

BOARD MEETING DATE: March 2, 2007

AGENDA NO. 15

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of January 1 through January 31, 2007.

COMMITTEE: Not Applicable

RECOMMENDED ACTION:  
Receive and file this report.

Edward Camarena  
Chairman of Hearing Board

EC:RJ

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Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2007** and **January 2007 Hearing Board Cases**.

The total number of appeals filed during the period January 1 to January 31, 2007 is 3.













## Report of January 2007 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. El Segundo Power, LLC Case #5097-6 (E. Sernel)	203(b) 2004(f)(1) 3002(c)(1)	The NH <sub>3</sub> slip exceeded the limit in the permit for the SCR which serves a boiler.	Not Opposed/Granted	Ex Parte EV granted commencing 1/26/07 and continuing through 2/7/07 or until the EV hearing currently scheduled for 2/1/07, whichever occurs first.	Ammonia: 3940 lbs/day
2. Lifoam Industries, Inc. Case #5465-1 Consent Calendar Item (N. Feldman)	203(b) 1175(c)(2) 1175(c)(4)(B)(ii)(II) 2004(f)(1)	Petitioner has experienced unanticipated delays in completing tests that petitioner expects will demonstrate compliance with Rule 1175.	Not Opposed/Granted	MFCD/EXT granted commencing 1/31/07 and continuing through 6/29/07, the FCD.	VOC: 154.8 lbs/day
3. Lunday-Thagard Company Case #2033-17 (A. Mednick)	202(b) 203(b) 204 2004(f)(1)	Petitioner wants to begin construction of control equipment while petitioner appeals the conditions of a recently issued permit.	Not Opposed/Granted	IV granted commencing forthwith and continuing until the RV hearing currently scheduled for 3/1/07, whichever is later.	VOC: Rules 202(b), 203(b), & 2004(f)(1): 2 lbs/day  Rule 204: None
4. Rexam Beverage Company Case No. #5290-5 (N. Feldman)	203(b) 1125(c)(1) 2004(f)(1) 3002(c)(1)	A valve failure caused the oxidizer serving a beverage can production line to shut down. Petitioner needs to continue production to meet customer commitments.	Not Opposed/Granted	Ex Parte EV granted commencing 1/4/07 and continuing for 30 days or until the EV hearing currently scheduled for 1/16/07, whichever comes first.	VOC: TBD
5. SCAQMD vs. Breitburn Energy Company Case #4358-4 (C. Engelhardt)	203(b) 1148.1 2004(f)(1)	Petitioner cannot comply with the two-day per month and 200 hours per year operation limits on its flare while maintaining its own oil production and that of its small producer neighbor which it also serves.	Stipulated/Issued	O/A issued commencing 1/11/07 and continuing through 7/11/07.	
6. SCAQMD vs. Lunday- Thagard Company Case #2033-15 (C. Engelhardt)	203(b) 2004(f)(1)	The O/A has been terminated to clarify that respondent does not need to comply with the requirements applicable to equipment that has been removed from service and destroyed.	Stipulated/Terminated	Mod. O/A terminated effective 1/4/07.	



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7. Tidelands Oil Production Company Case #4696-13 Consent Calendar Item (J. Panasiti)	203(b)	The flare serving the oil production operation has exceeded the 200 hour per year flaring limit. Petitioner cannot use the low Btu gas from the production operation at this time in permitted ICES; and therefore, has no option but to flare the gas.	Not Opposed/Granted	RV granted commencing 1/30/07 and continuing through 6/30/07, the FCD.	NOX: 0.245 lb/day CO: 0.066 lb/day VOC: 0.013 lb/day
8. Westway Terminal Company Case #5050-7 (J. Panasiti)	203(b) 463(e)(4)	The seal on the internal floating roof tank failed after new BACT seals were installed.	Not Opposed/Granted	Ex Parte EV granted commencing 1/31/07 and continuing for 30 days or until the SV hearing currently scheduled for 2/14/07, whichever comes first.	VOC: TBD

### Acronyms

CO: Carbon Monoxide  
EV: Emergency Variance  
FCD: Final Compliance Date  
O/A: Order for Abatement  
PM: Particulate Matter  
RV: Regular Variance  
SOx: Oxides of Sulfur  
SV: Short Variance  
TBD: To be determined  
H&S: Health & Safety Code  
BTU: British Thermal Units  
BACT: Best Available Control Technologies

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  
Mod./Variance: Modification of a Variance  
NH3: Ammonia  
NOx: Oxides of Nitrogen  
TOC: Total Organic Compounds  
VOC: Volatile Organic Compounds  
SCR: Selective Catalytic Reduction Unit  
ICE: Internal Combustion Engine