

BOARD MEETING DATE: December 6, 2013

AGENDA NO. 17

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of October 1 through October 31, 2013.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:

Receive and file this report.

Edward Camarena
Chairman of Hearing Board

DG

Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2013** and **October 2013 Hearing Board Cases**.

The total number of appeals filed during the period October 1 to October 31, 2013 is 1; and total number of appeals filed during the period of January 1 to October 31, 2013 is 3.

Report of October 2013 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. Brea Parent 2007, LLC Case No. 4966-2 (M. Reichert)	202(a) 203(b) 3002(c)(1)	The catalyst serving the emission control system for four gas turbines was fouled. Petitioner is investigating the cause of the fouling before installing the new catalyst.	Not Opposed/Granted	RV is granted commencing 10/15/13 from Condition No. 14 for P/C A/N Nos. 474001 through 474004 and Condition No. 19 of A/N No. 475036 and shall continue through 3/13/14, the FCD. RV is granted commencing 10/15/13 for 70 non-consecutive days from Condition Nos. 1, 15 and 17 of P/C Nos. 474001 through 474004 and Condition Nos. 1 & 2 of P/C Nos. 474005 through 474008 and shall continue through 12/14/13, the FCD.	NO _x : 136 lbs/day maximum
2. ExxonMobil Oil Corporation Case No. 1183-483 (J. Panasiti)	203(b) 221(b) 221(d) 2004(f)(1) 3002(c)(1) 1118(g)(1) 1118(g)(5)	Flare monitoring system inoperative due to an unexpected failure of the total sulfur compound analyzer.	Not Opposed/Granted	Ex Parte EV granted commencing 10/29/13, and continuing until the EV hearing currently scheduled for 11/7/13, whichever comes first.	None
3. G & M Oil Company Case No. 4726-7 (N. Feldman)	461(e)(5)	The vapor recovery system failed the vent blockage test.	Not Opposed/Granted	Ex Parte EV granted commencing 10/18/13 and continuing for 30 days or until the EV hearing currently scheduled for 10/24/13, whichever comes first.	None
4. G & M Oil Company Case No. 4726-7 (K. Manwaring)	461(e)(5)	The vapor recovery system failed the vapor block test.	Not Opposed/Granted	EV granted commencing 10/18/13 and continuing through 11/17/13, the FCD.	None
5. SCAQMD vs. Century City Medical Plaza Land Co., Inc. Case No. 5955-1 (N. Sanchez)	1470(c)(3)(C)(iii)	Respondent is operating a diesel fired ICE within a 100 meters of a school in violation of Rule 1170.	Stipulated/Issued	O/A issued commencing 10/8/13 and continuing through 12/27/13. The Hearing Board shall retain jurisdiction over this matter until 1/17/14.	N/A

6. SCAQMD vs. Dana Point Marine & Storage, LLC Case No. 5961-1 (M. Reichert)	203(a)	Respondent is operating ICE without permit or registration.	Stipulated/Issued	O/A issued commencing 10/30/13 and continuing through 12/31/13. The Hearing Board shall retain jurisdiction over this matter until 12/31/13.	N/A
7. SCAQMD vs. Ridgeline Energy Services (USA), Inc. Case No. 5954-1 (K. Manwaring)	203(a) 219(s)(2) 402 California Health & Safety Code Section 41700	Respondent is operating a waste water treatment/disposal system without permits and is emitting high concentrations of H2S into the community.	Stipulated/Modified	Status Report & Mod. O/A modified until 10/16/14. The Hearing Board scheduled a hearing for a status report and modification of the O/A for 11/6/13.	N/A
8. SCAQMD vs. Rodolfo Esquivel, individually and dba Rudy's Auto Center Case No. 5696-2 (M. Reichert)	109(c)(1) 203(a)	Respondent is operating a paint spray booth without a valid permit and has failed to keep records.	Stipulated/Issued	O/A Issued commencing 10/1/13 and continuing through 10/1/14. The Hearing Board shall retain jurisdiction over this matter until 10/1/14.	N/A
9. Southern California Edison Company (SCE) Case No. 1262-103 (N. Sanchez)	203(b) 2004f)(1) 3002(c)(1)	The gas turbine has undergone repairs. Start up procedure requires it to be temporarily operated in a mode where the emission control system will not operate at maximum efficiency.	Not Opposed/Granted	RV granted commencing from the date specified in Condition No. 1 and continuing through 1/30/14, the FCD.	NO _x : 1,687.5 lbs/day CO: 898.2 lbs/day
10. Tesoro Refining & Marketing CO. LLC and Tesoro Logistics Operations LLC Case No. 4982-91 (M. Reichert)	203(b) 462(d)(1)(F) 3002(c)(1)	The vapor holding tank must be bypassed to conduct testing of the air pollution control system as required by the permit to construct.	Not Opposed/Granted	SV granted commencing upon notification to be given pursuant to Condition No. 1a of the order and shall continue for 90 days thereafter.	None
11. U.S. Petro, Inc. Case No. 5964-1 (L. Nevitt)	461(e)(5)	The vapor recovery system failed the vapor blockage test.	Not Opposed/Granted	Ex Parte EV granted commencing for 30 days or until the EV hearing currently scheduled for 11/7/13, whichever comes first.	None

12. Ultramar, Inc. dba Valero Wilmington Refinery Case No. 3845-87 (L. Nevitt)	202(a) 203(b) 401(b)(1) 407(a) 2004(f)(1) 3002(c)(1) H&S Code Section 41701	Outage of a hydrogen supplier will in turn cause a partial refinery outage. This in turn will result in excess emissions and permit condition violations during the partial shutdown and startup of refinery processes.	Not Opposed/Granted	SV & AOC is granted commencing 11/04/13, and continuing through 12/17/13.	SV: None AOC: SO _x : 234 lbs/total
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Acronyms

AOC: Alternative Operating Conditions
 BACT: Best Available Control Technology
 CEMS: Continuous Emissions Monitoring System
 CO: Carbon Monoxide
 EV: Emergency Variance
 FCD: Final Compliance Date
 GDF: Gasoline Dispensing Facility
 H₂S: Hydrogen Sulfide
 H&S: Health & Safety Code
 ICE: Internal Combustion Engine
 I/P: Increments of Progress
 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
 NOV: Notice of Violation
 NO_x: Oxides of Nitrogen
 N/A: Not Applicable
 O/A: Order for Abatement
 PM: Particulate Matter
 PPM: Parts Per Million
 RATA: Relative Accuracy Test Audit
 ROG: Reactive Organic Gases
 RTO: Regenerative Thermal Oxidizer
 RV: Regular Variance
 SCR: Selective Catalytic Reduction
 SO_x: Oxides of Sulfur
 SV: Short Variance
 TBD: To be determined
 VOC: Volatile Organic Compound
 VRS: Vapor Recovery System