

BOARD MEETING DATE: March 7, 2025

AGENDA NO. 6

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of January 1 through January 31, 2025.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file.

Micah Ali
Hearing Board Chair

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Attached are the following summaries: **January 2025 Hearing Board Cases, and Rules From Which Variances and Orders for Abatement Were Requested from January 1, 2025 through January 31, 2025.** The applicable South Coast AQMD Rules for January 2025 are also attached.

There was one appeal filed during the period of January 1, 2025 to January 31, 2025.

Report of January 2025 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. B. Braun Pharmaceutical Manufacturing, LLC Case No. 4780-5 (Consent Calendar)	203(b) 1134 2004(f) 3002(c)(1)	Petitioner was unable to comply with the initial operation and final compliance deadlines in the variance. Also, petitioner was unable to comply with the increments of progress and Gantt chart requirements in Condition Nos. 6 and 8 of the Amended Variance. Petitioner cannot proceed with permanent shut down of the Cogens until the replacement Fuel Cells are fully installed and progress on the Fuel Cells project has been stalled by an unexpected crisis in the U.S. IV solution market.	Not Opposed/Granted	MFCD/EXT granted commencing on 1/30/2025 and continuing through 9/30/2025	NOx: 9.77 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
2. CalPortland Company Case No. 3221-23 (Consent Calendar)	203(b)	CalPortland applied for an ex-parte emergency variance because the next available hearing appointment date would have been beyond the 200-hour exceedance.	Not Opposed/Granted	Ex Parte variance granted commencing on 1/29/2025 and continuing for 30 days or until the interim variance hearing on 2/28/25, whichever comes first	NOx: 92.73 lbs/day
3. Inland Empire Utilities Agency Case No. 5209-6 (Erika Chavez)	203(b) 3002(c)(1)	Petitioner is upgrading flaring system; petitioner shall conduct source tests of enclosed digester gas fired flares under Permits to Operate.	Not Opposed/Granted	SV granted commencing on 1/28/2025 and continuing through 3/4/2025	None
4. University of California, Los Angeles Case No. 5708-3 (Brian Tomasovic)	203(b) 1134(d)(3) 3002(c)(1)	Petitioner attempted to complete the reliability testing which was delayed due to two significant unanticipated events: Power issues caused by the Palisades Fire that took the unit offline and thermal damage to the ductwork, which required its removal for repairs.	Not Opposed/Granted	IA granted for increment of progress 2b only commencing on 1/31/2025 and continuing through 2/28/2025	NOx: 72.64 lbs/day

Acronyms

IA: Interim Authorization
IV: Interim Variance
N/A: Not Applicable
NOx: Oxides of Nitrogen
SV : Short Variance

Rules from which Variances and Orders for Abatement were Requested in 2025

Rules	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Actions
203(b)	4												4
1134	1												1
1134(d)(3)	1												1
2004(f)	1												1
3002(c)(1)	3												3

**SOUTH COAST AQMD RULES AND REGULATIONS INDEX
FOR 2025 HEARING BOARD CASES AS OF JANUARY 31, 2025**

REGULATION II – PERMITS

Rule 203 Permit to Operate

REGULATION XI - TOXICS AND OTHER NON-CRITERIA POLLUTANTS

Rule 1134 Emissions of Oxides of Nitrogen from Stationary Gas Turbines

REGULATION XX – REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements

REGULATION XXX – TITLE V PERMITS

3002 – Requirements