

BOARD MEETING DATE: September 4, 2026

AGENDA NO. 16

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of July 1 through July 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: **July 2026 Hearing Board Cases**, and **Rules From Which Variances and Orders for Abatement Were Requested from January 1, 2026 through July 31, 2026**. A **Rule Index** with the applicable South Coast AQMD Rules and Regulations for **July 2026** are also attached.

There were no appeals filed during the period of July 1, 2026 to July 31 2026.

Report of July 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. County of Riverside Case No. 6229-4 (Consent Calendar)	203(b)	Filed to obtain a Regular or Interim Variance for operating equipment outside standard permit conditions under Rule 203(b).	Not Opposed/Granted	RV granted commencing 7/28/2026 and continuing through 12/31/2026, the final compliance date.	CO2: 88.29 lbs/hour
2. ReConserve of California – Los Angeles, Inc. Case No. 2876-8 (M. Reichert)	203(b) 2004(f)(1)	Filed to obtain a Regular or Interim Variance for operating equipment outside standard permit conditions under Rules.	Opposed/Granted	RV granted commencing 7/21/2026 and continuing through 1/31/2027, the final compliance date.	NOx: 2 lbs/day CO: 17 lbs/day
3. South Coast AQMD vs. Auto Wiz Collision, Inc. Case No. 6291-1 (D. Hsu)	203(a)	An enforcement action by the district because a facility was operating without a valid permit under Rule 203(a).	Stipulated/Issued	O/A issued commencing 7/09/2026. The Hearing Board shall retain jurisdiction over this matter until Respondent has fully complied with the terms of the Order.	N/A
4. South Coast AQMD vs. Los Angeles County Metropolitan Transportation Authority Case No. 5874-2 (Consent Calendar)	1196(d)(1)	Filed to modify an existing Order for Abatement concerning fleet vehicle rules under Rule 1196.	Stipulated/Modified	Mod. O/A issued commencing 7/28/2026. The Hearing Board shall retain jurisdiction over this matter until 12/31/2029.	N/A
5. Tesoro Refining and Marketing Company, LLC Case No. 4982-140 (K. Manwaring)	203(b) 2004(f)(1) 3002(c)(1)	Ex Parte Emergency Variance was granted after sudden refinery breakdown to excuse Title V and RECLAIM rule violations while emissions calculations were pending.	Not Opposed/Granted	Ex Parte EV granted commencing 7/14/2026 and continuing through 8/12/2026	TBD by 8/28/2026

Report of July 2026 Hearing Board Cases

6. Ultramar, Inc. dba Valero Wilmington Refinery Case No. 3845-114 (K. Manwaring)	202(a) 203(b) 401(b)(1) 407(a) 2004(f)(1) 3002(c)(1)	Ex Parte Emergency Variance and AOC was granted to bypass six equipment and opacity rules during an operational upset, allowing 3,954 lbs of excess CO.	Not Opposed/Granted	Ex Parte EV and AOC granted commencing 7/15/2026 and continuing through 8/14/2026	CO: 3,954 lbs
7. USA Waste of California, El Sobrante Landfill Case No. 5139-3 (Consent Calendar)	203(b) 3002(c)(1)	Petitioner requested an extension of its variance since it cannot meet the August 5, 2025 final compliance date for SOx limits at Flare No. 4.	Not Opposed/Granted	MFCD/EXT granted commencing 7/14/2026 and continuing through 8/05/2027 or the date final action taken on A/N 655059 to establish modified sulfur/SOx limits	SOx: 8.22 lbs/day
8. Verizon Wireless Sierra Peak Case No. 6139-10 (Consent Calendar)	203(b)	Petitioner requested an Interim, Regular, and Ex Parte Emergency variances because the emergency generator was about to exceed its allowed 200-hour annual limit due to ongoing power outages.	Not Opposed/Granted	RV granted commencing 7/28/2026 and continuing for 90 days or until the RV hearing scheduled for 9/22/2026, the final compliance date.	CO: 16.81 lbs/day NOx: 12.61 lbs/day PM: 1.38 lbs/day, SOx: 0.10 lbs/day
9. Verizon Wireless, San Sevaime Case No. 6139-11 (K. Roberts)	203(b)	Petitioner requested an Interim, Regular, and Ex Parte Emergency variances because the emergency generator was about to exceed its allowed 200-hour annual limit due to ongoing power outages.	Not Opposed/Granted	Ex Parte EV granted commencing 7/22/2026 and continuing through 7/28/2026	VOC: 8.17 lbs/day CO: 10.89 lbs/day NOx: 8.17 lbs./day
10. Verizon Wireless, San Sevaime Case No. 6139-11 (K. Roberts)	203(b)	Petitioner requested an Interim, Regular, and Ex Parte Emergency variances because the emergency generator was about to exceed its allowed 200-hour annual limit due to ongoing power outages.	Not Opposed/Granted	IV granted commencing 7/28/2026 and continuing through 9/22/2026, whichever comes first.	VOC: 8.17 lbs/day CO: 10.89 lbs/day NOx: 8.17 lbs/day

Report of July 2026 Hearing Board Cases

Acronyms

A/N: Application Number	N/A: Not Applicable
AOC: Alternative Operating Condition	NOx: Oxides of Nitrogen
CO: Carbon Monoxide	O/A: Order for Abatement
CO2: Carbon Dioxide	PM: Particulate Matter
EV: Emergency Variance	RV: Regular Variance
IV: Interim Variance	SOx: Oxides of Sulfur
MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance	SR: Status Report
Mod. O/A: Modification Order for Abatement	VOC: Volatile Organic Compounds

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
202(a)				1			1						2
203	1					1							2
203(a)					2		1						3
203(b)	4	3	4	4	6	5	8						34
218.1(b)(4)(C)			1										1
219(d)(5)(H)					1								1
401(b)(1)							1						1
401(b)(2)				1									1
402	1			1		1							3
407(a)				1			1						2
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						13
2005(b)(1)(A)			1										1
3002	1					1							2
3002(c)(1)	1	2	2	1	1	3	3						13
CA H&S §41700				1		1							2
CA H&S §41701	1			1									2

SOUTH COAST AQMD RULES AND REGULATIONS INDEX FOR 2026 HEARING BOARD CASES AS OF JULY 31, 2026

REGULATION II – PERMITS

- Rule 202 Temporary Permit to Operate
- Rule 203 Permit to Operate
- Rule 219 Equipment Not Requiring a Written Permit Pursuant to Regulation II
- Rule 203 Permit to Operate

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 Allow 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