

BOARD MEETING DATE: October 2, 2026

AGENDA NO. 16

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of August 1 through August 31, 2026.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file.

Micah Ali
Hearing Board Chair

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Attached are the following summaries: **August 2026 Hearing Board Cases**, and **Rules From Which Variances and Orders for Abatement Were Requested from August 1, 2026 through August 31, 2026**. A **Rule Index** with the applicable South Coast AQMD Rules and Regulations for **August 2026** are also attached.

There was one (1) appeal filed during the period of August 1, 2026 to August 31 2026.

Report of August 2026 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. South Coast AQMD vs. Hector Martinez Armendariz, individually and dba Industry Body Shop Case No. 6290-1 (N. Wong)	109(c)(1) 203(a)	The petition sought administrative remedies concerning the unpermitted operation of a commercial automotive coating facility. The resulting mandate requires the respondent to formalize equipment registration and achieve total regulatory alignment.	Stipulated/Issued	O/A issued commencing 8/18/2026. The Hearing Board shall retain jurisdiction until Respondent has fully complied with the terms of the O/A and achieved compliance.	N/A
2. South Coast AQMD vs. Lineage Logistics PFS, LLC Case No. 6293-1 (J. Lee, G. Leblanc, N. Sanchez)	402 H&S 41700	This enforcement action addressed localized ambient air quality degradation and public welfare concerns. The order requires the immediate deployment of comprehensive mitigation protocols to control fugitive chemical emissions.	Stipulated/Issued	O/A issued commencing 8/6/2026. The Hearing Board shall retain jurisdiction over this matter until 4/1/2027 or until Respondent has fully complied with the terms, whichever occurs sooner unless the Order is amended or modified.	N/A
3. South Coast AQMD vs. Organic Energy Solutions, R3 Sustainability Case No. 6292-1 (E. Chavez)	201 203(a)	The hearing was initiated because the facility was operating industrial sustainability equipment without obtaining the necessary valid permits. The board intervened to establish a strict compliance schedule for the company to legally regularize its operations.	Stipulated/Issued	O/A issued commencing 8/19/2026. The Hearing Board shall retain jurisdiction over this matter until 8/19/2027, or until Respondent has achieved compliance, whichever occurs earlier unless the Order is amended or modified.	N/A

Report of August 2026 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
4. Ultramar, Inc. dba Valero Wilmington Refinery Case No. 3845-115 (M. Reichert)	202(a) 203(b) 401(b)(1) 407(a) 2004(f)(1) 3002(c)(1)	The refinery petitioned for this hearing following an unexpected equipment breakdown that disrupted normal operations. They requested temporary legal relief to safely manage and resolve the upset while exceeding standard carbon monoxide and opacity limits.	Not Opposed/Granted	Ex Parte EV and AOC granted commencing 8/28/2026 and continuing through 9/8/2026.	CO: 2,613 lbs. total Opacity Emissions: TBD

Acronyms

AOC: Alternative Operating Conditions
CO: Carbon Monoxide
EV: Emergency Variance

N/A: Not Applicable
O/A: Order for Abatement

Rules from which Variances and Orders for Abatement were Requested in 2026

Rules	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Actions
109(c)(1)								1					1
201								1					1
202(a)				1			1	1					3
203	1					1							2
203(a)					2		1	2					5
203(b)	4	3	4	4	6	5	8	1					35
218.1(b)(4)(C)			1										1
219(d)(5)(H)					1								1
401(b)(1)							1	1					2
401(b)(2)				1									1
402	1			1		1		1					4
407(a)				1			1	1					3
430				1									1
431.1	1					1							2
1110.2(c)(19)					1								1
1135(d)(1)(B)		1											1
1147(d)					1								1
1147(d)(5)				1									1
1147(d)(7)				1									1
1147(e)(2)(A)(i)				1									1
1147(h13)(A)				1									1
1150	1					1							2
1153.1	1												1
1189(e)(1)					1								1
1196(d)(1)			1				1						2
1303(a)(1)			1										1
1303(a)(2)			1										1
1304(a)(4)						1							1
1402(d)(2)				1									1
1407.1(d)(1)				1									1
1407.1(d)(5)(C)													0
1420	1												1
1469(k)(2)(C)						1							1
1469(w)(2)(B)						1							1
1469(x)(1)						1							1
1470(c)(4)(A)					1								1
1703(a)(2)			1										1
2004(f)(1)	1	1	3	1	2	2	3	1					14
2005(b)(1)(A)			1										1
3002	1					1							2
3002(c)(1)	1	2	2	1	1	3	3	1					14
CA H&S §41700				1		1		1					3
CA H&S §41701	1			1									2

SOUTH COAST AQMD RULES AND REGULATIONS INDEX FOR 2026 HEARING BOARD CASES AS OF AUGUST 30, 2026

REGULATION I – GENERAL PROVISION

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

REGULATION II – PERMITS

Rule 201 Permit to Construct

Rule 202 Temporary Permit to Operate

Rule 203 Permit to Operate

Rule 219 Equipment Not Requiring a Written Permit Pursuant to Regulation II

REGULATION IV - PROHIBITIONS

Rule 401 Visible Emissions

Rule 402 Nuisance

Rule 407 Liquid and Gaseous Air Contaminants

Rule 431.1 Sulfur Content of Gaseous Fuels

REGULATION XI – SOURCE SPECIFIC STANDARDS

Rule 1110.2 Emissions from Gaseous - and Liquid-Fueled Engines

Rule 1135 Emissions of Oxides of Nitrogen from Electricity Generating Facilities

Rule 1147 NOx Reductions from Miscellaneous Sources

Rule 1150 Excavation of Landfill Sites

Rule 1153.1 Emissions of Oxides of Nitrogen from Commercial Food Ovens

Rule 1189 Emission from Hydrogen Plant Process Vents

Rule 1196 Clean On-Road Heavy-Duty Public Fleet Vehicles

REGULATION XIII – NEW SOURCE REVIEW

Rule 1303 Requirements

Rule 1304 Exemptions

REGULATION XIV - TOXICS AND OTHER NON-CRITERIA POLLUTANTS

Rule 1402 Control of Toxic Air Contaminants from Existing Sources

Rule 1407.1 Control of Toxic Air Contaminant Emissions from Chromium Alloy Melting Operations

Rule 1420 Emissions Standard for Lead

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 XVII – PREVENTION OF SIGNIFICANT DETERIORATION (PSD)

Rule 1703 PSD Analysis

REGULATION XX – REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements

Rule 2005 New Source Review for RECLAIM

REGULATION XXX – TITLE V PERMITS

Rule 3002 Requirements

CALIFORNIA HEALTH & SAFETY CODE

§41700 Prohibited Discharges

§41701 Restricted Discharges