

BOARD MEETING DATE: November 3, 2023

AGENDA NO. 9

REPORT: Civil Filings and Civil Penalties Report

SYNOPSIS: This report summarizes monthly penalties and legal actions filed by the General Counsel's Office from September 1 through September 30, 2023. An Index of South Coast AQMD Rules is attached with the penalty report.

COMMITTEE: Stationary Source, October 20, 2023, Reviewed

RECOMMENDED ACTION:
Receive and file.

Bayron T. Gilchrist
General Counsel

BTG:cr

| | <u>Civil Filings</u> | <u>Violations</u> |
|--|----------------------|-------------------|
| 1. TRS Kang Family Trust County of Los Angeles Superior Court – Small Claims Case No.: 23IWSC01436; Filed 9.29.23 (CL) NOV Nos.: P70299 R.1403 - Asbestos Emissions from Demolition/Renovation Activities R.1466 - Control of Particulate Emissions from Soils with Toxic Air Contaminants California Health and Safety Code §§ 42402 and 42411 | | 2 |
| | | 2 Violations |

Attachments

September 2023 Penalty Report
Index of South Coast AQMD Rules and Regulations

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

Settlement Penalty Report (09/01/2023 - 09/30/2023)

Total Penalties

Civil Settlement: \$248,575.50
MSPAP Settlement: \$54,009.00

Total Cash Settlements: \$302,584.50

Fiscal Year through 09/30/2023 Cash Total: \$1,116,314.50

| Fac ID | Company Name | Rule Number | Settled Date | Init | Notice Nbrs | Total Settlement |
|--------------|---|--|--------------|------|--|------------------|
| Civil | | | | | | |
| 191080 | ASBESTOS ABATEMENT, INC. | 1403 | 09/07/2023 | JL | P74596, P76201 | \$7,026.00 |
| 70343 | BREA MALL MGMT OFFICE | 201, 1415 | 09/13/2023 | SH | P65773, P65796 | \$6,500.00 |
| 153992 | CANYON POWER PLANT | 2004, 3002 | 09/06/2023 | KER | P66140 | \$4,392.00 |
| 143741 | DCOR, LLC | 463, 1148.1, 1173, 2004, 2012 | 09/15/2023 | JL | P69300, P72860, P74512, P74518 | \$31,664.00 |
| 136539 | DEL ROSA FUEL | 461 | 09/06/2023 | MR | P64975, P76171 | \$1,000.00 |
| 171049 | E&B NATURAL RESOURCES MGMT. CORP. | 203, 1148.2 | 09/01/2023 | RM | P69274, P73353 | \$29,309.00 |
| 117560 | EQUILON ENTER, LLC-SHELL OIL PROD. US | 221, 3002 | 09/05/2023 | EC | P73260, P74083, P75504 | \$7,450.00 |
| 196900 | EXPRESS DISPOSAL, INC. | 403 | 09/20/2023 | RM | P74769, P74770, P74771 | \$3,975.00 |
| 62862 | IMPERIAL IRRIGATION DISTRICT/ COACHELLA | 3002 | 09/20/2023 | ND | P64795 | \$5,269.50 |
| 175733 | JAUREGUI & CULVER, INC. | 1166 | 09/22/2023 | ND | P66022 | \$4,684.00 |
| 186629 | KB HOME SOUTHERN CALIFORNIA | 403 | 09/07/2023 | SH | P74134, P74135, P74139, P74148, P75217 | \$7,500.00 |
| 197755 | KB HOMES/COUNTRY VIEW | 403 | 09/06/2023 | JL | P76463 | \$11,710.00 |
| 800170 | LA CITY, DWP HARBOR GENERATING STATION | 218.1, 2004 | 09/14/2023 | DH | P63823, P63833, P66226 | \$7,728.00 |
| 800193 | LA CITY, DWP VALLEY GENERATING STATION | 2004, 3002 | 09/14/2023 | DH | P66146, P76058 | \$7,377.00 |
| 61962 | LA CITY, HARBOR DEPT | 461, 2004 | 09/15/2023 | EC | P70010, P70017, P70019 | \$5,900.00 |
| 141295 | LEKOS DYE AND FINISHING, INC. | 1146, 2004, 2005, 2012, 2012 Appendix A | 09/14/2023 | KCM | P57883, P66074, P66081, P66084, P66086, P66087, P66093, P66095, P66100, P68318, P68329 | \$15,000.00 |
| 130156 | LEYMASTER ENVIRONMENTAL CONSULTING, LLC | 221, 1166 | 09/08/2023 | EC | P73404 | \$10,850.00 |
| 131425 | MATRIX OIL CORPORATION-RIDEOUT HEIGHTS | 203, 1173 | 09/06/2023 | JL | P73324 | \$10,831.00 |
| 173747 | NORTHGATE JEFFERSON ARCO AM/PM | 461, 41960.2 | 09/13/2023 | ND | P70167 | \$15,000.00 |
| 145553 | PETER'S FAMILY CLEANER, PALACE CLEANER | 203, 1102, 1402, 1421 | 09/12/2023 | BT | P62763, P62765, P62770, P62771 | \$1,000.00 |
| 126498 | STEELSCAPE, INC. | 2004, 2012 Appendix A, 3002 | 09/06/2023 | EC | P67382, P67394, P74608, P74621 | \$11,400.00 |
| 182752 | TORRANCE LOGISTICS COMPANY, LLC | 203, 462, 3002 | 09/21/2023 | DH | P66839, P74362 | \$37,741.00 |

| Fac ID | Company Name | Rule Number | Settled Date | Init | Notice Nbrs | Total Settlement |
|--------|---------------------|------------------|--------------|------|------------------------|------------------|
| 166440 | WEST COAST ARBORIST | 203, 13 CCR 2460 | 09/08/2023 | EC | P73901, P75220, P75225 | \$5,269.00 |

Total Civil Settlements: \$248,575.50

MSPAP

| | | | | | | |
|--------|-------------------------------|-----------|------------|----|----------------|-------------|
| 114854 | AUTO SPA CONNECTION, INC. | 203, 461 | 09/15/2023 | CL | P75703 | \$1,942.00 |
| 183567 | GS II, INC. | 3002 | 09/08/2023 | CL | P73699 | \$2,142.00 |
| 126222 | JENAL ENGINEERING CORP | 1166 | 09/15/2023 | CL | P70199 | \$937.00 |
| 190612 | LA GLORY 661 INC | 461 | 09/01/2023 | CL | P77651 | \$1,456.00 |
| 197779 | LENNAR AT THE FARM | 403 | 09/01/2023 | CL | P76406 | \$4,605.00 |
| 183723 | LOS ANGELES ENGINEERING, INC | 403 | 09/01/2023 | CL | P63478 | \$5,747.00 |
| 95067 | MESA WATER DISTRICT | 203 | 09/08/2023 | CL | P73822 | \$971.00 |
| 174480 | PHENOMENEX, INC. | 203 | 09/08/2023 | VA | P78309 | \$11,928.00 |
| 156312 | ROSECRANS ENERGY | 1118 | 09/01/2023 | CL | P73266 | \$3,845.00 |
| 178674 | SOIL MIXING SERVICES, INC. | 403, 1466 | 09/01/2023 | CL | P73507 | \$4,144.00 |
| 145795 | SOUTHLAND DISPOSAL COMPANY | 403 | 09/08/2023 | VA | P74781 | \$3,747.00 |
| 169250 | UNIVERSAL SERVICE STATION INC | 461 | 09/01/2023 | CL | P72984 | \$6,440.00 |
| 128898 | VONS CO INC NO 2155 | 201, 203 | 09/15/2023 | CL | P73162 | \$1,842.00 |
| 101196 | WARREN DUNCAN CONTRACTING | 1166 | 09/06/2023 | GV | P69159, P69162 | \$1,961.00 |
| 23506 | WEST LOS ANGELES COLLEGE | 203, 461 | 09/01/2023 | CL | P77801 | \$2,302.00 |

Total MSPAP Settlements: \$54,009.00

SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX
SEPTEMBER 2023 PENALTY REPORT

REGULATION II - PERMITS

- Rule 201 Permit to Construct
- Rule 203 Permit to Operate
- Rule 218.1 Continuous Emission Monitoring Performance Specifications
- Rule 221 Plans

REGULATION IV - PROHIBITIONS

- Rule 403 Fugitive Dust - Pertains to solid particulate matter emitted from man-made activities
- Rule 461 Gasoline Transfer and Dispensing
- Rule 462 Organic Liquid Loading
- Rule 463 Storage of Organic Liquids

REGULATION XI - SOURCE SPECIFIC STANDARDS

- Rule 1102 Petroleum Solvent Dry Cleaners
- Rule 1118 Emissions from Refinery Flares
- Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters
- Rule 1148.1 Oil and Gas Production Wells
- Rule 1148.2 Hydraulic Fracturing of Oil and Gas Wells
- Rule 1166 Volatile Organic Compound Emissions from Decontamination of Soil
- Rule 1173 Fugitive Emissions of Volatile Organic Compounds

REGULATION XIV - TOXICS

- Rule 1402 Control of Toxic Air Contaminants from Existing Sources
- Rule 1403 Asbestos Emissions from Demolition/Renovation Activities
- Rule 1415 Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems
- Rule 1421 Control of Perchloroethylene Emissions from Dry Cleaning Operations
- Rule 1466 Control of Particulate Emissions from Soils with Toxic Air Contaminants

REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

- Rule 2004 Requirements
- Rule 2005 New Source Review for RECLAIM
- Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions
- Rule 2012 Appendix A
Protocol for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX
SEPTEMBER 2023 PENALTY REPORT

REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements

CALIFORNIA HEALTH AND SAFETY CODE

41960.2 Gasoline Vapor Recovery
42402 Violation of Emission Limitations – Civil Penalty
42411 Annual increase in maximum penalties

CALIFORNIA CODE OF REGULATIONS

13 CCR 2460 Portable Equipment Testing Requirements