public Affairs and Media Division.

*After the meeting Mr. Montez was contacted and advised to submit a public records request for the requested data, and the public records link was also provided.*

Mr. Carlo De La Cruz asked if there are plans to incorporate the electronic complaint reporting system in the phone app, to file complaints through the app. Ms. Coleman replied that this could be considered.

Mr. De La Cruz inquired if translation assistance is available when someone calls the compliant phone line. Ms. Coleman indicated that the South Coast AQMD has a list of certified bi-lingual employees that can provide assistance when needed.

Ms. Lauren Nevitt inquired about the odor complaint policy and how many complaints were necessary to take action against a facility. Mr. Yip indicated that six to ten verified complaints is a guideline, but there are also exceptions to consider.

Ms. Keeler commented that odor complaints are very difficult to verify and you have to consider that everyone smells the smell differently. Often you arrive on the scene and the odor is no longer occurring. These types of complaints are very complex and time consuming.

Mr. David Rothbart asked if facilities could be notified immediately when odor complaints are received, and expressed their desire to work together to have complaints resolved. Ms. Coleman indicated that most complainants do not want their information disclosed, and the goal is to identify the source of the problem and resolve the complaint.

Mr. TyRon Turner expressed appreciation for the South Coast AQMD online complaint site, and how he has used the information to instruct constituents at neighborhood council meetings on the complaint process.

Mr. Montez inquired about South Coast AQMD's authority to monitor ship emissions, if ships are regulated by EPA. Ms. Coleman indicated that both CARB and EPA regulate ships, and South Coast AQMD also has a rule which allows for the inspection of ships at the berth.

Mr. Montez noted the identified high emissions levels from both ships and locomotives, the burden placed on the manufacturers, and inquired whether the regulatory obligation is being weighed correctly. Dr. Fine acknowledged that overall ships are a major source of NOx emissions. Ms. Coleman indicated that ship emissions have been identified as a major contributor to the odor events, and a program is now in place to conduct surveillance on ships in the Ports or coastal area. Mr. Montez further inquired what EPA or the Federal government are doing about this problem. Ms. Zimpfer provided an outline of the enforcement collaboration and partnership between EPA, South Coast AQMD and the Coast Guard.

Mr. LaMarr commented that he expected to see a presentation on the complaint reporting process, specifically in the area of education. He expressed that if the South Coast AQMD is concerned about the increase in complaints, the Compliance and Enforcement Program should be directed towards the education of the business owners. Ms. Coleman replied that the goal is to increase source education. She indicated that inspectors do provide onsite training to business owners and businesses are always encouraged to call if they have questions. Mr. Wong indicated that he has reviewed many violations and noted the level of direct education provided by the inspectors. Ms. Coleman further indicated that the staff is collaborating with various city business and planning offices to also develop permit application training. She encouraged the Advisory Group to provide input on additional areas of needed source education. Mr. LaMarr suggested holding webinars for business owners. Mr. Crabbe added that businesses can also schedule a no-fault inspection with the Small Business Assistance Group, which is an educational opportunity and no violations are issued.

Mr. Rothbart indicated that companies want to stay in compliance, and suggested a forum where facilities could ask questions on the gray areas of enforcement and permit streamlining.

Ms. Bridget McCann commented that the emergency response presentation was very informative and suggested that sector specific training would be helpful. Dr. Fine expressed that there have been discussions, with the recent refinery fires, to better educate the public in the areas of emergency response. He further expressed that efforts are being made to build on the education and outreach for future AB 617 efforts, flare notification system and emergency response. Ms. Coleman noted that webinars would be a good addition to the training already provided, and the topics could be specific to areas of interest. Ms. Zimpfer emphasized that EPA's compliance staff would also be available continue the collaboration in future webinars and training.

Ms. Susan Stark expressed that there have been discussions about the odors along the coast and reaching out to the marine vessels. She suggested that an informational sheet could be provided to the shipping agents to remind them of their responsibilities and requirements.

## **SUBCOMMITTEE STATUS REPORTS**

### **A. Freight Sustainability (*Lauren Nevitt*)**

An update was provided on the following item.

- CARB is proposing to discontinue the low-NOx truck vouchers, for the hybrid and zero-emissions truck and bus incentive project (HVIP) voucher incentive program.

### **B. Small Business Considerations (*Bill LaMarr*)**

No report was provided.

### **C. Environmental Justice and AB 617 Implementation (*Curt Coleman*)**

An update was provided on the following items.

- Wilmington/Carson/West Long Beach AB 617 Community Steering Committee meeting, July 11, 2019.
- San Bernardino/Muscoy AB 617 Community Steering Committee meeting, July 18, 2019.
- Boyle Heights/East Los Angeles/West Commerce AB 617 Community Steering Committee meeting, July 25, 2019.
- CARB Community Air Grant Guidelines Teleconference, July 11, 2019.

#### Additional Updates

- Dr. Fine provided an update on the AB 617 Community Emissions Reduction Plans.

### **D. Climate Change (*David Rothbart*)**

An update was provided on the following item.

- CARB's Climate Pollutant Strategy, comment period ending July 17, 2019.

## **REPORT TO AND FROM THE STATIONARY SOURCE COMMITTEE**

Dr. Philip Fine provided a summary of items related to the June and July 2019 meetings.

- Laki Tisopulos has been appointed the new Air Pollution Control Officer at the Ventura Air Pollution Control District;
- Proposed Rule Amendments – 301, 1110.2, 1118, 1407;
- AB 617 Draft Community Emission Reduction Plans and recommendations for Year 2 communities;
- 2018 Annual Report on AB 2588;
- Status Report on Regulation XIII – New Source Review; and
- Air Quality Management Plan consultation meeting on July 19, 2019.

## **OTHER BUSINESS**

There were no comments.

## **PUBLIC COMMENT**

There were no comments.

## **ADJOURNMENT**

The meeting was adjourned at 12:32 am. The next meeting of the Home Rule Advisory Group is scheduled for 10:00 a.m. on November 13, 2019, and will be held at the South Coast AQMD in Conference Room CC-8.

**South Coast Air Quality Management District  
HOME RULE ADVISORY GROUP – Attendance Record – 2019**

	(Term: 1/1/19 - 1/1/21)	1/9	FEB	3/13	APR	5/8	JUN	7/10	AUG	9/11	OCT	11/13	DEC
	Board/Member, Business & Community Reps, SCAQMD Staff												
1	Dr. Joseph Lyou, Chair	X	dark	X	dark		dark		dark	Meeting Cancelled	dark		dark
2	Council Member Ben Benoit, Vice Chair	A		A		A		A					
3	Dr. Clark E. Parker, Sr., Governing Board Member	A		A									
4	Dr. Philip Fine (Agency Member) - SCAQMD	X		X		X		X					
5	Zimpfer, Amy (Agency Member) - EPA <i>Representing Elizabeth Adams</i>	A		T		T*		T					
6	Clerico, Brian (Agency Member) - CARB <i>Representing Richard Corey</i>	T		T		T		T					
7	Chang, Ping (Agency Member) - SCAG <i>Alternate – Rongsheng Luo</i>	T*		X*		A*		T*					
8	Carrel, Marc (Environmental Representative)	T		X		X		A*					
9	Carroll, Mike (Business Representative) <i>Alternate – Robert Wyman</i>	A		A		X		X					
10	Coleman, Curtis (Business Representative) <i>Alternate – Susan Stark</i>	X		X		X		X					
11	De La Cruz, Carlo (Environmental Representative)	T		X		X		X					
12	Keeler, Frances (Business Representative) <i>Alternate – Janet Whittick</i>	T		X*		X*		X					
13	McCann, Bridget (Business Representative) <i>Alternate – Patty Senecal</i>	A*		X		X		X					
14	LaMarr, Bill (Business Representative)	X		X		X		X					
15	McGivney, Dan (Business Representative) <i>Alternate – Lauren Nevitt</i>	A*		X		X		X*					
16	Downs, Michael (Community Representative - McCallon)	A		A		A*		A*					
17	Ferlita, Jaclyn (Community Representative - Lyou)	X		A		A		A					
18	Hansberger, Martin (Community Representative - Rutherford)	X		X		X		X					
19	Montez, Art (Community Representative - Lyou)	A		X		X		X					
20	Rothbart, David (Community Representative - Mitchell)	X		A*		X		X					
21	Rubio, Larry (Community Representative - Ashley)	A*		A*		A*		T					
22	Smith, Larry (Community Representative - Benoit)	A		A*									
23	Turner, TyRon (Community Representative - Burke)	A		X		X		T					

Attendance Codes					
X	Present	T	Teleconference	A	Absence
X*	Alternate in Attendance	T*	Alternate Teleconference Participation	A*	Absence Excused

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**  
**General Counsel's Office**  
**DRAFT**  
**October 2019 Settlement Penalty Report**

<b>Total Penalties</b>	
Civil Settlements:	<b>\$101,950.00</b>
MSPAP Settlements:	<b>\$33,938.00</b>
Hearing Board Settlements:	<b>\$40,000.00</b>

<b>Total Cash Settlements:</b>	<b>\$175,888.00</b>
<b>Total SEP Value:</b>	<b>\$0.00</b>

<b>Fiscal Year through 10 / 2019 Cash Total:</b>	<b>\$8,528,327.86</b>
<b>Fiscal Year through 10 / 2019 SEP Value Only Total:</b>	<b>\$0.00</b>

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
<b>Civil Settlements</b>						
189661	CARNEVALE & SON CONSTRUCTION, INC	1403	10/25/2019	DH	P67467	\$4,050.00
124805	EXIDE TECHNOLOGIES	221 1420.2	10/4/2019	NSF	P67460	\$10,000.00
157359	HENKEL ELECTRONIC MATERIALS, LLC	2004 2012 3002	10/30/2019	NSF	P66212	\$9,000.00
164214	KIBRIYA ENTERPRISES, INC	461	10/22/2019	WBW	P68114 P68117	\$400.00
189871	LA KINGS VALLEY ICE CENTER	1415.1	10/22/2019	DH	P66964	\$2,500.00
187301	MC NOON CRYSTAL IMPORT INC, M&M ELECTRIC	1403 40 CFR 60, QQQ	10/16/2019	KER	P66290	\$1,000.00

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Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
35302	OWENS CORNING ROOFING AND ASPHALT, LLC	2004	10/23/2019	DH	P63689 P66163	\$1,500.00
156737	PARAMOUNT OIL, INC.	203 461 H&S 41960	10/25/2019	MJR	P64666	\$3,500.00
136	PRESS FORGE CO	402 2004 1430 H&S 41700	10/15/2019	NSF	P62084 P65225 P65229 P65859 P66164 P68304	\$42,500.00
152707	SENTINEL ENERGY CENTER LLC	2004(f)(1) 3002(c)(1)	10/22/2019	KER	P66063	\$7,000.00
189629	SIGNET SM, LLC	1403	10/3/2019	DH	P67466	\$1,500.00
106623	SUPERIOR SUPER WAREHOUSE #106	201 203(a) 1415	10/17/2019	DH	P60699 P63942	\$19,000.00

**Total Civil Settlements: \$101,950.00**

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Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
<b>MSPAP Settlements</b>						
186754	ADAME LANDSCAPE INC	203(a)	10/3/2019	GC	P67355	\$600.00
164625	ADVANTAGE MAILING	203 1415	10/17/2019	GC	P65792	\$1,800.00
117435	ALLOY PROCESSING	1469	10/22/2019	GC	P66461	\$500.00
169038	BC TRAFFIC SPECIALIST	403(d)(2)	10/3/2019	GC	P65058	\$1,040.00
129388	BONAKDAR'S CHEVRON/HOSSEIN ENT. INC.	461	10/3/2019	GC	P68108	\$638.00
123702	CALEX ENGINEERING COMPANY	203(a)	10/22/2019	GC	P66773	\$270.00
162886	CELEBRITY CLEANERS	203(b)	10/17/2019	GC	P56746	\$850.00
162886	CELEBRITY CLEANERS	1421	10/17/2019	GC	P56745	\$400.00
117840	CITY OF MONTEBELLO	461(e)(2)	10/17/2019	TF	P63940	\$1,000.00
161604	DYNALECTRIC COMPANY	203	10/3/2019	GC	P67652	\$640.00
169976	FORCE ENVIRONMENTAL INC	1403	10/3/2019	GC	P66459	\$840.00
184544	GOLDEN STATE ENTERPRISES, LLC	461	10/3/2019	GC	P66355	\$600.00
34038	HACIENDA LA PUENTE SCH DIST	461	10/22/2019	GC	P65173	\$850.00
34038	HACIENDA LA PUENTE SCH DIST	461(c)(3)(Q)	10/22/2019	GC	P65855	\$300.00
92863	HARBOR TRUCK BODIES INC	203	10/3/2019	GC	P65176	\$1,360.00

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Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
178709 95955 11443	KLONDIKE CONSTRUCTION SERVICES, INC MOUNTAIN VIEW USD MADRID JR HIGH SCH LETNER ROOFING CO	1403	10/17/2019	TF	P67413 P67415 P67416	\$2,000.00
31727	LA CO., SHERIFF'S DEPT.	461	10/22/2019	TF	P63924	\$800.00
183061	LIMONITE C&C, LLC	461	10/17/2019	TF	P66377	\$400.00
186811	LOYALTY CONSTRUCTION INC	1403	10/17/2019	TF	P66706	\$1,000.00
157743	M & G AUTO BODY	1151	10/22/2019	TF	P63792	\$1,200.00
107149	MARKLAND MANUFACTURING INC	203	10/3/2019	TF	P63099	\$850.00
171258 187312	MURILLO CONSTRUCTION CLEAN UP PACIFIC SOUTHWEST BUILDERS INC	1403	10/17/2019	TF	P66421 P66422	\$1,000.00
98196	NICKEY CARDLOCK	461 H&S 41960.2	10/22/2019	TF	P68132	\$750.00
143921	PILOT TRAVEL CENTERS, LLC	461	10/17/2019	TF	P67225	\$800.00
158057	POWER TRIP RENTALS	13 CCR 2460	10/3/2019	TF	P68510	\$800.00
143968	RAFIK'S 76 STATION	461	10/3/2019	TF	P67215	\$850.00
157279	ROSE CLEANERS	1421	10/3/2019	TF	P50745	\$500.00
188903 189005	SBR ROOFING ADR PREFERRED BUSINESS PROPERTIES	1403 40 CFR 60, QQQ	10/22/2019	TF	P67605 P67606	\$800.00
6069	STEINER CORP	1146	10/22/2019	TF	P63883	\$1,600.00
18606	STEINER CORP, AMERICAN LINEN	1146	10/22/2019	TF	P66826	\$1,600.00

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Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
135965	SUNSTATE EQUIPMENT CO. LLC	203(b)	10/22/2019	TF	P69504	\$1,600.00
149045	TRANCAS OIL COMPANY, INC.	461 H&S 41960	10/22/2019	TF	P68409	\$800.00
185750	TRK DEVELOPMENT	403	10/17/2019	TF	P67555	\$800.00
173196	ULTIMATE AUTO BODY	109 203(b) 1151(e)(1) 1171(c)(1)	10/29/2019	TF	P66785	\$2,000.00
183108	URBAN COMMONS LLC EVOLUTION HOSPITALITY	2004	10/17/2019	TF	P66858	\$1,000.00
10534	YORBA LINDA COUNTRY CLUB	203	10/22/2019	TF	P65188	\$300.00
150423	YOSSI 76, JOSSI J SHIMSHI	201 203	10/22/2019	TF	P67224	\$800.00
<b>Total MSPAP Settlements: \$33,938.00</b>						

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Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbr	Total Settlement
<b>Hearing Board Settlements</b>						
104234	MISSION FOODS CORPORATION	202 203(b) 1153.1 1303	10/22/2019	KCM	5400-4	\$25,000.00
10966	WEBER METALS INC	402 3002 H&S 41700	10/31/2019	DH	6136-1	\$15,000.00
<b>Total Hearing Board Settlements: \$40,000.00</b>						

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## SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX FOR OCTOBER 2019 PENALTY REPORT

### REGULATION I - GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

### REGULATION II - PERMITS

Rule 201 Permit to Construct  
Rule 202 Temporary Permit to Operate  
Rule 203 Permit to Operate  
Rule 221 Plans

### REGULATION IV - PROHIBITIONS

Rule 402 Nuisance  
Rule 403 Fugitive Dust - Pertains to solid particulate matter emitted from man-made activities  
Rule 461 Gasoline Transfer and Dispensing

### REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters  
Rule 1151 Motor Vehicle and Mobile Equipment Non-Assembly Line Coating Operations  
Rule 1153.1 Emissions of Oxides of Nitrogen from Commercial Food Ovens  
Rule 1171 Solvent Cleaning Operations

### REGULATION XIII - NEW SOURCE REVIEW

Rule 1303 Requirements

### REGULATION XIV - TOXICS

Rule 1403 Asbestos Emissions from Demolition/Renovation Activities  
Rule 1415 Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems  
Rule 1415.1 Reduction of Refrigerant Emissions from Stationary Refrigeration Systems  
Rule 1420.2 Emission Standards for Lead from Metal Melting Facilities  
Rule 1421 Control of Perchloroethylene Emissions from Dry Cleaning Operations  
Rule 1430 Control of Emissions from Metal Grinding Operations at Metal Forging Facilities  
Rule 1469 Hexavalent Chromium Emissions from Chrome Plating and Chromic Acid Anodizing Operations

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### REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 RECLAIM Program Requirements  
Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

### REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements for Title V Permits

### CALIFORNIA HEALTH AND SAFETY CODE

41700 Violation of General Limitations  
41960 Certification of Gasoline Vapor Recovery System  
41960.2 Gasoline Vapor Recovery

### CALIFORNIA CODE OF REGULATIONS

13 CCR 2460 Portable Equipment Testing Requirements

### CODE OF FEDERAL REGULATIONS

40 CFR 60, QQQ – Standards of Performance for VOC Emissions from Petroleum Refinery Wastewater

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