

PETITION FOR VARIANCE
BEFORE THE HEARING BOARD OF THE
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT

25 MAY 26 10:26

PETITIONER: VICTORY VALERO, HASSAKE ENT., INC. _____ CASE NO: 6277-1 _____

FACILITY ID: 179162 _____

FACILITY ADDRESS: 13666 Victory Blvd _____
[location of equipment/site of violation; specify business/corporate address, if different, under Item 2, below]

City, State, Zip: Van Nuys CA 91401 _____

1. TYPE OF VARIANCE REQUESTED (more than one box may be checked; see Attachment A, Item 1, before selecting)

☐ INTERIM ☐ SHORT ☐ REGULAR ☐ EMERGENCY ☒ EX PARTE EMERGENCY

2. CONTACT: Name, title, company (if different than Petitioner), address, and phone number of persons authorized to receive notices regarding this Petition (no more than two authorized persons).

Nadia Masoudi

Zip

Zip

☎ (818) 795-2677 Ext. _____

☎ () Ext. _____

Fax () _____

Fax () _____

E-mail nadiaburbank@yahoo.com _____

E-mail _____

3. RECLAIM Permit ☐ Yes ☒ No Title V Permit ☐ Yes ☒ No

Persons with disabilities may request this document in an alternative format by contacting the Clerk of the Board at 909-396-2500 or by e-mail at clerkofboard@aqmd.gov.

If you require disability-related accommodations to facilitate participating in the hearing, contact the Clerk of the Board at least five (5) calendar days prior to the hearing.

[ALL DOCUMENTS FILED WITH CLERK'S OFFICE BECOME PUBLIC RECORD]

4. **GOOD CAUSE:** Explain why your petition was not filed in sufficient time to issue the required public notice. (Required only for Emergency and Interim Variances; see Attachment A, Item 4)

Our petition was not filled as we were unaware of the failed component and that It would leave to our site being red tagged. We completed testing and identified the failed component. We require more time to schedule with our contractor to see the necessary steps to achieve compliance.

5. Briefly describe the type of business and processes at your facility.

Retail fueling station and convenience store.

6. List the equipment and/or activity(s) that are the subject of this petition (see Attachment A, Item 6, Example #1). **Attach copies of the Permit(s) to Construct and/or Permit(s) to Operate for the subject equipment. For RECLAIM or Title V facilities, attach *only* the relevant sections of the Facility Permit showing the equipment or process and conditions that are subject to this petition. You must bring the entire Facility Permit to the hearing.**

Equipment/Activity	Application/ Permit No.	RECLAIM Device No.	Date Application/Plan Denied (if relevant)*

*Attach copy of denial letter

7. Briefly describe the activity or equipment, and why it is necessary to the operation of your business. A schematic or diagram may be attached, in addition to the descriptive text.

We conducted testing on 8/21/2025, the testing was required as the documents could not be found and were requested by the AQMD Inspector. We found the 87 Unleaded Vent risers would not pass the test. As this is a one time test we had no idea that it would fail. We have scheduled the repair or investigate the cause of failure from our contractor however we need more time to achieve compliance.

8. Is there a regular maintenance and/or inspection schedule for this equipment? Yes ☐ No ☒
If yes, how often: _____ Date of last maintenance and/or inspection _____
Describe the maintenance and/or inspection that was performed.

There is no regular maintenance, it is a one time test and we had no idea it would fail. We are not working with our contractor to achieve compliance as soon as possible.

9. List all District rules, and/or permit conditions [indicating the specific section(s) and subsection(s)] from which you are seeking variance relief (if requesting variance from Rule 401 or permit condition, see Attachment A). Briefly explain how you are or will be in violation of each rule or condition (see Attachment A, Item 9, Example #2).

Rule	Explanation
Rule 461	TP201.4 Methodology 6

10. Are the equipment or activities subject to this request currently under variance coverage? Yes ☐ No ☒

Case No.	Date of Action	Final Compliance Date	Explanation

11. Are any other equipment or activities at this location currently (or within the last six months) under variance coverage? Yes ☐ No ☒

Case No.	Date of Action	Final Compliance Date	Explanation

12. Were you issued any Notice(s) of Violation or Notice(s) to Comply concerning this equipment or activity within the past year? Yes ☐ No ☒

If yes, you must attach a copy of each notice.

13. Have you received any complaints from the public regarding the operation of the subject equipment or activity within the last six months? Yes ☐ No ☒

If yes, you should be prepared to present details at the hearing.

14. Explain why it is beyond your reasonable control to comply with the rule(s) and/or permit condition(s). Provide specific event(s) and date(s) of occurrence(s), if applicable.

Since this is a one time test, we had no idea it would fail, or we would have conducted necessary repairs to achieve compliance. We just conducted the testing on 8/21/2025 and found the 87 Vent Line is not passing the methodology 6 test.

15. When and how did you first become aware that you would not be in compliance with the rule(s) and/or permit condition(s)? Provide specific event(s) and date(s) of occurrence(s).

An AQMD Inspector asked us to conduct the 201.4 Methodology 6 Testing as the documents could not be found. We scheduled the testing with our contractor on 8/21/2025, that is when we found out the 87 Vent Line is not passing.

16. List date(s) and action(s) you have taken since that time to achieve compliance. That the Petition Form HB-V, and any related instructions, include requirement that the Petitioner include a timeline in suitable, chronological format to address the events, dates, and actions called for by Questions 15 and 16, including the dates of communication with the South Coast AQMD to notify them of the occurrence(s) giving rise to the requested variance.

8/21/2025 – Received results from our contractor that 87 Unleaded Vent Line is not passing
8/22/2025 – Reached out to SCAQMD to receive emergency variance as the 87 fueling is major component of our operation.

17. What would be the harm to your business during **and/or after** the period of the variance if the variance were not granted?

Economic losses: \$_45,000/Month_____

Number of employees laid off (if any):_____

Provide detailed information regarding economic losses, if any, (anticipated business closure, breach of contracts, hardship on customers, layoffs, and/or similar impacts).

As we are in a low-income neighborhood, our 87 Unleaded is our primary product that we sell at our station. 80% of our revenue is from 87 Unleaded

18. Can you curtail or terminate operations in lieu of, or in addition to, obtaining a variance? Please explain.

19. Estimate excess emissions, if any, on a daily basis, including, if applicable, excess opacity (the percentage of total opacity above 20% during the variance period). If the variance will result in no excess emissions, insert "N/A" here and skip to No. 20.

Pollutant	(A)	(B)	(C)*
	Total Estimated Excess Emissions (lbs/day)	Reduction Due to Mitigation (lbs/day)	Net Emissions After Mitigation (lbs/day)

* Column A minus Column B = Column C

Excess Opacity: _____ %

20. Show calculations used to estimate quantities in No. 19, or explain why there will be no excess emissions.

21. Explain how you plan to reduce (mitigate) excess emissions during the variance period to the maximum extent feasible, or why reductions are not feasible.

22. How do you plan to monitor or quantify emission levels from the equipment or activity(s) during the variance period, and to make such records available to the District? **Any proposed monitoring does not relieve RECLAIM facilities from applicable missing data requirements.**

23. How do you intend to achieve compliance with the rule(s) and/or permit condition(s)? Include a detailed description of any equipment to be installed, modifications or process changes to be made, permit conditions to be amended, etc., dates by which the actions will be completed, and an estimate of total costs.

We have already contracted a fueling system systems contractor to come and assess the problem but they need to do more testing to figure out exactly what work needs to be done to address the issue.

24. State the date you are requesting the variance to begin: 8/25/2025; and the date by which you expect to achieve final compliance: 10/25/2025.

If the regular variance is to extend beyond one year, you **must** include a **Schedule of Increments of Progress**, specifying dates or time increments for steps needed to achieve compliance. See District Rule 102 for definition of Increments of Progress (see Attachment A, Item 24, Example #3).

List Increments of Progress here:

25. List the names of any District personnel with whom facility representatives have had contact concerning this variance petition or any related Notice of Violation or Notice to Comply.

_____ Karen Wallard _____ Ext. _____
 _____ Daniel Del Rosario _____ Ext. _____

If the petition was completed by someone other than the petitioner, please provide their name and title below.

Name	Company	Title
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The undersigned, under penalty of perjury, states that the above petition, including attachments and the items therein set forth, is true and correct.

Executed on 8/24/2025, at 13666 Victory blvd , Van Nuys CA , California

Nadia Masoudi
 Signature

Nadia Masoudi _____
 Print Name

Title: Owner/Operator

26. SMALL BUSINESS and TABLE III SCHEDULE A FEES: To be eligible for reduced fees for small businesses, individuals, or entities meeting small business gross receipts criterion [see District Rule 303(h)], you must complete the following:

Declaration Re Reduced Fee Eligibility

1. The petitioner is
 - a) ☐ an individual, or
 - b) ☐ an officer, partner or owner of the petitioner herein, or a duly authorized agent of the petitioner authorized to make the representations set forth herein.

If you selected 1a, above, skip item 2.

2. The petitioner is
 - a) ☐ a business that meets the following definition of Small Business as set forth in District Rule 102:

[YOU MAY ATTACH ADDITIONAL PAGES IF NECESSARY]



PERMIT TO CONSTRUCT/OPERATE

This initial permit must be renewed ANNUALLY unless the equipment is moved, or changes ownership.
If the billing for annual renewal fee (Rule 301.1) is not received by the expiration date, contact the District.

**Legal Owner
or Operator:**

VICTORY VALERO, HASSAKE ENT, INC.
13666 VICTORY BLVD
VAN NUYS, CA 91401

ID 179162

Equipment Location: 13666 VICTORY BLVD, VAN NUYS, CA 91401

Equipment Description:

Fuel Storage and Dispensing Facility Consisting of:

- 1) 1 - Gasoline Underground Storage Tank, 10,000 Gallon Capacity, Equipped with Phase I Vapor Recovery System CNI Manufacturing (VR-104-A/I), 1 Methanol Compatible.
- 2) 1 - Gasoline Underground Storage Tank, 5,000 Gallon Capacity, Equipped with Phase I Vapor Recovery System CNI Manufacturing (VR-104-A/I), 1 Methanol Compatible.
- 3) 8 - Gasoline Balance Nozzles Dispensing 24 Products Equipped with Balance Phase II Enhanced Vapor Recovery (EVR) System with a Veeder-Root Vapor Filter Processor Including Veeder-Root In-Station Diagnostics (ISD) System with Software Version Number 1.05 or Newer (VR-204-E/W).

Conditions:

SECTION I: GENERAL CONDITIONS

1. Operation of this equipment shall be in compliance with all data and specifications submitted with the application under which this permit was issued, unless otherwise noted below.
2. This equipment shall be properly maintained and kept in good operating condition at all times.

SECTION II: PHASE I VAPOR RECOVERY SYSTEM AND TESTING REQUIREMENTS

3. Except for diesel transfers, Phase I vapor recovery systems shall be in full operation whenever gasoline fuel is being transferred into storage tanks.
4. A static torque test of rotatable phase I adaptors shall be conducted to quantify the amount of static torque required to start the rotation of the rotatable phase I adaptors. The test shall be conducted in accordance with the test procedure method outlined in TP-201.1B (October 8, 2003) as a performance test and as a reverification test. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
5. Depending on the system configuration, either a leak rate test of drop tube/drain valve assembly shall be conducted to quantify the pressure integrity of both the drop tube and drain valve seal or a leak rate test of drop tube overfill prevention device and drain valve shall be conducted to quantify the pressure integrity of the drop



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tube overfill prevention device and the pressure integrity of the spill container drain valve. Either test shall be conducted in accordance with test procedure method TP-201.1C (October 8, 2003) or TP-201.1D (October 8, 2003), respectively. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.

6. A leak rate and cracking pressure test of pressure/vacuum relief vent valves shall be conducted within ten (10) days after the start of operation of the phase I EVR equipment and at least once every three (3) years thereafter to determine the pressure and vacuum at which the pressure/vacuum vent valve actuates, and to determine the volumetric leak rate at a given pressure. The test shall be conducted in accordance with the test procedure method TP-201.1E (October 8, 2003). Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test. This test result shall be kept on site for three (3) years and made available to District representatives upon request.

SECTION III: PHASE II VAPOR RECOVERY SYSTEM AND TESTING REQUIREMENTS

7. Except for diesel transfers, Phase II vapor recovery systems shall be in full operation whenever fuel is being transferred into motor vehicles, as defined in Rule 461.
8. A static pressure integrity test shall be conducted to demonstrate that the storage tanks, the remote and/or nozzle vapor recovery check valves, associated vapor return piping and fittings are free from vapor leaks. The test shall be conducted in accordance with CARB test procedure method TP-201.3 (March 17, 1999), as a performance test and as a reverification test. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
9. The static pressure leak decay test TP-201.3, shall be conducted in accordance with the most recent version of Exhibit 4 of CARB Executive Order VR-204. Verification of completing each step as outlined shall be documented by submitted a copy of Exhibit 4 to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
10. The Phase II vapor recovery system shall be installed, operated, and maintained such that the maximum allowable pressure through the system including nozzle, vapor hose, swivels, and underground piping does not exceed the dynamic back pressures described by the California Air Resources Board Executive Order by which the system was certified:

NITROGEN FLOWRATES
(CFH)
60
80

DYNAMIC BACK PRESSURE
(Inches of Water)
0.35
0.62

Dynamic back pressure tests shall be conducted to determine the Phase II system vapor recovery back pressures. The tests shall be conducted in accordance with CARB test procedure TP-201.4, Methodology 1 (July 3, 2002); as a performance test and as a reverification test. Furthermore, CARB test procedure TP-201.4, Methodology 6 (July 3, 2002); shall be conducted within ten (10) days from start of operation as a performance test only. A copy of the TP-201.4, Methodology 6 test result shall remain permanently on site. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of tests.

11. The dynamic back pressure tests TP-201.4, shall be conducted in accordance with the latest version of Exhibit 6 of CARB Executive Order VR-204. Verification of completing each step as outlined shall be documented by



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- submitting a copy of Exhibit 6 to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
12. A liquid removal test shall be conducted to quantify the removal rate of liquid from the vapor passage of a Phase II balance system hose equipped with a liquid removal device. The test shall be conducted in accordance with the latest version of Exhibit 5 of CARB Executive Order VR-204, as a performance test and reverification test. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
 13. A nozzle bag test shall be conducted on the balance Phase II EVR nozzles to verify the integrity of the vapor valve. The test shall be conducted on any newly installed or replaced balance Phase II EVR nozzles and in accordance with the latest version of Exhibit 7 OF CARB Executive Order VR-204. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
 14. A vapor pressure sensor verification test shall be conducted to determine the pressure management control vapor pressure sensor is operating in accordance with the pressure sensor requirements. The test shall be conducted in accordance with the latest version of Exhibit 10 of CARB Executive Order VR-204, as a performance test and as a reverification test. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
 15. A Veeder-Root vapor polisher operability test shall be conducted to verify the pressure integrity of the vapor polisher, confirm that the operating pressure is within certification parameters at a known flow rate, and verify the readings of the various thermometer elements and atmospheric pressure sensor. The test shall be conducted in accordance with the latest version of Exhibit 11 of CARB Executive Order VR-204, as a performance test and as a reverification test. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
 16. A Veeder-Root vapor polisher hydrocarbon emissions verification test shall be conducted to verify the proper performance of the Veeder-Root vapor polisher. The test shall be conducted in accordance with the latest version of Exhibit 12 of CARB Executive Order VR-204, as a performance test and as a reverification test. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
 17. If the security seal tag on the vapor polisher is broken or missing, the owner/operator shall perform both a Veeder-Root vapor polisher operability test (Exhibit 11), and a Veeder-Root vapor polisher hydrocarbon emissions verification test (Exhibit 12) within seven (7) days of discovery, or when it should be reasonably known that such seal is missing or broken. Within seven (7) days of a report of a missing or broken security seal tag, a new security seal tag shall be applied to the vapor polisher only by a manufacturer representative and only immediately after passing the above required tests. A new security seal tag shall not be placed and the vapor polisher shall be replaced with a new one if the vapor polisher failed any such tests.
 18. If the vapor processor unit is not accessible for inspection and performing tests purposes from ground level, the owner/operator shall provide safe access, which is on-site and immediately available upon request, to the vapor processor unit. The access shall be constructed in accordance with the general industry safety orders of the State of California or in compliance with standards specified by the Division of Occupational Safety and Health of the California Department of Industrial Relations (ie. CAL/OSHA).

SECTION IV: IN-STATION DIAGNOSTICS SYSTEM AND TESTING REQUIREMENTS



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19. An ISD vapor flow meter operability test shall be conducted in accordance with the latest version of either Exhibit 17 for the Veeder-Root ISD system or Exhibit 19 for the Incon VRM ISD system of CARB Executive Order VR-204 to verify the equipment's operability for vapor containment monitoring and vapor collection monitoring. The test shall be conducted as a performance test and reverification test. Furthermore, the ISD operability test shall be conducted immediately whenever a vapor pressure sensor or a vapor flow meter is replaced. Results shall be submitted to the South Coast AQMD, Office of Compliance and Enforcement within seventy-two (72) hours of test.
20. Within two (2) hours of detecting the first ISD warning alarm by the ISD system, the facility attendant shall notify the responsible company official or their designee and request immediate service to correct the problem. All information relating to the alarm event and reporting shall be immediately recorded on an South Coast AQMD approved form and shall be made available to the District representative upon request. Only persons authorized by the applicable CARB certification Executive Orders shall be allowed to make vapor recovery repairs, ISD system repairs, or to reset ISD alarms..
21. If a second ISD warning alarm occurs indicating that the same problem still exists or if a failure alarm occurs where gasoline dispensing is terminated, the ISD system may be reset to allow for vehicle fueling to resume only if:
 - A) The fueling point(s) associated with the problem that triggered the failure alarm is isolated and not operated until the required repairs have been completed; or
 - B) An order for abatement or other administrative relief has been issued by the South Coast AQMD Hearing Board allowing gasoline dispensing to continue; or
 - C) All required repairs to correct the problem that triggered the second warning or failure alarm have been completed, and the necessary applicable tests or procedures have been performed. A listing of the required tests and or procedures can be found in CARB'S Executive Order VR-204 installation, operation, and maintenance manual, section 12 (Veeder-Root: ISD installation manual), subsection 5 (operation), table 3 (ISD alarm summary), and tables 4 and 5 (other alarms).

At a minimum, all information relating to the alarm event, course of action taken, repairs made, and tests or procedures performed shall be immediately recorded on an South Coast AQMD approved form and shall be made available to the District representative upon request.
22. The clear test after repair (reset) function for the Veeder-Root ISD system shall only be utilized once after the first ISD warning alarm or if the owner/operator has completed either condition 21A, 21B, or 21C above. The clear test after repair (reset) function for a specific alarm shall not be utilized when there is no such alarm posted.
23. There shall be no gasoline dispensing if the ISD system is shut off, tampered with, disconnected, or otherwise disabled.

SECTION V: GENERAL REQUIREMENTS

24. All Phase I and Phase II vapor recovery equipment at this facility shall be installed, operated and maintained to meet all California Air Resources Board certification requirements.



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25. All permit conditions applicable to the equipment described in the previous Permit to Operate N29813 shall remain in effect until the new or modified equipment is constructed and operated as described in this new permit. This Permit to Construct/Operate shall become invalid if the modification as described in the equipment description has not been completed within one year from the issue date. If the modification has not been completed within one year from the issue date of the permit, a written request shall be submitted to the South Coast AQMD (Attention: Randy Matsuyama) to reinstate the previously inactivated permit to operate. A new application shall be filed if there are plans to continue with the modification. Furthermore, this condition does not allow any time extensions to any modifications required by the California Air Resources Board or South Coast AQMD.
26. The District at its discretion may wish to witness the installation and/or performance testing of the new vapor recovery equipment. At least seventy-two (72) hours prior to the installation of the equipment and any of the mentioned testing requirements in this permit, the applicant shall notify the South Coast AQMD by methods specified at the time by the Executive Officer. Such notification shall include the name of the owner or operator, the name of the contractor, the location of the facility, and the scheduled start and completion dates of the tests to be performed.
27. New equipment installations and subsequent service and repairs for any certified component for which this permit was issued, shall only be performed by a current and certified person who has successfully completed the manufacturer's training course and appropriate International Code Council (ICC) certification. Completion of any South Coast AQMD training course does not constitute as a substitute for this requirement. Proof of successful completion of any manufacturer training course shall be with the manufacturer.
28. At least seventy-two (72) hours prior to back-filling any underground storage tank or piping, the South Coast AQMD shall be notified electronically or other means as specified by the Executive Officer. Such notification shall include the name of the owner or operator; the name of the contractors; the location of the facility; and the scheduled start and completion dates of the back-filling procedure. The back-filling procedure shall not commence until inspected by a District representative.
29. Unless South Coast AQMD Rule 461 requires a more frequent testing or inspection schedule, the owner/operator shall be responsible to perform the scheduled weekly, quarterly, and annual inspections as outlined in the CARB approved Installation, Operation, and Maintenance manual for both the phase I and phase II EVR system, as well as all the required vapor recovery system tests as per the current and appropriate CARB Executive Order.
30. The South Coast AQMD shall be notified electronically or other means as specified by the Executive Officer at least seventy-two (72) hours prior to any of the above mentioned testing requirements. Such notification shall include the name of the owner or operator, the name of the contractor, the location of the facility, and the scheduled start and completion dates of the tests to be performed.
31. A copy of the pass/fail test results shall be sent electronically or other means as specified by the Executive Officer within seventy-two (72) hours after each test is conducted. Furthermore, the final test results demonstrating compliance shall be submitted electronically or other means as specified by the Executive Officer within fourteen (14) calendar days from the date when all tests were passed. The test report shall include at a minimum all the required records of all tests performed, test data, current South Coast AQMD facility ID number of the location being tested, the equipment permit to operate or application number, the South Coast AQMD ID number of the company performing the tests, a statement whether the system or component tested meets the required standards, and the name, South Coast AQMD tester ID number and signature of the person responsible for conducting the tests.





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32. The testing for the above mentioned tests shall be conducted in accordance with the most recent Rule 461 amendment or CARB Executive Order requirements, whichever is more stringent.
33. All records and test results that are required to be maintained by Rule 461 shall be kept on site for four (4) years and made available to District representatives upon request.

SECTION VI: GASOLINE THROUGHPUT REQUIREMENTS

34. The maximum quantity of gasoline dispensed from the gasoline storage tank at this facility shall not exceed 105,000 gallons in any one calendar month nor 1,260,000 gallons in any one calendar year.
35. Records of monthly annual fuel dispensed shall be prepared, shall be retained on site for two years, and shall be made available to District representatives upon request.
36. The owner/operator shall submit the facility's monthly gasoline throughput data for the previous calendar year to the Executive Officer on or before March 1 following each calendar year.

NOTICE

In accordance with Rule 206, this permit to operate or copy shall be posted on or within 8 meters of the equipment.

This permit does not authorize the emission of air contaminants in excess of those allowed by Division 26 of the Health and Safety Code of the State Of California or the applicable Rules and Regulations of the South Coast Air Quality Management District (South Coast AQMD). This permit cannot be considered as permission to violate existing laws, ordinances, regulations or statutes of other government agencies.

Executive Officer

BY LAKI TISOPULOS, PhD/ND02
05/08/2019



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