

BOARD MEETING DATE: July 11, 2014

AGENDA NO. 22

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This reports the monthly penalties from May 1 through May 31, 2014, and legal actions filed by the General Counsel's Office during from May 1 through May 31, 2014. An Index of District Rules is attached with the penalty report.

COMMITTEE: Stationary Source, June 20, 2014, Reviewed

RECOMMENDED ACTION:
Receive and file this report.

Kurt R. Wiese
General Counsel

KRW:lc

Violations

Civil Actions Filed

- | | |
|---|--|
| 2 | JOSE MUNOZ dba VERNIS GROUP
Los Angeles Superior Court Central
Case No. 14K04779; Filed: 5.13.14 (PH)
P59452, P59462
R. 109 – Recordkeeping for Volatile Organic Compound Emissions
R. 203 – Permit to Operate |
| 6 | NORTH COUNTY SAND AND GRAVEL, INC.
Superior Court of California - County of Riverside
Case No. MCC 1400728; Filed: 5.15.14 (KRW)
P46730, P49298, P49299, P58026, P58062, P58077
R. 203 – Permit to Operate
H&S Codes 42402, 42402.1, 42402.2 and 42402.3 – Violation of
Emission Limitations |

8 Violations

2 Cases

Attachments
May 2014 Penalty Reports
Index of District Rules and Regulations

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
General Counsel's Office**

May 2014 Settlement Penalty Report

Total Penalties

Civil Penalties:	\$8,276,400.00
SRV Penalties:	\$35,000.00
MSPAP Penalties:	\$24,725.00
Hearing Board Penalties:	\$14,000.00
Total Cash Penalties:	\$8,350,125.00
Total SEP Value:	\$0.00
Fiscal Year through May 2014 Cash Total:	\$17,540,425.28
Fiscal Year through May 2014 SEP Value Only Total:	\$398,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
CIVIL PENALTIES:							
101656	AIR PRODUCTS AND CHEMICALS, INC.	2004, 2012 203 3002(C)(1) 3002(C)(1) 1118, 3002(C)(1) 2012, 2004 3002(C)(1)	Y	5/27/2014	NSF	P61005 P61006 P58220 P58221 P58222 P34684 P58213	\$90,500.00
145836	AMERICAN APPAREL DYEING & FINISHING	2004 2004	Y	5/9/2014	NSF	P53139 P53140	\$22,500.00
99157	ARCO DLR ALI YASIN	203(A), 461		5/9/2014	PH3	P56798	\$1,000.00
46268	CALIFORNIA STEEL INDUSTRIES INC	2004	Y	5/27/2014	NSF	P57372	\$1,500.00
800089	EXXONMOBIL OIL CORPORATION	202, 1118, 1105.1, 1173 203, 401 3002 3002 1173 3002(C)(1) 1118 401(A), 401(B) 203, 221, 1118, 3002 3002(C)(1) 461	Y	5/21/2014	JMP/MJR	P56614 P56615 P56616 P56617 P56618 P56619 P56620 P56621 P56622 P59707	\$8,100,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
129816	INLAND EMPIRE ENERGY CENTER, LLC	2004, 2005 2004, 2012	Y	5/30/2014	TRB	P53135 P53132	\$11,000.00
42127	L & J DRY CLEANING, ALFRED HOWEL	1146.2		5/27/2014	RRF	P61206	\$1,000.00
68798	LA CITY DWP, LOS FELIZ P.S.	203(B), 1470 203(B), 1470		5/20/2014	NSF	P58680 P60251	\$20,000.00
800075	LA CITY, DWP SCATTERGOOD GENERATER	2004, 2012	Y	5/20/2014	NSF	P55536	\$4,500.00
125298	LA CITY, DWP SCATTERGOOD GENERATER	1403, 40 CFR 1403, 40 CFR		5/20/2014	NSF	P53982 P53980	\$2,500.00
143713	LUCKY OIL CO, IOWA SHELL #135181	461 41960.2 203 (B)		5/9/2014	RRF	P56837	\$500.00
154130	NCM DEMOLITION AND REMEDIATION	1403 1403 1403 40 CFR		5/20/2014	NSF	P53984 P53983 P53981	\$1,500.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
29110	ORANGE COUNTY SANITATION DISTRICT	203(B), 3002(C)(1) 203(B), 3002(C)(1)		5/9/2014	WBW	P53006 P53005	\$500.00
159780	ROXBURY MEDICAL TOWER, LLC		203 (A)	5/6/2014	KCM	P57964	\$1,000.00
36738	SORENSEN ENGINEERING INC.	3002(C)(1) 3002 3002(C)(1) 3002, 40 CFR 3002(C)(1) 3002 3002(C)(1) 3002(C)(1)		5/9/2014	TRB	P55409 P46745 P30691 P61161 P61164 P61409 P53315	\$15,000.00
150604	SWEISS PETROL		461(E)(2)(C)	5/23/2014	PH3	P60223	\$900.00
110630	WESTERN ENVIRONMENTAL, LLC		402, 41700	5/23/2014	KCM	P49745	\$2,500.00
TOTAL CIVIL PENALTY SETTLEMENTS: \$8,276,400.00							

SELF-REPORTED VIOLATIONS:

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
149343	C&D ZODIAC		1124	5/20/2014	NAS	SRV99	\$35,000.00

TOTAL SRV SETTLEMENT: \$35,000.00

MSPAPP SETTLEMENTS:

174516	ALBERTSONS STORE #6534		203 (B)	5/9/2014		P55798	\$1,100.00
155431	BAJWA'S AM-PM		203(B), 461(C)(2)(B) 41960.2	5/27/2014		P62229	\$1,000.00
155431	BAJWA'S AM-PM		461, 41960.2	5/27/2014		P62224	\$600.00
73015	BIG LOTS STORES, INC.		203 (A)	5/27/2014		P61420	\$600.00
135997	CHAPMAN UNIVERSITY		1470	5/27/2014		P60400	\$550.00
170741	CITY OF DIAMOND BAR		403(D)(1)	5/27/2014		P57687	\$1,000.00
172921	COURTESY CLEANERS		1102	5/13/2014		P58949	\$880.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
164513	DON KELLER COLLISION CENTER		109, 203(A)	5/16/2014		P61216	\$700.00
136202	EPSILON PLASTICS INC		3003	5/21/2014		P61500	\$250.00
175289	EXPO SKANSKA RADOS		403	5/30/2014		P57995	\$960.00
147434	FAIRMONT NEWPORT BEACH		201, 222, 1415, 1110.2	5/27/2014		P58584	\$1,050.00
147434	FAIRMONT NEWPORT BEACH		1110.2	5/27/2014		P58589	\$1,050.00
127047	INDUSTRIAL SERVICE OIL CO INC		203 (A)	5/9/2014		P58689	\$1,000.00
175375	JORGE POHLENZ		461	5/1/2014		P59947	\$640.00
164994	LAKESIDE GOLF CLUB		461 (E) (2)	5/21/2014		P61700	\$550.00
137491	MERCEDES-BENZ OF LAGUNA NIGUEL		203 (B)	5/2/2014		P55797	\$2,000.00

FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
175371	SECURITY PAVING CO INC		403	5/2/2014		P52991	\$960.00
150260	SOLAR LINK INTERNATIONAL		1168(C)(1)	5/27/2014		P52297	\$3,200.00
159406	SOMERCLARK GAS		203 (B), 461	5/9/2014		P62306	\$715.00
146691	SUPERCHARGED, INC		461, 41960.2	5/21/2014		P62236	\$400.00
143337	TASHKEN AUTO SERVICE INC		109, 203(A)	5/21/2014		P61219	\$640.00
160523	UNITED FAMILY LLC		203 (B), 461	5/2/2014		P59992	\$3,900.00
107394	VICTORIA GAS LIQ, BALBIR SINGH J		461	5/28/2014		P59939	\$480.00
161231	W & W AUTO SALE AND BODY REPAIR		109, 203(B)	5/29/2014		P56716	\$500.00

TOTAL MSPAPP SETTLEMENTS:

HEARING BOARD SETTLEMENTS:

35188	3M COMPANY Hearing Board Case No. 5970-2		203, 1147, 1303. 3002	5/16/2014	KCM	HRB2222	\$4,000.00
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FAC ID	COMPANY NAME	RULE NUMBER	RECLAIM ID	SETTLED DATE	ATTY INT	NOTICE NO	TOTAL SETTLEMENT
	Monthly penalty for on-going operation of the facility's equipment due the 15th of each month until 9.15.15.						
48849	COMMUNITY HOSPITAL OF HUNTINGTON Hearing Board Case No. 5952-1 CHHP agrees to pay \$1500/month penalty for the on-going operation of its engine.	1470		5/16/2014	KCM	HRB2223	\$1,500.00
54732	INLAND VALLEY REGIONAL MEDICAL C Hearing Board Case No. 5982-1 Beginning 4.11.14, facility to pay \$1000/month until it permanently cease operation of two boilers in non-compliance with R. 1146.	1146		5/1/2014	NAS	HRB2221	\$1,000.00
139195	UHS-CORONA INC/CORONA REGIONAL M Hearing Board Case No. 5941-1 Facility to pay \$500/month it operates the noncompliant engine beginning June 2013; plus additional \$2,000 paid in one lump sum within 30 days of achieving full compliance with Rule 1470. Facility came into compliance May 2014.	1470		5/21/2014	MJR	HRB2224	\$7,500.00

TOTAL HEARING BOARD SETTLEMENTS: \$14,000.00

DISTRICT RULES AND REGULATIONS INDEX FOR MAY 2014 PENALTY REPORTS

REGULATION I - GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions (*Amended 8/18/00*)

REGULATION II – PERMITS

List and Criteria Identifying Information Required of Applicants Seeking A Permit to Construct from the South Coast Air Quality Management - District (*Amended 4/10/98*)

Rule 201 Permit to Construct (*Amended 1/5/90*)

Rule 202 Temporary Permit to Operate (*Amended 5/7/76*)

Rule 203 Permit to Operate (*Amended 1/5/90*)

Rule 221 Plans (*Adopted 1/4/85*)

Rule 222 Filing Requirements for Specific Emission Sources Not Requiring a Written permit Pursuant to Regulation II. (*Amended 5/19/00*)

REGULATION IV - PROHIBITIONS

Rule 401 Visible Emissions (*Amended 9/11/98*)

Rule 402 Nuisance (*Adopted 5/7/76*)

Rule 403 Fugitive Dust (*Amended 12/11/98*) *Pertains to solid particulate matter emitted from man-made activities.*

Rule 461 Gasoline Transfer and Dispensing (*Amended 6/15/01*)

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1102 Petroleum Solvent Dry Cleaners (*Amended 11/17/00*)

Rule 1105.1 Reduction of PM and Ammonia Emissions From Fluid Catalytic Cracking Units

Rule 1110.2 Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines (*Amended 11/14/97*)

Rule 1118 Emissions From Refinery Flares (*Adopted 2/13/98*)

Rule 1124 Aerospace Assembly and Component Manufacturing Operations (*Amended 9/21/01*)

Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters (*Amended 11/17/00*)

Rule 1146.1 Emissions of Oxides of Nitrogen from Small Industrial, Institutional, and Commercial Boilers, Steam Generators, and Process Heaters (*Amended 5/13/94*)

- Rule 1141.2 Surfactant Manufacturing (*Amended 11/17/00*)
- Rule 1147 NOx REDUCTIONS FROM MISCELLANEOUS SOURCES (9/08)
- Rule 1173 Fugitive Emissions of Volatile Organic Compounds (*Amended 5/13/94*)

REGULATION XIII - NEW SOURCE REVIEW

- Rule 1303 Requirements (*Amended 4/20/01*)

REGULATION XIV - TOXICS

- Rule 1403 Asbestos Emissions from Demolition/Renovation Activities (*Amended 4/8/94*)
- Rule 1415 Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems (*Amended 10/14/94*)
- Rule 1470 Requirements for Stationary Diesel-Fueled Internal Combustion and Other Compression Ignition Engines

REGULATION XX REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

- Rule 2004 Requirements (*Amended 5/11/01*)
- Rule 2005 New Source Review for RECLAIM (*Amended 4/20/01*)

REGULATION XXX - TITLE V PERMITS

- Rule 3002 Requirements (*Amended 11/14/97*)
- Rule 3003 Applications (*Amended 3/16/01*)

CALIFORNIA HEALTH AND SAFETY CODE § 41700

- 41700 Violation of General Limitations
- 41960.2 Gasoline Vapor Recovery

CALIFORNIA CODE OF REGULATIONS

- Title 13 Mobile Sources and Fuels

CODE OF FEDERAL REGULATIONS

- 40 CFR – Protection of the Environment