

BOARD MEETING DATE: January 9, 2026

AGENDA NO. 7

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of November 1 through November 30, 2025.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:

Receive and file.

Micah Ali
Hearing Board Chair

Attached are the following summaries: **November 2025 Hearing Board Cases, and Rules From Which Variances and Orders for Abatement Were Requested from November 1, 2025 through November 30, 2025.** The applicable South Coast AQMD Rules through September are also attached.

There were no appeals filed during the period of November 1, 2025 to November 30, 2025.

Report of November 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. American Nuts Case No. 6279-1 (Consent Calendar)	203(b) 1153.1	Two dry roasters exceeding throughput limits and time is needed to modify the permit to increase throughput limits, obtain P/C for a thermal oxidizer and lower NOx burners, and install the new equipment.	Not Opposed/Granted	RV granted commencing 11/13/2025 and continuing through 11/1/2026, the FCD.	VOC: 17.28 lbs./day CO: (0.808) lbs./day NOx: (3.00) lbs./day PM: 8.052 lbs./day SOx: (0.014) lbs./day
2. Bon Appetit Bakery Case No. 6280-1 (Consent Calendar)	203(b) 1153.1, Table 1	Petitioner encountered unexpected issues with burners in two new commercial ovens exceeding NOx emission limits and needs time to troubleshoot, repair, and complete an initial source test.	Not Opposed/Granted	IV granted commencing on 11/18/25 and continuing for 90 days or until the RV hearing scheduled for 1/15/2026, whichever comes first.	NOx: 36.96 lbs./day
3. Enery Holdings, LLC Case No. 6248-4 (J. Jones)	2012(c)(3)(A)	Due to theft of copper wiring from AT&T's network, Petitioner unable to transmit CEMS data to RTU/modem system and needs additional time to purchase and install an alternate method to transmit CEMS data.	Not Opposed/Granted	RV granted commencing 11/4/2025 and continuing through 10/29/2026, the FCD.	None
4. Lundy-Thagard Company dba World Oil Refining Case No. 2033-35 (Consent Calendar)	203(b) 1173(h) 2004(f)(1) 2011(c)(2)(A) 2012(c)(2)(A) 3002(c)(1)	Shut down of all refinery operations for several hours necessary to complete the replacement of an uninterruptable power supply ("UPS").	Not Opposed/Granted	SV is granted for up to a 24-hour period sometime between 12/15/2025 and 1/31/2026.	None

5. Shore Terminals, LLC Case No. 6281-1 (K. Manwaring)	203(b) 463(d) 463(f)(3)(D) 463(f)(3)(E) 463(f)(4)	Allow Petitioner to evaluate the best means to remove product inadvertently received, which exceeded a TVP of 0.5 per psi in marine terminal tank absent vapor control, and return to compliance.	Not Opposed/Granted	Ex Parte granted commencing 11/14/2025 and continuing for 30 days or until the SV scheduled for 12/10/2025.	NOx: 69 lbs./day VOC: 112 lbs./day
6. South Coast AQMD vs Southern California Edison – Pebble Beach Generating Station Case No. 1262-115 (Consent Calendar)	1470(c)(4)(A)	The Hearing Board received a status update by way of declaration and other record materials.	Stipulated/Modified	Stipulated Mod. O/A issued. The Hearing Board shall retain jurisdiction over this matter until 9/30/2026.	N/A
7. The Termo Company Case No. 3014-25 (S. Pruitt)	203(b) 463(d) 1148.1(d)(8)(B)	Additional time needed to repair the thermal oxidizer, which was not functioning properly due to an internal/electrical malfunction.	Not Opposed/Granted	Ex Parte granted commencing 11/26/2025 and continuing through 12/25/2025, whichever comes first.	TBD by 1/23/26
8. USA Waste of California dba El Sobrante Landfill Case No. 5139-7 (Consent Calendar)	203(b) 3002(c)(1)	Petitioner unable to comply with the sulfur/SOx limits in Permit Condition #35 for Flare #5, due to DMS concentrations in LFG generated by the facility.	Not Opposed/Granted	RV granted commencing 11/18/2025 and continuing through 11/17/2026 or until final action taken on permit application to modify the sulfur/SOx limits.	TBD

Acronyms

CEMS: Continuous Emissions Monitoring System
CO: Carbon Monoxide
DMS: Dimethyl Sulfide
FCD: Final Compliance Date
IV: Interim Variance
LFG: Landfill Gas
Mod. O/A: Modified Order for Abatement
N/A: Not Applicable
NOx: Oxides of Nitrogen
O/A: Order for Abatement

P/C: Permit to Construct
PM: Particulate Matter
P/O: Permit to Operate RV: Regula
SOx: Oxides of Sulfur
SV: Short Variance
TBD: To Be Determined
TVP: True Vapor Pressure
VOC: Volatile Organic Compounds

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
201			1										1
202						1							1
202(b)							1						1
203				1		1							2
203(a)			1							1			2
203(b)	4	5	5	6	5	1	5	3	4	3	6		47
218(b)(2)						1		1					2
218(b)(4)(C)									1				1
218.1									1				1
402			2	1		1			1				5
403(d)(1)(A)							1						1
403(d)(2)							1						1
403(d)(4)							1						1
415		1											1
415(f)						1							1
415(g)						1							1
431.1				1		1							2
461(c)(2)(B)			1										1
461(e)(5)								1	1				2
463(d)											2		2
463(d)(3)				1									1
463(f)(3)(D)											1		1
463(f)(3)(E)											1		1
463(f)(4)											1		1
1100(d)(3)					1								1
1110.2(e)(10)					1								1
1118(j)(10)(A)										2			2
1128		1											1
1134	1												1
1134(d)(3)	1												1
1147		1											1
1148.1(d)(8)				2									2
1148.1(d)(8)(B)										1			1
1150				1		1							2
1153.1										1	2		3
1173(h)											1		1
1173(m)(1)				2									2
1196(d)(1)								1		1			2
1196(f)(8)(A)										1			1
1196(f)(10)										1			1
1426		1											1
1469		1											1
1469(h)(3)					1								1
1469(h)(4)(A)(iv)					1								1
1469(k)(6)					1								1

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
1470(c)(4)(A)					1						1		2
2004(f)	1										1		2
2004(f)(1)			1	2	1	1	3	2	3	2	1		16
2005							1						1
2011(c)(2)(A)							1				1		2
2012(c)(2)(A)							1				1		2
2012(c)(3)(A)							2				1		3
3002				1		1							2
3002(c)(1)	3		2	2	1	1	4	2	2	3	2		22
CA H&S §41700			2	1		1			1				5

**SOUTH COAST AQMD RULES AND REGULATIONS INDEX
FOR 2025 HEARING BOARD CASES AS OF NOVEMBER 30, 2025**

REGULATION II – PERMITS

- Rule 201 Permit to Construct
- Rule 202 Temporary Permit to Operate
- Rule 203 Permit to Operate
- Rule 218 Continuous Emission Monitoring
- Rule 218.1 Continuous Emission Monitoring Performance Specifications

REGULATION IV - PROHIBITIONS

- Rule 402 Nuisance
- Rule 403 Fugitive Dust
- Rule 415 Odors from Rendering Facilities
- Rule 431.1 Sulfur Content of Gaseous Fuels
- Rule 461 Gasoline Transfer and Dispensing
- Rule 463 Organic Liquid Storage

REGULATION XI – SOURCE SPECIFIC STANDARDS

- Rule 1100 Implementation Schedule for NOx Facilities
- Rule 1110.2 Emissions for Gaseous – and Liquid-Fueled Engines
- Rule 1118 Control of Emissions from Refinery Flares
- Rule 1128 Paper, Fabric, and Film Coating Operations
- Rule 1134 Emissions of Oxides of Nitrogen from Stationary Gas Turbines
- Rule 1147 NOx Reductions from Miscellaneous Sources
- Rule 1148.1 Oil and Gas Production Wells

- Rule 1150 Excavation of Landfill Sites
- Rule 1153.1 Emissions of Oxides of Nitrogen from Commercial Food Ovens
- Rule 1173 Control of Volatile Organic Compound Leaks and Releases from Components at Petroleum Facilities and Chemical Plants
- Rule 1196 Clean On-Road Heavy-Duty Public Fleet Vehicles

REGULATION XIV - TOXICS AND OTHER NON-CRITERIA POLLUTANTS

- Rule 1426 Emissions from Metal Finishing Operations
- Rule 1469 Hexavalent Chromium Emissions from Chromium Electroplating and Chromic Acid Anodizing Operations
- 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
- Rule 2005 New Source Review for RECLAIM
- Rule 2011 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Sulfur (SO_x) Emissions
- Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NO_x) Emissions

REGULATION XXX – TITLE V PERMITS

- Rule 3002 Requirements

CALIFORNIA HEALTH & SAFETY CODE

- §41700 Prohibited Discharges