

**BEFORE THE HEARING BOARD OF THE  
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

**In the Matter of**

SOUTH COAST AIR QUALITY  
MANAGEMENT DISTRICT,

Petitioner,

v.

BAKER COMMODITIES, INC.  
[Facility ID: #800016]

Respondent.

Case No. 6223-1

**STIPULATION TO PLACE THE STATUS  
HEARING AND REQUEST TO MODIFY  
THE ORDER FOR ABATEMENT ON  
CONSENT; (PROPOSED) FINDINGS AND  
DECISION**

Hearing Date: June 18, 2025  
Time: 9:30 a.m.  
Place: South Coast Air Quality  
Management District  
21865 Copley Drive  
Diamond Bar, CA 91765

The undersigned parties, Petitioner South Coast Air Quality Management District (“District”) and Respondent Baker Commodities, Inc. (“Baker”), hereby agree and stipulate as follows:

1. This matter should be placed on the Hearing Board’s Consent Calendar for Wednesday June 18, 2025, pursuant to Hearing Board Rule 4(a)(4).

2. The parties submit this written status report on Baker’s compliance with the July 22, 2024 Second Modified Order for Abatement (“Second Modified Order”), request to modify the Second Modified Order to provide conditions for termination, and [Proposed] Findings and Decision, (collectively, the “Stipulation”).

3. Baker has complied with the Second Modified Order.

4. Baker constructed the three enclosures required under Condition 8 of the Second Modified Order as of May 1, 2025: including the (i) J&M skimmer trash area; (ii) grease pit trash area; and (iii) Centrisys trash bin.

5. On May 23, 2025, District Inspector Michael Pua verified the three enclosures have been built. (See Exhibit 1, Declaration of Michael Pua.) The Declaration of Michael Pua should be

1 entered as evidence in support of this Stipulation.

2 6. The District has issued no notices of violation to Baker since April 26, 2022.

3 7. The following are photographs of each enclosure provided by Baker:

4 **J&M Skimmer Trash Area**



12 **Grease Pit Trash Area**



21 **Centrisys Trash Bin**



1           8.       Pursuant to the Second Modified Order, Baker filed permit applications to add three  
2 new enclosures and expand one enclosure. The District's approval of the four permit applications  
3 resulted in modification of the Facility Permit. Baker filed a Permit Appeal before this Hearing  
4 Board, Case No. 6223-2, to appeal that Facility Permit, which is currently pending before the  
5 Hearing Board with a hearing date of August 26, 2025.

6           9.       The Permit Application Numbers associated with the permit applications Baker  
7 submitted to comply with the Second Modified Order are the following:

- 8               a.   648440 (Raw Material Enclosure and Screw Conveyor),
- 9               b.   648441 (J&M Skimmer Enclosure),
- 10              c.   648442 (Trap Grease Area Enclosure and Wastewater Scrubber), and
- 11              d.   648443 (Centrisys Enclosure and Afterburner).

12          10.      The District will be reissuing a revised final Facility Permit with conditions agreed  
13 to by the parties and such final Facility Permit is expected to be issued in August 2025, following  
14 U.S. EPA's 45-day review.

15          11.      The Second Modified Order, Condition 15 provides that Baker shall notify the Clerk  
16 of the Hearing Board and the District inspector within 7 days of achieving final compliance, and  
17 Condition 17, provides that "[t]his Second Modified Order's termination conditions shall be  
18 established by the Board in a subsequent status hearing."

19          12.      The parties agree and stipulate that Baker's final compliance with the Second  
20 Modified Order should occur, and the Order for Abatement should terminate, after the District issues  
21 the four permits to construct described in paragraph 9 above as part of the final Facility Permit to  
22 reflect the conditions agreed to by the parties and after Baker provides notice thereof to the Clerk of  
23 the Hearing Board within 7 days thereafter.

24          13.      The parties have agreed on a [Proposed] Findings and Decision, which reflect the  
25 termination conditions described above, which is filed concurrently as Exhibit 2 with this  
26 Stipulation.

27          14.      The parties request that the Hearing Board decide the matter based on this  
28 Stipulation, Declaration, [Proposed] Findings and Decision, and any other documents submitted by

1 the parties.

2 15. Operation under the proposed Third Modified Order for Abatement is not expected to  
3 result in a violation of California Health and Safety Code section 41700 (nuisance).

4 16. Based on all the evidence in this case, the parties agree that the Status Hearing and  
5 Request to Modify the Order for Abatement should be heard on the Consent Calendar for June 18,  
6 2025, or as soon thereafter as the matter may be heard.

7 SO STIPULATED.

8  
9 Dated: June 11, 2025

FOR RESPONDENT  
**BAKER COMMODITIES, INC.**

10  
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12  
13 By: 

14 GEORGE GIGOUNAS  
15 CAROLINE LEE  
16 DLA PIPER LLP (US)  
Attorneys for BAKER COMMODITIES, INC.

17  
18 Dated: June [12], 2025

FOR PETITIONER  
**SOUTH COAST AIR QUALITY  
MANAGEMENT DISTRICT**

19  
20  
21 By: 

22 Daphne Hsu  
23 Principal District counsel  
24 Nicholas Dwyer  
25 Senior Deputy District Counsel  
26 SOUTH COAST AIR QUALITY  
27 MANAGEMENT DISTRICT  
28

## EXHIBIT 1

1 OFFICE OF THE GENERAL COUNSEL  
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT  
2 DAPHNE P. HSU, SBN 247256  
PRINCIPAL DEPUTY DISTRICT COUNSEL  
3 NICHOLAS P. DWYER, SBN 299144  
SENIOR DEPUTY DISTRICT COUNSEL  
4 21865 Copley Drive  
Diamond Bar, California 91765  
5 TEL: 909-396-3400 • FAX: 909-396-3458

6 Attorneys for Petitioner  
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT  
7

8 **BEFORE THE HEARING BOARD OF THE**  
9 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**  
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11 **In The Matter Of**

12 SOUTH COAST AIR QUALITY  
MANAGEMENT DISTRICT,

13 Petitioner,  
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15 vs.

16 BAKER COMMODITIES INC.,

17 [Facility ID No. 800016]

18 Respondent.  
19

Case No. 6223-1

**DECLARATION OF MICHAEL PUA IN  
SUPPORT OF THE REQUEST TO  
MODIFY THE ORDER FOR  
ABATEMENT**

Date: June 18, 2025  
Time: 9:30 am  
Place: Hearing Board  
South Coast Air Quality  
Management District  
21865 Copley Drive  
Diamond Bar, CA 91765

**DECLARATION OF MICHAEL PUA**

I, Michael Pua, hereby declare as follows:

1. I have personal knowledge of the facts set forth herein, except as to those stated on information and belief and, as to those, I am informed and believe them to be true. If called as a witness, I could and would competently testify to the matters stated herein.

2. I am an Air Quality Inspector II at the South Coast Air Quality Management District ("South Coast AQMD" or "District"). I have inspected rendering facilities within the South Coast AQMD's jurisdiction, including Baker Commodities, Inc.'s ("Baker") facility located in Vernon, California.

3. In 2024, I was assigned to the Vernon area. I began inspecting Baker's facility on May 21, 2024, when I accompanied Inspector Paolo Longoni during his annual RECLAIM inspection of the facility.

4. During the most recent inspection on May 23, 2025, I confirmed Baker constructed the three enclosures required under Condition 8 of the Second Modified Order: including the (i) J&M skimmer trash area; (ii) grease pit trash area; and (iii) Centrisys trash bin.

5. The enclosures I observed are shown in the photos Baker provided in the stipulation. When I observed the enclosures all the doors were green, but the enclosures appear to be the same I observed during my inspection.

6. I checked South Coast AQMD records and confirmed no notices of violation have been issued to Baker, since April 26, 2022.

7. To the best of my knowledge, Baker is complying with the Second Modified Order for Abatement.

8. I am aware of Baker's Permit Appeal before the Hearing Board, Case No. 6223-2.

9. The Permit Application Numbers associated with the permits Baker applied for to comply with the Second Modified Order are the following:

- a. 648440 (Raw Material Enclosure and Screw Conveyor),
- b. 648441 (J&M Skimmer Enclosure),
- c. 648442 (Trap Grease Area Enclosure and Wastewater Scrubber), and

1 d. 648443 (Centrisys Enclosure and Afterburner).

2 10. I am aware that Baker's Facility Permit is expected to be reissued with conditions  
3 agreed upon by the South Coast AQMD and Baker. Following U.S. EPA's 45-day review, South  
4 Coast AQMD expects to reissue the Facility Permit in August of this year.

5 11. Operation under the proposed Third Modified Order for Abatement is not expected  
6 to result in a violation of California Health and Safety Code section 41700 (nuisance).

7 I declare under penalty of perjury under the laws of the State of California that the  
8 foregoing is true and correct.

9 Executed in Brea, California on June 11, 2025.

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13 Michael Pua  
14 Air Quality Inspector II  
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## EXHIBIT 2

**BEFORE THE HEARING BOARD OF THE  
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

**In the Matter of**

SOUTH COAST AIR QUALITY  
MANAGEMENT DISTRICT,

Petitioner,

v.

BAKER COMMODITIES, INC.  
[Facility ID: #800016]

Respondent.

Case No. 6223-1

**[PROPOSED] FINDINGS AND DECISION  
GRANTING THIRD MODIFIED ORDER  
FOR ABATEMENT**

Hearing Date: June 18, 2025

Time: 9:30 a.m.

Place: South Coast Air Quality  
Management District  
21865 Copley Drive  
Diamond Bar, CA 91765

**FINDINGS AND DECISION OF THE HEARING BOARD**

The Status Report and Request to Modify the Second Modified Order (signed July 22, 2024) for Abatement was heard on the Hearing Board's Consent Calendar on **June 18, 2025**. The following members of the Hearing Board were present: Micah Ali, Chair; Robert Pearman, Vice Chair; Jerry P. Abraham, MD MPH CMQ; Cynthia Verdugo-Peralta; and Mohan Balagopalan. Petitioner, South Coast Air Quality Management District (hereinafter "South Coast AQMD", "District", or "Petitioner"), represented by attorneys from the District's General Counsel's Office Daphne Hsu, Principal Deputy District Counsel, and Nicholas Dwyer, Senior Deputy District Counsel, did not appear. Respondent, Baker Commodities, Inc. ("Baker" or "Respondent"), represented by DLA Piper LLP (US) attorneys George Gigounas and Caroline Lee, did not appear. The public was given the opportunity to testify and provide comments. The parties filed with the Hearing Board a Joint Status Report and Stipulation to Place Matter on Consent Calendar, the Declaration of Michael Pua, and the [Proposed] Findings and Decision of the Hearing Board. The Declaration of Michael Pua was received as evidence. The [Proposed] Findings and Decision of the

FINDINGS AND DECISION GRANTING THIRD MODIFIED ORDER  
BAKER COMMODITIES, INC. - [Facility ID No. 800016]

1 Hearing Board was received as an exhibit, and the case was submitted.

## 2 **BACKGROUND**

3 1. Baker operates the facility located at 4020 Bandini Boulevard, Vernon, CA (the  
4 “Facility”).

5 2. In 2022, the Hearing Board found Baker in violation of Rules 415, 2004, and 3002,  
6 and its permit conditions as set forth in the Hearing Board’s Order for Abatement (“Original Order”).  
7 The Original Order shut down Baker’s rendering, trap grease, and wastewater processing operations,  
8 until the Facility put certain operations or equipment into a permanent total enclosure or closed  
9 system.

10 3. In 2023, the Hearing Board issued the First Modified Order (signed June 21, 2023)  
11 for Abatement to allow the Facility to operate equipment necessary for its trap grease and used  
12 cooking oil operations and its associated wastewater treatment systems.

13 4. In 2024, the Hearing Board issued the Second Modified Order (signed July 22, 2024)  
14 for Abatement to allow the Facility to operate as a collection center for the receipt and short-term  
15 storage of raw rendering material within a Permanent Total Enclosure before transportation of the  
16 material offsite to a licensed rendering or processing facility. This is in addition to its existing used  
17 cooking oil and trap grease recycling and associated wastewater operations.

## 18 **FINDINGS OF FACT**

19 The Hearing Board finds and decides as follows:

20 1. The parties provided a status report and requested to modify the Second Modified  
21 Order for Abatement.

22 2. South Coast AQMD has not issued any notices of violation to Baker since April 26,  
23 2022.

24 3. Baker has constructed three enclosures required by Condition 8 of the Second  
25 Modified Order: enclosures for (i) J&M skimmer trash area; the (ii) grease pit trash area; and (iii)  
26 Centrisys trash bin.

27 4. Permits required by conditions of the Second Modified Order for Abatement were  
28 issued by South Coast AQMD and Baker appealed conditions within those permits. Baker filed a

1 Permit Appeal, Case No. 6223-2, that is currently pending before the Hearing Board with a hearing  
2 date of August 26, 2025.

3 5. Permit Application Nos. associated with the permits Baker applied for in order to  
4 comply with the Second Modified Order for Abatement are as follows:

- 5 a. 648440 (Raw Material Enclosure and Screw Conveyor)
- 6 b. 648441 (J&M Skimmer Enclosure),
- 7 c. 648442 (Trap Grease Area Enclosure and Wastewater Scrubber), and
- 8 d. 648443 (Centrisys Enclosure and Afterburner).

9 6. South Coast AQMD will be reissuing permits to construct with conditions agreed  
10 upon by the parties and such permits are expected to be issued in August 2025, following U.S.  
11 EPA's 45-day review.

12 7. The Second Modified Order, Condition 15 provides that Baker shall notify the Clerk  
13 of the Hearing Board and the District inspector within 7 days of achieving final compliance. The  
14 Second Modified Order, Condition 17, provides that "[t]his Second Modified Order's termination  
15 conditions shall be established by the Board in a subsequent status hearing."

### 16 CONCLUSIONS

17 1. Good cause exists to issue this Third Modified Order to allow Baker to continue  
18 operating at the Facility, a collection center for the receipt and short-term storage of raw rendering  
19 material within a Permanent Total Enclosure before transportation of the material offsite to a  
20 licensed rendering or processing facility. This is in addition to its existing used cooking oil and trap  
21 grease recycling and associated wastewater operations.

22 2. The Third Modified Order allows Baker, subject to the conditions set forth in  
23 Attachment A, to operate a collection center while it waits for reissued permits to construct.

24 3. This Third Modified Order shall terminate upon permit issuance and notice as set  
25 forth in conditions in Attachment A.

### 26 ORDER AND CONDITIONS

27 THEREFORE, based on the Findings of Fact and evidence and any testimony presented at  
28 the hearing, and good cause appearing, the Hearing Board orders Baker to abide by the modified

1 conditions set forth in Attachment A (“Third Modified Order”). This Third Modified Order fully  
2 replaces the Second Modified Order of Abatement, the First Modified Order of Abatement, and the  
3 Original Order.

4 This Third Modified Order is not and does not act as a variance; Baker is subject to all rules  
5 and regulations of the District and to all applicable provisions of California law. Nothing herein shall  
6 be deemed or construed to limit the authority of the District to issue Notices of Violation, to seek  
7 civil penalties or injunctive release, or to other administrative legal relief. The Findings of Fact are  
8 based on evidence presented by the Executive Officer and Baker as of the date hereof.

9 Good cause appearing, it is so ordered.

10 BOARD MEMBER: \_\_\_\_\_

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12 DATE: \_\_\_\_\_  
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## ATTACHMENT A

### Third Modified Conditions for Baker Commodities

1. Baker shall not resume grinding, cooking and downstream operations related to rendering of animal products at the Facility. Baker shall disconnect (if not already) and keep disconnected any gas, fuel, and/or steam lines to cookers used for rendering, including but not limited to Device D-411 and D-224. Within 14 days of the Second Modified Order's effective date, Baker shall pay expedited permit application fees and submit any necessary additional permit applications to modify other processes as may be necessary to operate as a collection center.
2. If Baker's permit application related to its raw materials receiving area enclosure expansion is withdrawn, denied or rejected, Baker shall submit a new permit application to operate as a collection center within 7 days from the date of withdrawal, denial or rejection.
3. Baker may use the Facility as a collection center, which is the receipt of raw rendering material for the purpose of short-term storage within a Permanent Total Enclosure (PTE) before transportation of the material offsite to another licensed rendering plant or pet food processor. The location of the collection center operation involved is identified in **Exhibit A**.
4. Baker shall cease operating as a collection center if the applications are denied and shall submit a new permit application (or applications) within 7 days of the denial or rejection. Baker may resume operating as a collection center once all three permits to construct for capital improvements described in Section 8 (below) have been issued.

Baker shall within 5 working days of the Second Modified Order submit information on the use of the raw material receiving area pit for storing Hard Materials to supplement Application No. 648440 submitted for the PTE expansion.

Baker shall not modify the pit in the raw materials receiving area until Baker receives a permit to construct for such modification.
5. Baker shall not use the Open-Air Pit to store any "sludge" or water-bearing waste generated from the Facility unless such water-bearing waste is in an enclosure, covered container, or within a closed system.
6. Baker may operate its wastewater treatment system per its permit conditions and the abatement order.
7. Baker shall continue to comply with all obligations to operate its trap grease deliveries or process trap grease, including any current permit requirements for fully enclosing or putting into a closed system elements of the wastewater treatment system.
8. Baker shall implement the following capital improvements:
  - a. **New Capital Improvements:** Baker shall construct enclosures over the (i) grease pit trash area, (ii) J&M skimmer trash bin, and (iii) Centrisys trash bin, the locations of which are identified in **Exhibit A**. Baker shall apply for any other permits that may be necessary to construct such features within 30 days of approval of this Second Modified Order. Baker shall complete construction of the three enclosures within 120 calendar days of the issuance of District Permits to Construct and notify the District

of completion of each enclosure. If the enclosures cannot be completed within those 120 days, and if Baker and the District are unable to reach agreement regarding an extension to time, either party may submit a request to the Hearing Board for extension to Baker's time to complete the enclosures, or for suspension of collection operations until such enclosures are complete.

If the District requests additional information to process the applications for enclosures and the raw material area expansion, Baker shall provide such additional information within 5 working days, or within the timeframe requested by the District, whichever is later.

9. All trash or wastewater, digested sludge shall be disposed of in roll-off bins that will remain covered except when such bins are being filled. This condition applies to devices, including but not limited to D-269, D-329, D-234, D-368, and D-369. When material is dropped into Baker bins (that is, the initial sludge collection bins), the bins shall have their freefall height enclosed.
10. For any equipment that discharges trash materials or digested sludge from trap grease wastewater operations into trash bins via a freeboard drop, Baker shall cover the free board drop.
11. Collections Operations Conditions
  - a) Baker shall not use the Facility as a collection center, until (1) it has conducted a demonstration of the use of loading and unloading equipment with rollup doors closed and truck inside the enclosure, and (2) applications for the permit to construct the three enclosures in 8.a. have been submitted, and (3) its Environmental Compliance Specialist (ECS) and other personnel with responsibility for compliance with the collections operations conditions of this Order have received training regarding its requirements (and Baker shall certify to AQMD when this condition has been satisfied).
  - b) "Hard Material" is defined as animal fat and bone, including animal carcasses and parts, packing house or grocery store cuttings and out-of-date products, viscera, offal, feces and other organic matter generated by food processors, but expressly excluding any trap or restaurant grease material. Prior to modification of the pit (removal of rollers and placement of panels or installation of permitted screw conveyor system), Baker shall store a maximum of 60,000 lbs. of Hard Material on the slab within the Raw Material Enclosure at any time. After modification of the pit, Baker may store a maximum of 175,000 lbs. of Hard Material in its Raw Material Enclosure at any time, prior to completion of the extension of the Raw Material Enclosure. No other raw material shall be stored in the Raw Material Enclosure.
  - c) Hard Material shall only be received from 6:00 am to 9:00 pm, except for an emergency (only six days of emergency every 90 days shall be allowed) in which event Baker shall promptly advise AQMD of this circumstance (by calling 1-800-CUT-SMOG and emailing [plongoni@aqmd.gov](mailto:plongoni@aqmd.gov)) and keep a log of the reason for the emergency. Emergency days cannot be taken consecutively without the approval of AQMD.
  - d) Baker shall only receive 20 deliveries of Hard Material each day, except that number may be exceeded one time every 90 days in case of an emergency, in which event Baker shall promptly advise AQMD of this circumstance.
  - e) No storage of Hard Material shall remain overnight at the facility, unless contained in the PTE or, in the event the PTE lacks capacity, in covered

containers. No long-term storage of Hard Material shall occur at the Facility. All Hard Material shall leave as soon as practicable and, in any case, within two days of its arrival at the latest, except in the event of an emergency in which case, the material must be removed the following day by midnight. Emergency days cannot be taken consecutively without the approval of AQMD. Only six days of emergency every 90 days shall be allowed, in which event Baker shall promptly advise AQMD of this circumstance (by calling 1-800-CUT-SMOG and emailing [plongoni@aqmd.gov](mailto:plongoni@aqmd.gov)) and keep a log of the reason for the emergency.

- f) Before the screw conveyor in the Facility's Raw Material Enclosure is permitted and operating, Baker shall wash down the pit of its Raw Material Enclosure twice per week, on Wednesday or Thursday and Saturday or Sunday. In performing these washdowns, Baker is not required to remove all residue of animal matter from the pit, but must clean the pit to the extent reasonably practicable. Baker shall inspect the exterior of the Raw Material Enclosure daily, to ensure that no Hard Material escapes from the Raw Material Enclosure to the exterior.
- g) If Hard Material is discovered to have escaped from the Raw Material Enclosure to the exterior, Baker shall promptly clean up such material, investigate how such material escaped, and take corrective action to prevent Hard Material from escaping in the future.
- h) Baker shall not load or unload any Hard Material outside of the Raw Material Enclosure.
- i) Baker shall keep records, in the form of weight tickets from the Facility scale, of the inbound and outbound material to demonstrate compliance with the Hard Material limit in its Raw Material Enclosure, as specified above. The records shall be made readily available during any inspection or upon any request from South Coast AQMD personnel.
- j) Baker shall send the previous month's material records to South Coast AQMD (Attn: Paolo Longoni at [plongoni@aqmd.gov](mailto:plongoni@aqmd.gov)) on the first Tuesday of each month.

12. Odor Best Management Practices

a. Baker shall do the following:

- i. Covering of Incoming Transport Vehicles. Transport vehicles delivering raw rendering materials shall not be permitted past the first point of contact at a rendering facility for incoming trucks, such as a guard shack or weigh station, unless the cargo area of the vehicle is completely enclosed or fully tarped.
- ii. Delivery of Raw Rendering Materials. If raw rendering materials arrive at the Facility uncovered, the owner or operator shall ensure those incoming raw rendering materials are transferred into the raw rendering receiving area enclosure or covered containers (including truck trailers with fully covered beds, e.g., by secured tarp) within 60 minutes after the inbound truck enters the facility.
- iii. Washing of Outgoing Transport Vehicles. Where raw rendering materials come directly into contact with a transport vehicle and the cargo area is exposed to the air, the cargo area shall be washed before exiting the enclosure. In addition, at the end of each working day, equipment and vehicles used to load and unload raw rendering material shall be washed inside the enclosure.
- iv. Washing of Drums and Containers. Open drums or containers holding raw rendering materials shall be washed prior to leaving Baker.
- v. Washdown of Receiving Area. Walls, floors, and other surfaces of the receiving area of a rendering facility, and any equipment operated in the receiving area, shall be thoroughly washed to remove animal matter before the start of collections



on Monday, Wednesday, and Friday, except that (i) Baker shall not be required to wash the interior of the Facility's Raw Material Enclosure screw conveyors; and (ii) Baker shall only be required to wash the pit of the Facility's Raw Material Enclosure twice per week, in compliance with Section 11.a.f above.

- vi. Cleaning Floor Drains. Accessible interior and exterior floor drains shall be inspected and cleaned not less frequently than twice per month to remove accumulation of rendering materials.
  - vii. Odor Detection. If an odor is detected at or beyond the property line of the Facility by South Coast AQMD personnel and/or site staff, Baker shall complete the odor determination and remedial steps listed in its "Odor Response Plan" for "Response for Unknown Odors or General Complaints" within 2 hours of when Baker first noticed or is notified of such odor. If Baker is closed (that is, no staff is on-site) at the time of notification, Baker shall complete such steps within 6 hours. If the sources were identified as related to the collection center or transloading operations, and after remedial measures are taken an odor is still detected at or beyond the property line of the Facility, Baker shall take additional remedial measures as reasonably requested by the South Coast AQMD personnel, but *not* including immediately foregoing receipt of additional materials for collection or removal of existing materials within 3 hours unless under the circumstances of subpart 'a' below.
    - a) if the District issues a Notice of Violation to the Facility related to receiving Hard Material after odor complaints, for the next 30 calendar days after such issuance, the additional remedial measures that may be reasonably requested by the South Coast AQMD personnel *may include* immediately foregoing receipt of additional materials for collection or removal of existing materials within 3 hours.
  - viii. Odor Log. If South Coast AQMD personnel and/or on-site staff detect odors at or beyond the property line of the Facility, Baker shall keep a contemporaneous daily log of those odors and any remedial measure(s) taken. Such records shall be available to South Coast AQMD staff upon request.
  - ix. Environmental Compliance Specialist ("ECS").
    - a) Qualifications; this position is to be held by a person who has technical training and/or experience in this field.
    - b) an ECS or other responsible Baker agent shall be available on call to the Facility to respond to odor issues, take remedial measures and respond to AQMD requests. The name, email address, and phone number of this agent shall be provided to AQMD.
  - x. Baker shall investigate within two (2) weeks of the date this Order is granted, the use of positive deodorant food-grade suppressant for the raw materials with the potential to produce nuisance odor conditions and all raw materials that have exceeded 24 hours of on-site storage time (*See Exhibit 2, Page 59 of Rule 415 Staff Report, dated November 3, 2017, for this reference on odor suppressant*). Baker shall report the results of this investigation and feasibility analysis to [plongoni@aqmd.gov](mailto:plongoni@aqmd.gov), [dhsu@aqmd.gov](mailto:dhsu@aqmd.gov), and the Clerk of the Hearing Board at [clerkofboard@aqmd.gov](mailto:clerkofboard@aqmd.gov).
13. Baker's standard operating procedures and Odor Response Plan (contained in exhibits to Baker's petition for modified order and related filings) shall be deemed incorporated as necessary to facilitate compliance with this Order, and if there is a conflict between the standard operating procedures and Odor Response Plan and the conditions in Attachment A, the conditions in this Attachment A prevail and must be followed. It is expressly stated that the reference in the Transloading SOP, General Conditions 1) "After the enclosure extension is permitted and construction is completed, the total maximum

- capacity shall be 400,000 lbs.” is NOT incorporated into this Order.
14. Baker shall keep a copy of the abatement order, standard operating procedures, and Odor Response Plan onsite and available.
  15. Within 7 calendar days after the final Facility Permit, including all four permits to construct associated with Application Nos. 648441 (J&M Skimmer Enclosure), 648442 (Trap Grease Area Enclosure and Wastewater Scrubber), 648443 (Centrisys Enclosure and Afterburner), and 648440 (Raw Material Enclosure and Screw Conveyor) are issued by the District consistent with the drafts discussed by the Parties, Baker shall notify the Clerk of the Hearing Board (ClerkofBoard@aqmd.gov) and South Coast AQMD counsel (dhsu@aqmd.gov and ndwyer@aqmd.gov) of their issuance, which constitutes final compliance of this Order for Abatement.
  16. The Order for Abatement shall automatically terminate upon Baker’s notification of final compliance to the Hearing Board.