

BOARD MEETING DATE: December 2, 2011

AGENDA NO. 19

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of October 1 through October 31, 2011.

COMMITTEE: Not Applicable

RECOMMENDED ACTION:
Receive and file this report.

Edward Camarena
Chairman of Hearing Board

DP

Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2011** and **October 2011 Hearing Board Cases**.

The total number of appeals filed during the period October 1 to October 31, 2011 is 1; and total number of appeals filed during the period of January 1 to October 31, 2011 is 2.

Rules from which Variances and Order for Abatements were Requested in 2011

	2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1171														0
1171(c)														0
1171(c)(1)														0
1171(c)(1)(A)(i)														0
1171(c)(1)(b)(i)														0
1171(c)(4)														0
1171(c)(5)														0
1171(c)(5)(A)(i)														0
1171(c)(6)														0
1173														0
1173(c)														0
1173(d)														0
1173(e)(1)														0
1173(f)(1)														0
1173(g)														0
1175														0
1175(c)(2)														0
1175(c)(4)(B)														0
1175(c)(4)(B)(i)														0
1175(c)(4)(B)(ii)														0
1175(c)(4)(B)(ii)(I)														0
1175(b)(1) (C)														0
1175(d)(4)(ii)(II)														0
1176														0
1176(e)														0
1176(e)(1)							1		1		1			3
1176(e)(2)							1							1
1176(e)(2)(A)														0
1176(e)(2)(A)(ii)									1		1			2
1176(e)(2)(B)(v)														0
1178(d)(1)(A)(xiii)														0
1178(d)(1)(A)(xiv)														0
1178(d)(1)(B)														0
1176(f)(3)														0
1178(d)(1)(C)														0
1178(d)(3)(C)														0
1178(d)(3)(D)														0
1178(d)(3)(E)														0
1178(d)(4)(A)(i)														0
1178(g)														0
1186.1														0
1186.1														0
1189(c)(3)														0
1195														0
1195(d)(1)(D)														0
1303														0
1303							1							1

Report of October 2011 Hearing Board Cases

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
1. Anthony International Case #4797-2 (Consent Calendar Item) (J. Voge)	202(b) 203(b) 2004(f)(1) 3002(c)(1)	Unanticipated additional PM10 emission control is required necessitating a modification of the FCD.	Not Opposed/Granted	MFCD/EXT granted commencing 11/9/11 and continuing through 2/12/12.	PM ₁₀ : 5.4 lbs/day
2. Chevron Products Company Case #831-359 (J. Panasiti)	203(b) 401(b)(1) 407(a)(1) 2004(f)(1) 3002(c)(1) H&S Code Section 41701	The refinery FCCU must be shut down for repairs to the air blower.	Not Opposed/Granted	SV granted commencing 10/28/11 and continuing through 12/12/11 with three consecutive days of shutdown and seven consecutive days of startup.	Opacity & PM: TBD by 11/9/11
3. Los Angeles Department of Water and Power Case #1263-63 (J. Voge)	203(b) 218(b)(2) 2004(f)(1) 2012(c)(2)(A) 2012(c)(3)(A) 2012(c)(3)(B) 2012(g)(1) 2012-Appendix A, Chapter 2, (A) 3002(c)(1)	CEMS serving the combined cycle turbine must be temporarily disconnected and moved to facilitate the repair of its platform.	Not Opposed/Granted	SV granted commencing 10/27/11 and continuing through 11/20/11.	None.
4. Paramount Petroleum Corporation Case #2914-111 (Consent Calendar Item) (J. Voge)	1176(e)(1) 1176(e)(2)(A)(ii)	Petitioner is waiting for the issuance of permit related to the repair of the oil water separator and the extension of the FCD is needed.	Not Opposed/Granted	RV granted commencing 11/2/11 and continuing through 12/31/11, the FCD.	VOC: TBD by 11/11/11.

<p>5. Paramount Petroleum Corporation Case #2914-113 (M. Reichert)</p>	<p>2012, Appendix A, Attach. C, Paragraph B.2, 2012, Appendix A, Chapter 2, Paragraph B.20 2012(c)(2) 2012(g)(1) 2012(g)(7) 2012, Appendix A, Chapter 2, Paragraph A (excluding the portion pertaining to fuel flow) 2012, Appendix A, Chapter 2, B.10, B.11, B.12, B.17 & B.18</p>	<p>The boiler at the refinery is down for major repair and is unavailable for a RATA test by end of the third quarter, as required by Rule 2012.</p>	<p>Not Opposed/Granted</p>	<p>RV granted commencing 10/18/11 and continuing through 3/31/12 the FCD.</p>	<p>None.</p>
<p>6. Riverside City, Regional Water Quality Plant Case #5674-7 (K. Manwaring)</p>	<p>203(b)</p>	<p>Petitioner discovered new leaks during an inspection of the recently repaired digester gas system requiring additional repairs.</p>	<p>Not Opposed/Granted</p>	<p>IV granted commencing 10/20/11 and continuing through 11/17/11. A SV hearing is currently scheduled for 11/17/11.</p>	<p>H2S & VOC: TBD by 11/4/11</p>
<p>7. SCAQMD vs. Auto Spa Connection, Inc. Majestic Car Wash Case #5830-1 (N. Sanchez)</p>	<p>203(b) 461(c)(2)(A) 461(e)(1)</p>	<p>Respondent is operating the GDF without an ISD.</p>	<p>Not Stipulated/issued</p>	<p>O/A issued commencing 10/26/11 and continuing through 10/27/11. The Hearing Board shall retain jurisdiction over this matter until 12/31/11.</p>	<p>N/A</p>
<p>8. SCAQMD vs. Bose & Avinder, Inc. Kangaroo Food Mart Case #5837-1 (N. Sanchez)</p>	<p>203(b) 461(e)(1) 461(c)(2)(A)</p>	<p>Respondent is operating the GDF without an ISD.</p>	<p>Not Stipulated/Issued</p>	<p>O/A issued commencing 10/25/11 and continuing through 10/26/11. The Hearing Board shall retain jurisdiction over this matter until 12/31/11.</p>	<p>N/A</p>

9. SCAQMD vs. Leland Hallada dba Blasting Specialties Case #5841-1 (J. Voge)	109 201 203(a)	Respondent is operating a powder coating spray booth, oven, abrasive blasting booth and a baghouse without valid P/O.	Not Stipulated/Issued	O/A issued commencing 10/13/11 and continuing through 10/31/11. The Hearing Board shall retain jurisdiction over this matter until Respondent achieve compliance with District rule requirements.	N/A
10. SCAQMD vs. MK's Fairview 76 Case #5836-1 (N. Sanchez)	203(b) 461(e)(1) 461(c)(2)(A)	Respondent operating GDF without ISD.	Not Stipulated/Issued	O/A issued commencing 10/11/11 and continuing through 12/31/12. The Hearing Board shall retain jurisdiction over this matter until 12/31/12.	N/A
11. SCAQMD vs. Superior Cleaners Case #5842-1 (J. Voge)	203(a) 1421	Respondent is operating dry cleaning equipment without the required emission controls.	Not Stipulated/Issued	O/A issued commencing 10/18/11 and continuing through 11/19/11. The Hearing Board shall retain jurisdiction over this matter until 12/31/12.	N/A
12. SCAQMD vs. West Coast Plating, Inc. Case #5840-1 (J. Panasiti)	201 203(a) 1469(c)(13)(ii)	Respondent is operating chrome plating equipment without a valid P/O.	Not Stipulated/Issued	O/A issued commencing 10/25/11 and continuing through 04/25/13. The Hearing Board shall retain jurisdiction over this matter until 6/25/13, or until P/O's are issued at the new location.	N/A
13. UCI Medical Center at Orange Case #5843-1 (J. Panasiti)	1146, Table 1146.1, Ref. (c)(1)(G)	Petitioner cannot comply with the January, 2012 deadline to have 75% of its boilers meet the 9 ppm NO _x limit.	Not Opposed/Granted	RV granted commencing 1/1/12 and continuing through 12/31/13, the FCD.	None.

Acronyms

APC: Air Pollution Control

AOC: Alternative Operating Conditions

CARB: California Air Resources Board

CEMS: Continuous Emissions Monitoring System

CEQA: California Environmental Quality Act

CO: Carbon Monoxide

ESP: Electrostatic Precipitator

EV: Emergency Variance

FGRS: Flare Gas Recovery System

FCCU: Fluid Catalytic Cracking Unit

FCD: Final Compliance Date

GDF: Gasoline Dispensing Facility

H&S: Health & Safety Code

H2S: Hydrogen Sulfide

ICE: Internal Combustion Engine

I/P: Increments of Progress

ISD: IN-Station Diagnostic System

IA: Interim Authorization

IV: Interim Variance

MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance

Mod. O/A: Modification of an Order for Abatement

NH3: Ammonia

NMOC: Non-Methane Organic Compounds
NOV: Notice of Violation
NOx: Oxides of Nitrogen
O/A: Order for Abatement
P/O: Permit to Operate
PM: Particulate Matter
RATA: Relative Accuracy Test Audit
RECLAIM: Regional Clean Air Incentives Market
ROG: Reactive Organic Gas
RV: Regular Variance
SCR: Selective Catalytic Reduction
SO₂: Sulfur Dioxide
SOx: Oxides of Sulfur
SV: Short Variance
TBD: To be determined
TOC: Total Organic Compounds
VOC: Volatile Organic Compounds
VRS: Vapor Recovery System