

BOARD MEETING DATE: October 7, 2022

AGENDA NO. 26

REPORT: Stationary Source Committee

SYNOPSIS: The Stationary Source Committee held a meeting remotely on Friday, September 16, 2022. The following is a summary of the meeting.

RECOMMENDED ACTION:  
Receive and file.

Ben J. Benoit, Chair  
Stationary Source Committee

JA:cr

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**Committee Members**

Present: Mayor Ben J. Benoit/Committee Chair  
Supervisor Sheila Kuehl/Vice Chair  
Board Member Veronica Padilla-Campos  
Vice Mayor Rex Richardson  
Supervisor Janice Rutherford

Absent: Senator Vanessa Delgado (Ret.)

**Call to Order**

Chair Benoit called the meeting to order at 10:30 a.m.

For additional information of the Stationary Source Committee Meeting, please refer to the [Webcast](#)

**INFORMATIONAL ITEMS:**

- 1. Annual Progress Report for AB 617 Community Emissions Reduction Plans**  
Uyen-Uyen Vo Planning and Rules Manager/Planning, Rule Development and Implementation, presented an overview of the 2022 Annual Progress Report for Assembly Bill 617 (AB 617) Community Emissions Reduction Plans (CERPs).

Mariela Loera, Leadership Counsel Justice and Accountability/Eastern Coachella Valley Community Steering Committee (CSC) member, recommended that future reports distinguish the current year's CERP implementation updates from cumulative updates. Ms. Loera also requested that the public comment period for future annual progress reports be extended to a minimum of 15 days to give the community more preview time.

Chris Chavez, Coalition for Clean Air/Wilmington, Carson, West Long Beach CSC member, recommended more effort to increase CSC participation and inclusion in the AB 617 process, and for CSC members to help identify next steps for CERP implementation. Mr. Chavez highlighted the 2021 community-led incentives budgeting activities conducted by each of the CSCs as an example.

Harvey Eder, Public Solar Power Coalition, suggested that plans like the CERPs include solar power as a viable substitute for fossil fuel power.

No comments were received from the Committee members.

For additional details, please refer to the [Webcast](#) beginning at 7:12.

## **2. Summary of Proposed Rule 1460 – Control of Particulate Emissions from Metal Recycling and Shredding Operations**

Michael Krause, Assistant Deputy Executive Officer/Planning, Rule Development and Implementation, provided a summary of Proposed Rule 1460.

Board Member Veronica Padilla-Campos requested clarification on rule applicability and asked if the rule includes provisions to prevent water runoff from facilities. Mr. Krause clarified that although the rule development was initiated in response to the Southeast Los Angeles CERP, Proposed Rule 1460 will be applicable within South Coast AQMD jurisdiction. Mr. Krause also explained that staff met with the State Water Resources Control Board and facilities will remain required to comply with existing permits that address water runoff.

Board Member Padilla-Campos expressed appreciation of high wind requirements and asked if metal recycling and metal shredding operations can be enclosed and if there are requirements for fence line monitoring. Mr. Krause replied that facilities have the option to enclose operations and in doing so would not have to cease operations due to high winds. Mr. Krause clarified that there are no requirements for fence line monitoring at this time.

James Simonelli, California Metals Coalition commented on the importance of ensuring all facilities register with South Coast AQMD and thanked staff for their efforts.

Supervisor Janice Rutherford expressed concerns about facilities ceasing operations during frequent high wind events potentially causing trucks to queue to unload. Shew requested updates to rule proposals be presented at the Stationary Source Committee in October.

For additional details, please refer to the [Webcast](#) beginning at 26:25.

### **3. Summary of Proposed Amended Rule 1168 – Adhesive and Sealant Applications**

Heather Farr, Planning and Rules Manager/Planning, Rule Development and Implementation, provided a summary of Proposed Amended Rule 1168.

Doug Raymond, Chemours, requested staff to exempt Opteon 1100 prior to OEHHA assessment to allow usage now and provide more options for users especially considering the recent supply chain issues.

Rita Loof, Radtech, expressed concerns about the USEPA disapproval of the thin film test method and the staff proposal to remove the test method. She suggested staff work with the UV/EB/LED industry to seek USEPA approval for the test method.

Jordan Blank, GreenChem Industries LLC, opposed the prohibition of pCBtF which could potentially increase the use of water-based products that can cause challenges such as run-off and water contamination.

Mark Abramowitz, Community Environmental Services, supported staff's proposal to prohibit pCBtF and asked staff to address toxicity issues in other rules on a shorter timeline.

Chadwick Collins, Roof Coatings Manufacturers Association, stated that product reformulations need time, and it would be challenging to continuously reformulate products.

Dr. Katy Wolf supported staff proposal on pCBtF and t-BAc prohibition and suggested an evaluation be conducted before considering an exemption for Opteon 1100.

Staff responded to the comments regarding the Opteon 1100 exemption, UV/EB thin film test method, and the concern regarding the time manufacturers need for product reformulations.

No comments were received by Committee members. For additional details, please refer to the [Webcast](#) beginning at 41:26.

#### **4. Summary of Proposed Amended Rule 1148.2 – Notification and Reporting Requirements for Oil and Gas Wells and Chemical Suppliers**

Michael Morris, Planning and Rules Manager/Planning, Rule Development and Implementation, provided a summary of Proposed Amended Rule 1148.2 which includes specific proposed amendments, expanded notification requirements to include acidizing of injection wells and workover rig operations, and an annual report of chemicals used at the regulated oil and gas sites.

There were no comments received from Committee members or from the public. For additional details, please refer to the [Webcast](#) beginning at 1:13:48.

#### **5. RECLAIM Quarterly Report – 14<sup>th</sup> Update**

The presentation was waived. There were no comments received from Committee members or from the public. For additional details, please refer to the [Webcast](#) beginning at 1:18:40.

### **WRITTEN REPORTS:**

#### **6. Notice of Violation Penalty Summary**

The report was acknowledged by the committee.

### **OTHER MATTERS:**

#### **7. Other Business**

Board Member Padilla-Campos made a request to invite the OEHHA to the next meeting for additional information on Ethylene Oxide (EtO) since it has been in the news with Sterigenics. She indicated that a presentation on the EtO levels and health effects could be beneficial to the public. Executive Office Wayne Nastri responded that he would ask OEHHA and suggested having Dr. Nichole Quick, South Coast AQMD Health Effects Officer, speak to impacts and health effects of EtO. For additional details, please refer to the [Webcast](#) beginning at 1:19:06.

#### **8. Public Comment Period**

Jane Williams, California Communities Against Toxics, raised concerns about EtO and issues concerning the sterilization facilities in South Coast AQMD jurisdiction. She expressed concern about how South Coast AQMD is measuring EtO and that the risk numbers that staff are using on EtO are outdated. She urged Committee members to take a closer look at the action measures that South Coast AQMD is taking to protecting the communities from medical sterilization facilities. For additional details, please refer to the [Webcast](#) beginning at 1:20:57.

Felipe Aguirre, Comite Pro Uno-Maywood, expressed his concerns about EtO emissions from Sterigenics and how South Coast AQMD is measuring these emissions. He agreed with the request to invite OEHHA and suggested that USEPA also be invited to present on risk numbers. He urged staff to use more stringent ways of measuring the emissions from Sterigenics and asked staff to protect the fenceline communities. For additional details, please refer to the [Webcast](#) beginning at 1:23:40.

Cynthia Babich, Del Amo Action Committee, agreed with Mr. Aguirre's comments about Sterigenics. Ms. Babich stated while working with Earthjustice to review a Title V permit for a refinery she requested more time from staff to review the document but was denied. She asked that staff take into consideration that more time may be needed to thoroughly review materials and extend the public comment periods in the future. For additional details, please refer to the [Webcast](#) beginning at 1:25:11.

Mr. Eder agreed with Ms. Babich's comment on public comment. He supports using a precautionary principle approach when it relates to the manufacturing of chemicals, fertilizers and insecticides. He expressed concerns about fossil fuels and equity issues. For additional details, please refer to the [Webcast](#) beginning at 1:27:10.

#### **9. Next Meeting Date**

The next Stationary Source Committee meeting is scheduled for Friday, October 21, 2022 at 10:30 a.m.

#### **Adjournment**

The meeting was adjourned at 12:05 p.m.

#### **Attachments**

1. Attendance Record
2. Notice of Violation Penalty Summary

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT  
MOBILE SOURCE COMMITTEE  
September 16, 2022  
ATTENDANCE ROSTER**

Mayor Ben J. Benoit ..... South Coast AQMD Board  
 Supervisor Sheila Kuehl..... South Coast AQMD Board  
 Board Member Padilla-Campos ..... South Coast AQMD Board  
 Vice Mayor Richardson ..... South Coast AQMD Board  
 Supervisor Janice Rutherford ..... South Coast AQMD Board

Ruthanne Taylor Berger..... Board Consultant (Benoit)  
 Tom Gross ..... Board Consultant (Benoit)  
 Loraine Lundquist..... Board Consultant (Kuehl)  
 Debra Mendelsohn..... Board Consultant (Rutherford)  
 Mark Taylor..... Board Consultant (Rutherford)  
 Amy Wong ..... Board Consultant (Padilla-Campos)

Mark Abramowitz..... Community Environmental Services  
 Felipe Aguirre..... Comite Pro Uno - Maywood  
 Cynthia Babich ..... Del Amo Action Committee  
 Jordan Blank..... GreenChem Industries LLC  
 Chris Chavez ..... Coalition for Clean Air  
 Curtis Coleman..... Southern California Air Quality Alliance  
 Chadwick Collins ..... Roof Coatings Manufacturers Association  
 Ramine Cromartie..... WSPA  
 Harvey Eder..... Public Solar Power Coalition  
 Bill Lamarr ..... California Small Business Alliance  
 Mariela Loera ..... Leadership Counsel Justice and Accountability  
 Rita Loof ..... Radtech  
 Doug Raymond..... Chemours  
 James Simonelli..... California Metals Coalition  
 Peter Whittingham..... Whittingham Public Affairs Advisors  
 Jane Williams ..... California Communities Against Toxics

Derrick Alatorre..... South Coast AQMD staff  
 Jason Aspell..... South Coast AQMD staff  
 Barbara Baird ..... South Coast AQMD staff  
 Heather Farr..... South Coast AQMD staff  
 Bayron Gilchrist ..... South Coast AQMD staff  
 Sheri Hanizavareh..... South Coast AQMD staff  
 Anissa Heard-Johnson ..... South Coast AQMD staff  
 Mark Henninger..... South Coast AQMD staff  
 Sujata Jain ..... South Coast AQMD staff  
 Aaron Katzenstein ..... South Coast AQMD staff  
 Michael Krause..... South Coast AQMD staff  
 Jason Low..... South Coast AQMD staff  
 Terrence Mann..... South Coast AQMD staff  
 Michael Morris ..... South Coast AQMD staff

**ATTACHMENT 1**

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

**Attendance –September 16, 2022**

Ron Moskowitz .....South Coast AQMD staff  
Susan Nakamura.....South Coast AQMD staff  
Wayne Nastri .....South Coast AQMD staff  
Andrea Polidori .....South Coast AQMD staff  
Sarah Rees .....South Coast AQMD staff  
Lisa Tanaka O’Malley .....South Coast AQMD staff  
Uyen-Uyen Vo.....South Coast AQMD staff  
Jillian Wong .....South Coast AQMD staff  
Paul Wright .....South Coast AQMD staff  
Victor Yip.....South Coast AQMD staff

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

**Settlement Penalty Report (08/01/2022 - 08/31/2022)**

**Total Penalties**

Civil Settlement:       \$46,725.00  
Criminal Referral Settlement:   \$14,547.69  
MSPAP Settlement:       \$27,320.00  
  
**Total Cash Settlements:       \$88,592.69**

**Fiscal Year through 08/31/2022 Cash Total:   \$1,683,582.66**

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
<b>Civil</b>						
143621	3D CAM INC.	1145	08/09/2022	EC	P68642	\$1,500.00
139787	A & J ENVIRONMENTAL SVC'S INC.	221, 1166	08/05/2022	SH	P67428	\$750.00
128296	BELTONE CLEANERS	1402, 1421	08/09/2022	GV	P69557, P69562	\$1,000.00
63180	DARLING INGREDIENTS INC.	2004, 2012	08/09/2022	NS	P72859, P72863	\$21,820.00
16338	KAISER ALUMINUM FABRICATED PRODUCTS, LLC	2004	08/26/2022	SH	P63809, P63817, P69366	\$3,000.00
170563	OLEN COMMERCIAL REALTY CORP	1146.2	08/05/2022	SH	P65183, P65184	\$2,500.00
20061	RAINBOW ENVIRONMENTAL SERVICES	402, H&S 41700	08/23/2022	KCM	P66486, P69157, P70407	\$16,155.00
<b>Total Civil Settlements: \$46,725.00</b>						
<b>Criminal Referral</b>						
188046	5 ANGELS, LLC	1403	08/09/2022	GC	P66298	\$14,547.69
<b>Total Criminal Referral: \$14,547.69</b>						
<b>MSPAP</b>						
176124	AMERICA OIL CO. INC. 1 DBA RAFI'S CHEVRO	203	08/18/2022	GC	P68441	\$425.00
178557	AMERICA OIL COMPANY INC. NO. 11	203	08/18/2022	GC	P69021	\$470.00
190167	CENTRAL TRANSPORT SANTA ANA LOT	403	08/18/2022	GC	P69370, P69375, P69381	\$5,100.00
169546	CIRCLE K #2709473, CIRCLE K STORES, INC.	461	08/18/2022	GC	P69852	\$765.00
138998	CONTRACTORS WARDROBE	109, 203	08/18/2022	GC	P65574, P73003	\$2,400.00
121602	COURTESY CLEANERS, DBA M YADEGAR	1146.2	08/18/2022	GC	P69515	\$400.00
108802	D & H SUPER SERVICE	461	08/18/2022	GC	P70201	\$300.00
137049	DAN LEMAY WEST COAST COLLISION CENTER	203, 1151, 1171	08/24/2022	GC	P68272	\$400.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
140882	DOWNEY GAS/ EL SHAHAWI GROUP, INC.	461	08/18/2022	GC	P69035	\$300.00
190022	DR HORTON	403	08/18/2022	GC	P62180, P67710	\$3,600.00
187233	G&M OIL CO., #131	461	08/18/2022	GC	P69038	\$900.00
117685	GARO GAS	461	08/18/2022	GC	P70055	\$1,080.00
148907	GILL AND SUMRA, INC./H&K GAS & GROCERY	203, 461, H&S 41960.2	08/18/2022	GC	P67246	\$1,400.00
88864	HANSON AGGREGATES WEST INC/EAGLE VALLEY	1157	08/18/2022	GC	P69373	\$3,400.00
176707	HARBOR DISTRIBUTING, LLC	461	08/18/2022	GC	P68630	\$600.00
155527	INLAND CONTRACTORS, INC.	203	08/18/2022	GC	P69435	\$800.00
178678	INTRAVAIA ROCK & SAND, INC.	13 CCR 2460	08/18/2022	GC	P63270	\$640.00
139723	J B CHEMICAL	203	08/18/2022	GC	P69566	\$1,600.00
169219	JB STATION, INC.	461	08/18/2022	GC	P69028	\$300.00
159120	KEVIN'S AUTO BODY, DBA HIEN HUU HOANG	109, 203, 1151, 1171	08/18/2022	GC	P68574	\$640.00
175351	KEVINS CLEANERS	1421	08/18/2022	GC	P68370	\$600.00
103167	THE GAFFOGLIO FAMILY METAL CRAFTERS, INC.	1171	08/18/2022	GC	P68568	\$1,200.00
<b>Total MSPAP Settlements: \$27,320.00</b>						

**SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX  
FOR AUGUST 2022 PENALTY REPORT**

**REGULATION I - GENERAL PROVISIONS**

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

**REGULATION II - PERMITS**

Rule 203 Permit to Operate

Rule 221 Plans

**REGULATION IV - PROHIBITIONS**

Rule 402 Nuisance

Rule 403 Fugitive Dust

Rule 461 Gasoline Transfer and Dispensing

**REGULATION XI - SOURCE SPECIFIC STANDARDS**

Rule 1145 Plastic, Rubber and Glass Coatings

Rule 1146.2 Emissions of Oxides of Nitrogen from Large Water Heaters and Small Boilers

Rule 1151 Motor Vehicle and Mobile Equipment Non-Assembly Line Coating Operations

Rule 1157 PM10 Emission Reductions from Aggregate and Related Operations

Rule 1166 Volatile Organic Compound Emissions from Decontamination of Soil

Rule 1171 Solvent Cleaning Operations

**REGULATION XIV - TOXICS**

Rule 1402 Control of Toxic Air Contaminants from Existing Sources

Rule 1403 Asbestos Emissions from Demolition/Renovation Activities

Rule 1421 Control of Perchloroethylene Emissions from Dry Cleaning Operations

**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

**CALIFORNIA HEALTH AND SAFETY CODE**

41700 Prohibited Discharges

41960.2 Gasoline Vapor Recovery

**CALIFORNIA CODE OF REGULATIONS**

13 CCR 2460    Portable Equipment Testing Requirements