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EXHIBIT 3

Attorneys for Petitioner
USA Waste of California, Inc. dba El Sobrante Landfill

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

In the Matter of

Case No.: 5139-7

USA Waste of California, Inc.
dba El Sobrante Landfill

**[PROPOSED] FINDINGS AND
DECISION AND ORDER GRANTING
VARIANCE**

[Facility ID No. 113674]

Section 42350 of the California Health and
Safety Code

Hearing Date: November 18, 2025

FINDINGS AND DECISION OF THE HEARING BOARD

The Petition for Variance (the “Petition”) filed on September 30, 2025 by USA Waste of California, Inc. dba El Sobrante Landfill (“Petitioner” or “USA Waste”) was heard on the consent calendar on November 18, 2025. The following members of the Hearing Board were present: Micah Ali, Chair; Robert Pearman, Vice Chair; Jerry P. Abraham, MD, MPH, CMQ; Mohan Balagopalan; and Cynthia Verdugo-Peralta. Petitioner was represented by Malcolm C. Weiss, Esquire, and Respondent South

1 Coast Air Quality Management District (“Respondent” or “SCAQMD”) was
2 represented by Mary Reichert, Senior Deputy District Counsel. Counsel for Petitioner
3 and Respondent did not appear during the Consent Calendar hearing.

4 Public notice was provided of the November 18, 2025 hearing. The public was
5 given the opportunity to testify, and none did. The Declarations of Christian Colline
6 and Peter Homsey were received as evidence, and the [Proposed] Findings and
7 Decision of the Hearing Board and [Proposed] Order Granting Variance was received
8 as an exhibit, and the case submitted. The Parties have agreed by Joint Stipulation to
9 place this matter on the consent calendar and to the issuance of this Order.

10 The Hearing Board finds and declares as follows:

11 **NATURE OF BUSINESS AND LOCATION OF FACILITY**

12 Petitioner’s El Sobrante Landfill (Facility ID No. 113674) (the “Facility”) is an
13 essential public service per SCAQMD Rule 1302(m)(7). The Facility is a regional
14 waste disposal facility that provides safe and convenient disposal services for
15 communities, businesses, and industries in Southern California. The Facility is located
16 at 10910 Dawson Canyon Road in Corona, California.

17 **EQUIPMENT THAT IS THE SUBJECT OF THE**
18 **REGULAR VARIANCE PETITION**

19 The equipment that is the subject of the Petition is the landfill gas (“LFG”)
20 flaring system # 5 (the “Flare # 5 system”), which has been recently constructed but is
21 not yet operational. Upon startup, the Flare # 5 system will operate as abatement
22 equipment for LFG generated by waste decomposition at the Facility. Construction of
23 the Flare # 5 system was authorized under a Permit to Construct (“PTC”) (A/N
24 647970) issued by SCAQMD and incorporated into the current version of the
25 Facility’s Title V Permit (Rev. 21) dated June 18, 2025 (the “Permit”).
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SUMMARY

Among other things, the Permit establishes 60 ppmv (monthly average), 85 ppmv (daily average), and 150 ppmv (per SCAQMD Rule 431.1) limits for sulfur as H₂S, applicable to LFG at the Flare # 5 system inlet. *See* PTC (A/N 647970), Condition # 35 (hereinafter, “Condition # 35”). Condition # 35 also establishes mass SO_x emission limits of 5.45 lb/hr and 2,810.00 lb/month. *Id.* Total sulfur emissions from the Flare # 5 system, once it is operational, will be comprised of more than a dozen sulfur-containing compounds, most of which are controlled by Petitioner’s carbon absorption unit. However, one of these compounds, Dimethyl Sulfide (“DMS”), is not susceptible to removal through the Facility’s carbon absorption filter system.

Petitioner sought and received a variance from the sulfur limits in the Permit applicable to the Flare # 4 system currently operating at the Facility, upon discovering that DMS concentrations in LFG generated by the decomposition of existing waste in a discrete area of the Facility (referred to as the “area of concern”) were causing exceedances of these limits. Because the same LFG that caused exceedances of the Flare # 4 sulfur limits will be routed to the Flare # 5 system, Petitioner will be out of compliance with the sulfur limits for Flare # 5 (which are set forth in Condition # 35 and are similar to the corresponding sulfur limits for the Flare # 4 system) as soon as that new flare is turned on. Additionally, because the Facility will not be operating in compliance with Condition # 35, Petitioner will be in violation of District Rules 203(b) and 3002(c)(1), which require compliance with permit conditions.

FINDINGS OF FACT AND CONCLUSIONS

The following facts and conclusions support the Hearing Board making the findings in Health and Safety Code Section 42352 in support of granting the requested variance. The SCAQMD Executive Officer does not oppose the granting of the variance.

A. The petitioner for a variance is, or will be, in violation of Section 41701 or of any rule regulation or order of the District.

Petitioner will be in violation of District Rules 203(b) and 3002(c)(1), which require compliance with permit conditions, because Petitioner will not be operating the Flare # 5 system in compliance with Condition # 35 once it becomes operational.

B. Non-compliance with District Rules is due to conditions beyond the petitioner's reasonable control.

The DMS that is expected to cause exceedances of the sulfur limits in Condition # 35 is a by-product of LFG generated by the decomposition of waste that Petitioner estimates was landfilled at the Facility prior to 2005. As the Hearing Board stated in its Minute Order granting an interim variance for the Flare # 4 system, "[t]here is no method to physically reduce the DMS component of SOx emissions and the landfill cannot curtail operations." *See* Minute Order, Case No. 5139-3 (Sept. 5, 2024) at p. 6. Thus, compliance with the sulfur limits in Condition # 35 will be beyond Petitioner's reasonable control. *See id.*

But Petitioner has an immediate need to start up the Flare # 5 system, to control the increasing volumes of LFG being collected due to its efforts to install new gas collection wells over the past few years in an effort to address the DMS issue in the area of concern. The two existing flares at the Facility are nearly at capacity, thus the imminent need to operate this new flare is also beyond Petitioner's reasonable control.

Petitioner is preparing and will submit to SCAQMD an application to modify the sulfur/SOX limits in Condition # 35, in accordance with the conditions set forth in the [Proposed] Order. Once this application is submitted, Petitioner will make itself available to meet monthly with SCAQMD permitting staff (unless mutually agreed otherwise) to address any issues in the application.

There is, however, an immediate need to begin operating the Flare # 5 system to control the volumes of LFG being collected at the Facility. The imminent need to

1 operate this new flare—and the expected timeline SCAQMD to consider Petitioner’s
2 forthcoming application to modify the sulfur limits in Condition # 35—are beyond
3 Petitioner’s reasonable control.

4 **C. Requiring compliance would result in either (1) an arbitrary or**
5 **unreasonable taking of property, or (2) the practical closing and**
6 **elimination of a lawful business.**

7 The Facility is a regional waste disposal facility that provides disposal services
8 for communities, businesses, and industries in Southern California and is an essential
9 public service per SCAQMD Rule 1203(m)(7). Denial of the requested variance
10 would cause an unreasonable burden upon an essential public service. It would also
11 cause significant, unreasonable and unavoidable harm to Petitioner in that Petitioner
12 will be subject to monetary fines and penalties for violation of its Permit, as well as
13 Rules 203(b) and 3002(c)(1).

14 **D. The closing or taking would be without a corresponding benefit in**
15 **reducing air contaminants.**

16 Denying the requested variance would result in significant harm to Petitioner,
17 as described above, without a corresponding benefit in reducing air contaminants, as
18 reductions of the DMS expected to cause exceedances of the sulfur limits in the
19 Permit are not immediately feasible.

20 **E. The applicant for the variance has given consideration to curtailing**
21 **operations of the source in lieu of obtaining a variance.**

22 Petitioner has considered but cannot achieve compliance by curtailing
23 operations in lieu of obtaining a variance. First, as the Hearing Board acknowledged
24 in the Minute Order issued for the interim Flare # 4 Variance, the Facility is unable to
25 curtail operations without harm to the public as it provides an essential public service.
26 See Minute Order, Case No. 5139-3 (Sept. 5, 2024) at p. 6. Second, curtailing
27 operations would have no beneficial impact on the LFG generated by the
28

1 decomposition of existing waste at the Facility, which is the source of the DMS
2 expected to cause exceedances of the sulfur limits in Condition # 35.

3 **F. During the period the variance is in effect, the applicant will reduce**
4 **excess emissions to the maximum extent feasible.**

5 There have not yet been any excess emissions from the Flare # 5 system
6 because it is not yet operational. Petitioner will, however, calculate excess emissions
7 in accordance with the conditions set forth in the [Proposed] Order once the Flare # 5
8 system begins operation. And Petitioner will reduce such emissions to the maximum
9 extent feasible during the variance period by complying with the requirements
10 imposed as conditions of the variance, if granted.

11 **G. During the period the variance is in effect, the applicant will monitor**
12 **or otherwise quantify emission levels from the source, if requested to**
13 **do so by the District, and report these emission levels to the district**
14 **pursuant to a schedule established by the District.**

15 Petitioner has agreed to monitor and report emissions to SCAQMD during the
16 variance period pursuant to the conditions of this variance.

17 **CONCLUSION AND ORDER**

18 THEREFORE, the Hearing Board orders as follows:

19 A. Petitioner is granted a variance from SCAQMD Rules 203(b) and
20 3002(c) and from the sulfur and SOx limits stated in Condition # 35 of the PTC (A/N
21 647970) for the Flare # 5 system for the period commencing November 18, 2025 and
22 continuing until November 17, 2026 or until the date that SCAQMD takes final action
23 on Petitioner's forthcoming application to modify the sulfur limits in Condition # 35
24 and issues modified sulfur/SOx limits that Petitioner can comply with (as
25 demonstrated by Facility data), whichever occurs first.

26 B. The variance granted herein is subject to the following conditions:
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1. This variance shall only apply to the following SOx and total sulfur limits applicable to Flare No. 5 under Permit to Construct (A/N 647970, Permit Condition No. 35):

Sulfur as H ₂ S:	60 ppmv, inlet LFG averaged monthly
Sulfur as H ₂ S:	85 ppmv, inlet LFG averaged daily
SO _x :	5.45 lb/hr
SO _x :	2,810.00 lb/month

2. Petitioner shall, to the maximum extent feasible during the variance period, limit the use of Flare Nos. 4 and 5 and prioritize and maximize the use of the facility's other Flare (No. 3) [Permit to Operate R-G64400], and/or route landfill gas to other combustion and/or control equipment operated with valid South Coast AQMD Permit(s).

3. Petitioner shall not route landfill gas to Flare No. 5 unless first treated by Landfill Gas Treatment System "B" (A/N 647971, or subsequent), or other treatment system operated in accordance with its valid Permit to Construct or Operate as approved by the South Coast AQMD.

4. Upon start-up of Flare No. 5, Petitioner shall sample, measure, and record the landfill gas sulfur compounds at the inlet to Flare No. 5 on a weekly basis using colorimetric tests for hydrogen sulfide (H₂S). Records of the date and time of the test, the test results, and name of personnel conducting the test shall be maintained on-site and e-mailed within three (3) weekdays of conducting the measurement to Eva Lopez, Air Quality Inspector I, (elopez@aqmd.gov), Alisha Lewis, Supervising Air Quality Inspector (alewis@aqmd.gov) and Duoduo Bao, Air Quality Engineer (dbao@aqmd.gov), except as allowed by Condition No. 16.

5. Upon start-up of Flare No. 5, Petitioner shall sample the landfill gas sulfur compounds at the inlet to Flare No. 5 at least once every other calendar week (but at a frequency of at least five (5) calendar days between sampling events), unless more frequent sampling is required by the approved Rule 431.1 Alternative Monitoring Plan [A/N 351821, or subsequent].

a. Petitioner shall have those samples analyzed by a certified laboratory using South Coast AQMD Method 307-91 and request and pay for expedited processing (with a five business day lab analysis reporting turnaround time), if available. The laboratory report shall specify total sulfur compounds as H₂S. Petitioner shall maintain on-site, which may include electronic storage, the South Coast AQMD Method 307-91 complete laboratory analysis report, which shall include

1 the time and date each sample collection was conducted, and initialed by the personnel
2 that conducted the sample collection. The complete laboratory analysis report shall be
3 e-mailed within two (2) business days of receiving results to Eva Lopez, Air Quality
4 Inspector I (elopez@aqmd.gov), Alisha Lewis, Supervising Air Quality Inspector
5 (alewis@aqmd.gov), and Duoduo Bao, Air Quality Engineer (dbao@aqmd.gov),
except as allowed by Condition No. 16. Petitioner shall instruct the laboratory that
results shall be provided to Petitioner as soon as possible after they are available.

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7 6. Petitioner shall send updated, current site maps identifying each well
8 head by component number and include visual indicator(s) for the well heads with
9 landfill gas temperature reading(s) that have exceeded 131 degrees Fahrenheit with
10 every monthly report to Eva Lopez, Air Quality Inspector I (elopez@aqmd.gov),
11 Alisha Lewis, Supervising Air Quality Inspector (alewis@aqmd.gov), and Duoduo
12 Bao, Air Quality Engineer (dbao@aqmd.gov), commencing with the first monthly
13 report due December 8, 2025. Thereafter, if there has been no change in the identified
14 wells that have exceeded 131 degrees Fahrenheit since the previous site map
15 submission, Petitioner shall state in the monthly report for which a new site map
16 would be due that there has been no change, and no updated map shall be required
17 under this condition.

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19 7. Petitioner shall report the sulfur compound readings and analyses
20 required under the above Conditions Nos. 4 and 5 to South Coast AQMD as part of
21 the monthly status report, pursuant to Condition No. 13. Petitioner shall comply with
22 the following requirements when conducting the sampling, analyzing, and recording
23 required under Condition Nos. 4 and 5:

- 24 a. Tedlar bags used for Method 307-91 sampling and analysis shall be clean,
25 unused, intact, and free from moisture and debris.
26 b. Colorimetric tube readings shall be conducted by taking a reading from the
27 Method 307-91 Tedlar bag sample using an appropriate colorimetric tube
28 sample collection pump. All sampling shall be performed in accordance with
the operational manual for the colorimetric tube sample collection pump.
c. Colorimetric tube readings shall use colorimetric tubes of appropriate
concentration range and shall be reported as follows:
i. Petitioner shall first use the estimated appropriately-ranged colorimetric
tube.
ii. If the resulting reading reaches the upper concentration of the
colorimetric tube concentration range, additional reading(s) shall be
taken using a colorimetric tube with a concentration range that has a
larger upper concentration threshold until the result is not the upper

- 1 concentration threshold of the concentration range. Report the tube
2 concentration range and tube concentration result for each reading.
- 3 iii. If the reading results in the lowest concentration of the colorimetric tube
4 concentration range or does not register a result, additional reading(s)
5 shall be taken using a colorimetric tube with a concentration range that
6 has a smaller lowest concentration threshold, if available, until the
7 colorimetric tubes available to the facility result in:
- 8 1. A reading that is within the concentration range of the tube;
 - 9 2. A reading is the lowest concentration of the colorimetric tube
10 concentration range with the lowest concentration threshold; or
 - 11 3. The colorimetric tubes do not register a result.

12 When the result is the lowest concentration of the colorimetric tube
13 concentration range or does not register a result, the lowest concentration of the
14 colorimetric tube concentration shall be considered the concentration result.
15 Report the tube concentration range and tube concentration result for each
16 reading. If a lower range colorimetric tube is not used and the tube
17 concentration result is below the lower range of the colorimetric tube used,
18 Petitioner shall document and report the result as “less than” or “<” the lower
19 range value of the tube. Notwithstanding the forgoing, Petitioner shall ensure
20 that the colorimetric tube result is below the upper range of the colorimetric
21 tube used and shall report the precise result of all results above the lowest range
22 of the colorimetric tube used.

23 8. Petitioner shall maintain on site an adequate stock of appropriately
24 ranged colorimetric tubes.

25 9. Petitioner shall replenish and/or replace spent granular activated carbon
26 (GAC) media in the Landfill Gas Treatment System “B” (under A/N 647971, or
27 subsequent) at a frequency sufficient to maintain a concentration of total sulfur as
28 hydrogen sulfide at the inlet to Flare No. 5, excluding dimethyl sulfide (DMS), below
60 ppmv (averaged monthly) and 85 ppm (averaged daily). Spent media removed
from the landfill gas treatment system shall be stored in closed containers not vented
to atmosphere prior to disposal.

10. Petitioner shall maintain a record of the following information in an
editable spreadsheet and pdf formats (with all units labeled) and include such records
in the monthly status report submitted to the South Coast AQMD pursuant to
Condition No. 13:

- a. The hourly flow of landfill gas combusted, in standard cubic feet per hour (scfm data averaged hourly) and the daily flow of landfill gas in standard cubic feet per day:
 - i. Combusted by Flare No. 3;
 - ii. Combusted by Flare No. 4;
 - iv. Combusted by Flare No. 5;
 - v. Combusted in other combustion and/or control equipment operated valid South Coast AQMD Permit(s) (if applicable); and
 - vi. Totaled for the facility.
- b. Documentation of any time Flare No. 3, 4 or 5 are offline, including:
 - i. Reason Flare(s) is/was offline;
 - ii. Detailed information on what needs to be repaired/changed to bring the Flare(s) back online; and
 - iii. Increments of progress towards and estimated time of when it will return to service.
- c. Temperature readings, in Fahrenheit, for all wellheads (including all temperature readings from the previous month and at minimum one temperature reading for each wellhead, contained in a single spreadsheet);
- d. Carbon monoxide (CO) concentration readings, in parts per million by volume (ppmv), and corrective actions relating to CO readings greater than 500 ppmv, for all wellheads (including all CO readings from the previous month and at minimum one reading for each wellhead, contained in a single spreadsheet);
- e. The results of the H₂S and total sulfur readings, sampling, and analyses, with the time and date when each measurement or sample collection was conducted, pursuant to Condition Nos. 3 and 4; and
- f. Daily excess emissions in pounds (lbs.) of sulfur oxides (SO_x) per day for Flare No. 5, calculated pursuant to Condition No. 14, including any assumptions and supporting information. Records shall be cumulative including all dates from the beginning of the variance.

11. Petitioner shall continue to investigate and, to the extent feasible, determine the underlying cause of total sulfur concentration exceedances. Details of this investigation, information discovered, and conclusions, if any, shall be included in summary reports to be submitted pursuant to Condition # 13, below. The report shall explain the specific steps undertaken by Petitioner (e.g., literature review, data analysis, outreach to industry and/or academic experts) to investigate the underlying cause of the total sulfur concentration exceedances, information received or discovered, any conclusions reached, and any other details that may be relevant to this issue. The investigation and subsequent reports shall include relevant site-specific

operational parameters, including but not limited to, long-term temperature trends, vacuum system performance, leachate management, and waste acceptance records.

12. Petitioner shall further investigate throughout the modified variance period the availability, viability, and utilization, including pilot testing if needed, of an alternative sulfur compound treatment system that controls, treats, or removes dimethyl sulfide and other sulfur compounds.

13. Petitioner shall report to SCAQMD staff (Duoduo Bao, Air Quality Engineer (dbao@aqmd.gov); Travis Rohde, Senior Air Quality Engineer (trohde@aqmd.gov); Peter Homsey (phomsey@aqmd.gov), Alisha Lewis (alewis@aqmd.gov), Eva Lopez (elopez@aqmd.gov), and Mary Reichert (mreichert@aqmd.gov)) the information detailed in Condition Nos. 11 & 12 set forth above, and any conclusions reached, every four months during the variance period, with the first report due December 5, 2025.

14. Petitioner shall submit an application to modify the sulfur emission limits of Flare No. 5 Permit to Construct A/N 647970, Permit Condition No. 35, on or before December 2, 2025 (or later date agreed to by SCAQMD), and shall provide as part of the submitted application sufficient information for South Coast AQMD to evaluate modification of the proposed revised sulfur limits. Petitioner shall make itself available to meet once each calendar quarter with South Coast AQMD permitting staff (unless mutually agreed otherwise) to address permitting issues for the treatment system, until South Coast AQMD takes final action on the application.

15. Petitioner shall submit a written status report to the District no later than the seventh (7th) day of each calendar month of the Regular Period, not later than 5:00 pm PST via email to Eva Lopez Air Quality Inspector I (elopez@aqmd.gov), Alisha Lewis, Supervising Air Quality Inspector (alewis@aqmd.gov), and Duoduo Bao, Air Quality Engineer (dbao@aqmd.gov), except as allowed by Condition No. 16. Petitioner may choose to submit this monthly status report as a combined status report with the monthly status report required under Condition No. 13 of the Flare No. 4 Minute Order (Case No. 5139-3, dated Aug. 13, 2025). Each monthly report shall contain at a minimum the following information gathered from the previous calendar month:

- a. Records identified in Condition No. 10, in an editable spreadsheet format, with all units labeled;
 - i. Readings and corrective action data gathered under Condition No. 10c and 10d shall be submitted with every other monthly report.

- b. Records of each instance of GAC replenishment or change-out within the previous month, specifically the date, time, and the GAC that was replenished;
- c. Estimated schedule for any upcoming replacement of the GAC in the Landfill Gas Treatment System;
- d. Specifications of the equipment and materials used for the weekly colorimetric tests (only if there is a change from the previously provided specifications of the colorimetric instrumentation or method used);
- e. Daily excess emissions in pounds (lbs.) of sulfur oxides (SO_x) per day for Flare No. 5, pursuant to Condition No. 10.f.

The first monthly report prepared under this Condition shall be submitted no later than December 8, 2025 and shall cover the above information gathered in November 2025.

16. Excess emissions from Flare No. 5 shall be calculated using the following equations based on larger resultant excess emissions of the four following equations on a per month basis. All necessary supporting information shall be provided to South Coast AQMD staff pursuant to Condition Nos. 10.f and 13e. Any feedback or requested changes to this methodology provided to Petitioner in writing by South Coast AQMD staff shall be incorporated and utilized in subsequent excess emission calculations.

Equation No. 1: SO_x Excess Emissions (lb/day) = {[Daily TRS (ppmv) – 85 (ppmv)] x LFG Flow Rate to Flare No. 5 (scf/day) x 1.69 x 10⁻⁷}

Equation No. 2: SO_x Excess Emissions (lb/day) = {[Daily TRS (ppmv) x LFG flow rate to Flare No. 5 (scf/day)] x [1.69 x 10⁻⁷]} – [3.85 (lb/hr) x Actual Operating Hours of Flare No. 5 (hr)]

Equation No. 3: SO_x Excess Emissions (lb/month) = {[Monthly Average TRS (ppmv) – 60 (ppmv)] x LFG Flow Rate to Flare No. 5 (scf/month) x 1.69 x 10⁻⁷}

Equation No. 4: SO_x Excess Emissions (lb/month) = {[Monthly Average TRS (ppmv) x LFG flow rate to Flare No. 5 (scf/month)] x [1.69 x 10⁻⁷]} – [2810.4 (lb/month)]

Where:

LFG: landfill gas

1 Daily Total Sulfur as H₂S: The Total Sulfur as H₂S concentration reflected in
2 the most recent lab result collected and received pursuant to Condition No. 5.

3 Monthly Average Total Sulfur as H₂S: The average Total Sulfur as H₂S
4 concentration calculated based upon the sum of all samples received pursuant to
5 Condition No. 5 in a calendar month divided by the number of samples analyzed in
6 the calendar month.

6 lb/scf: pounds per standard cubic foot

7 lb/day: pounds per day

8 lb/month: pounds per month

9 ppmv: parts per million by volume

9 TRS: total sulfur as H₂S concentration using South Coast AQMD Method 307-

91

10 SO_x: oxides of sulfur expressed as sulfur dioxide

11 scf/day: standard cubic feet per day

12 15. Petitioner shall provide any additional records requested by South Coast
13 AQMD that are reasonably related to the variance scope. The records shall be
14 provided upon request within seven (7) calendar days, or a longer period if approved
15 in writing by South Coast AQMD staff.

16 17. Any submittal deadline in these conditions that falls on a weekend or
17 Federal or California holiday shall be extended to the next weekday.

18 18. Petitioner shall pay all applicable fees to the Clerk of the Hearing Board,
19 or the variance shall be invalidated pursuant to Rule 303(k), except for excess
20 emissions fees, which shall be paid within fifteen (15) days of notification in writing
21 that the fees are due, unless otherwise ordered by the Hearing Board.

22 19. In the Area of Concern, the Facility shall conduct instantaneous surface
23 emission monitoring as outlined in Rule 1150.1 (e)(3) at least once each calendar
24 month. Records of these monitoring events shall be recorded and any exceedances
25 documented including the person conducting the monitoring, location of exceedance,
26 concentration of exceedance, and remediation actions. The monthly instantaneous
27 surface emission monitoring conducted pursuant to this Condition shall include
28 monitoring with a portable FID at the surface around each wellhead casing in the Area
of Concern. Monitoring shall also include visual observation of any leaking wellheads
within the Area of Concern. Results of monitoring and visual observations at the
wellhead casings shall also be recorded and all readings shall be documented,
including the person conducting the monitoring, wellhead monitored, date/time of
reading, concentration of exceedance, and any remediation actions taken (which shall

be in accordance with Rule 1150.1(e)(3)). To the extent that additional wellheads are identified as having wellhead temperatures over 131 F, those wellheads shall be added to the list below and will be subject to monthly monitoring of the surface around each wellhead casing under this Condition.

For purposes of this Condition, the following wellheads shall be deemed to delineate the “Area of Concern” at the Facility:

EW-0245	EW-2271	EW-2436
EW- 0247	EW-2374	EW-2437
EW- 0248	EW-2375	EW-2438
EW-1002	EW-2376	EW-2442
EW-1107	EW-2377	EW-2443
EW-1554	EW-2378	EW-2446
EW-1795	EW-2379	EW-2447
EW-1796	EW-2380	EW-2448
EW-1929	EW-2381	EW-2449
EW-2100	EW-2382	EW-2450
EW-2101	EW-2383	EW-2451
EW-2102	EW-2384	EW-2452
EW-2103	EW-2385	EW-2453
EW-2104	EW-2386	EW-2454
EW-2105	EW-2387	EW-2455
EW-2106	EW-2388	EW-2456
EW-2107	EW-2389	EW-2457
EW-2108	EW-2390	EW-2469
EW-2109	EW-2391	EW-2470
EW-2110	EW-2392	EW-2471
EW-2111	EW-2393	EW-2427
EW-2196	EW-2394	EW-2428
EW-2197	EW-2429	EW-2439
EW-2198	EW-2430	EW-2440
EW-2199	EW-2431	EW-2441
EW-2235	EW-2432	EW-2444
EW-2251	EW-2433	EW-2445
EW-2257	EW-2434	
EW-2270	EW-2435	

Records generated in accordance with this Condition shall be compiled in a complete and legible format. In the event that the District determines the format is not

1 complete or not legible and provides written notice to the Facility, thereafter (starting
2 the following calendar month after notice), such records shall be electronically entered
3 and maintained for the monitoring performed each month under this Condition, to be
4 made available upon request by the District.

5 The Facility shall continue to comply with the quarterly monitoring
6 requirements in SCAQMD Rule 1150.1(e)(3) for areas outside the Area of Concern.

7 20. Petitioner shall submit within fourteen (14) calendar days of the granting
8 of this Regular Variance, to Eva Lopez, Air Quality Inspector I (elopez@aqmd.gov),
9 Alisha Lewis, Supervising Air Quality Inspector (alewis@aqmd.gov), and Duoduo
10 Bao, Air Quality Engineer (dbao@aqmd.gov), a Piping and Instrumentation Diagram
11 (P&ID) which provides the connections and configuration of the existing
12 leachate/condensate/landfill liquids collection system, including liquid collection
13 pipelines, and all collection and storage tanks. The P&ID shall label the type of liquid
14 conveyed/stored at each location/tank/connection.

15 21. Petitioner shall notify the Clerk of the Board at clerkofboard@aqmd.gov
16 in writing when final compliance has been achieved.

17 22. This variance shall terminate upon notification by the Petitioner to the
18 Clerk of the Board that operation of all equipment for which a variance is granted is
19 operating in compliance.

20 FOR THE BOARD: _____

21 DATED: _____