

BOARD MEETING DATE: March 6, 2020

AGENDA NO. 13

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of January 1 through January 31, 2020.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file.

Julie Prussack
Chairman of Hearing Board

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Two summaries are attached: **January 2020 Hearing Board Cases and Rules From Which Variances and Orders for Abatement Were Requested in 2020**. An index of South Coast AQMD Rules is also attached.

The total number of appeals filed during the period January 1 to January 31, 2020 is 0.

Report of January 2020 Hearing Board Cases

Case Name and Case No. (South Coast AQMD Attorney)	Rules	Reason for Petition/Hearing	South Coast AQMD Position/Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
1. Air Liquide Large Industries, U.S. LP Case No. 5705-9 (D. Hsu)	203(b) 2004(f)(1) 3002(c)(1)	Ammonia CEMS unexpectedly and suddenly failed.	Not Opposed/Granted	IV granted commencing 01/16/20 and continuing for 90 days or until the SV hearing currently scheduled for 02/06/20, whichever occurs first.	None
2. Equilon Enterprises dba Shell Oil Products U.S. Case No. 4982-121 (N. Feldman)	203(b) 2004(f)(1) 3002(c)(1)	Petitioner needs to shut down afterburners for maintenance and sought to use portable thermal oxidizers as mitigation.	Not Opposed/Granted	SV granted commencing 01/20/20 and continuing through 02/14/20, or until final compliance is achieved, whichever occurs first.	None
3. Lunday-Thagard Company dba World Oil Refining Case No. 2033-31 (Consent Calendar – No Appearance)	203(b) 2004(f)(1) 3002(c)(1)	Petitioner sought to use an alternative control device to control any excess emissions during partial shutdown to install a very low NOx burner.	Not Opposed/Granted	SV granted commencing 01/11/20 and continuing through 01/18/20.	None
4. New-Indy Ontario LLC Case No. 6162-1 (T. Barrera)	203(b) 2004(f)(1) 3002(c)(1)	Petitioner sought relief to run its boiler for steam while it attempts to remedy steam-production issues with its new combined heat and power units.	Not Opposed/Granted	RV granted commencing 01/14/20 and continuing through 05/20/20 for Gas Turbine No. 2 to conduct source testing and RATA; and 08/20/20 for Gas Turbines Nos. 1 and 2.	CO: 1,814.74 lbs/day NOx: 74.53 lbs/day PM10: 44.39 lbs/day SOx: 3.5 lbs/day VOC: 32.13 lbs/day

Case Name and Case No. (South Coast AQMD Attorney)	Rules	Reason for Petition/Hearing	South Coast AQMD Position/Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
5. S & C Oil Co. Inc. and JP Resources Inc. Case No. 6165-1 (M. Reichert)	203(b) 463(c) 1148.1(d)(8) 1173(d)(1)(B)	Due to recent changes in fuel specifications, petitioner's gas is unable to be processed. Petitioner seeks relief while it determines alternative destruction and compliance.	Not Opposed/Granted	RV granted commencing 01/08/20 and continuing through 11/08/20.	Facility ID# 64093 Benzene: 0.1 lb/day VOC: 3.3 lbs/day Facility ID# 122974 Benzene: 0.1 lb/day VOC: 6.0 lbs/day Facility ID# 45882 None
6. South Coast AQMD vs. Ralphs Grocery Company Case No. 6166-1 (N. Feldman)	2004(f)(1) 2012(d)(2) 2012 & Appendix A	Respondent is operating its flare at a lower temperature than required by permit.	Stipulated/Issued	O/A issued commencing 01/29/20 and continuing through 09/30/20; the Hearing Board shall retain jurisdiction over this matter until 09/30/20.	N/A
7. South Coast AQMD vs. Torrance Refining Co. Case No. 6060-5 (D. Hsu)	N/A	Status Report on upgrades to power supply system to reduce outages and resulting flaring.	Stipulated/Modified	Mod. O/A issued commencing 01/30/20; the Hearing Board shall continue to retain jurisdiction over this matter until final compliance is achieved.	N/A
8. Southern California Edison-Barre Peaker Case No. 1262-112 (M. Reichert)	203(b) 3002(c)	Petitioner is unable to complete repairs on gas turbine in time to conduct source test within required timeframe.	Not Opposed/Granted	SV granted commencing 01/14/20 and continuing through 02/14/20.	None

Acronyms

CEMS: Continuous Emissions Monitoring System
CO: Carbon Monoxide
EV: Emergency Variance
IV: Interim Variance
Mod. O/A: Modification Order for Abatement
N/A: Not Applicable
NOx: Oxides of Nitrogen
O/A: Order for Abatement
PM-10: Particulate Matter ≤ 10 microns
RATA: Relative Accuracy Test Audit
RV: Regular Variance

SV: Short Variance

SOx: Oxides of Sulfur
VOC: Volatile Organic Compounds

Rules from which Variances and Orders for Abatement were Requested in 2020															
	2020	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions	
109(c)(1)														0	
201														0	
202(a)														0	
202(c)														0	
203(a)														0	
203(b)		6												6	
401(b)														0	
401(b)(1)														0	
401(b)(1)(B)														0	
405(a)														0	
407														0	
407(a)														0	
415(d)(1)(B)(ii)														0	
415(d)(1)(C)(ii)														0	
415(e)(1)														0	
415(e)(5)														0	
415(e)(6)														0	
461(c)(1)(A)														0	
461(c)(2)(A)														0	
461(c)(3)(P)														0	
461(e)(5)														0	
463(c)		1												1	
463(c)(2)														0	
463(c)(3)														0	
463(e)(4)														0	
463(f)(1)(C)														0	
1110.2(d)(1)(F)														0	
1110.2(d)(1)(L)														0	
1110.2(h)														0	
1110.2(i)(1)(B)														0	
1110.2(i)(1)(J)														0	
1111														0	
1111(c)(4)														0	
1146(c)(5)														0	
1147														0	
1147(c)(1)														0	
1148.1(d)(8)		1												1	
1150.1(d)(1)(C)(i)														0	
1150.1(d)(8)														0	
1150.1(d)(10)														0	
1150.1(d)(11)														0	
1150.1(d)(12)														0	
1150.1(d)(14)														0	
1150.1(d)(16)														0	
1150.1(d)(20)														0	
1150.1(e)(1)														0	
1150.1(e)(2)														0	
1150.1(e)(2)(B)														0	
1150.1(e)(2)(C)														0	
1150.1(e)(3)														0	
1150.1(e)(3)(B)														0	

Rules from which Variances and Orders for Abatement were Requested in 2020															
	2020	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions	
1150.1(e)(3)(C)														0	
1150.1(e)(4)														0	
1150.1(e)(4)(A)														0	
1150.1(e)(4)(B)														0	
1150.1(e)(7)														0	
1150.1(e)(7)(C)														0	
1150.1(f)(1)(A)														0	
1150.1(f)(1)(A)(iii)(I)														0	
1150.1(f)(1)(B)														0	
1150.1(f)(1)(C)														0	
1150.1(f)(1)(E)														0	
1150.1(f)(1)(G)														0	
1150.1(f)(1)(L)														0	
1150.1(f)(2)(A)														0	
1158(d)(2)														0	
1173(d)(1)(B)		1												1	
1178(d)(2)														0	
1178(g)														0	
1178(h)(2)														0	
1178(h)(4)														0	
1196														0	
1303														0	
1303(a)														0	
1303(b)														0	
1303(b)(2)														0	
1402(g)(2)(C)														0	
1420.2(g)(3)(B)														0	
1430														0	
1430(d)(8)														0	
1430(e)(2)														0	
1469(h)(4)(C)(i)														0	
1470(c)(2)(C)(iv)(I)														0	
2004(f)(1)		5												5	
2012, Appendix A		1												1	
2012(d)(2)		1												1	
2202(a)														0	
2202(b)														0	
2202(e)														0	
2202(l)														0	
3002(c)		1												1	
3002(c)(1)		4												4	
H&S 41701														0	
H&S 41960.2														0	

**SOUTH COAST AQMD RULES AND REGULATIONS INDEX
FOR 2020 HEARING BOARD CASES AS OF JANUARY 31, 2020**

REGULATION II – PERMITS

Rule 203 Permit to Operate

REGULATION IV – PROHIBITIONS

Rule 463 Organic Liquid Storage

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1148.1 Oil and Gas Production Wells

Rule 1173 Control of Volatile Organic Compound Leaks and Releases from Components at Petroleum Facilities and Chemical Plants

REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements

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

REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements