



South Coast Air Quality Management District

21865 Copley Drive, Diamond Bar, CA 91765-4178
(909) 396-2000 • www.aqmd.gov

BOARD MEETING DATE: November 5, 2010

AGENDA NO. 19

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of September 1 through September 30, 2010.

COMMITTEE: Not Applicable

RECOMMENDED ACTION:
Receive and file this report.

A handwritten signature in black ink, which appears to read "Edward Camarena". The signature is fluid and cursive.

Edward Camarena
Chairman of Hearing Board

SM

Three summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2010** and **September 2010 Hearing Board Cases**.

The total number of appeals filed during the period September 1 to September 30, 2010 is 1; and total number of appeals filed during the period of January 1 to September 30, 2010 is 11.

Report of September 2010 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. Eastern Municipal Water District Case No. 4937-43 K. Manwaring | 203(b) | Biocube odor control failed. Petitioner must continue to operate equipment serving municipal water district pending delivery of replacement. | Not Opposed/Granted | Ex Parte EV granted commencing 9/23/10 and continuing for 30 days or until the SV hearing currently scheduled for 10/14/10, whichever comes first. | H2S: TBD by 10/8/10 |
| 2. EnerTech Environmental California, LLC Case No. 5778-1 K. Manwaring | 202(a) | Startup problems have prevented petitioner from conducting compliance tests at full load as required. | Not Opposed/Granted | RV granted commencing 9/16/10 and continuing through 2/28/12, the FCD. | None |
| 3. Prestone Products Corporation Case No. 5788-1 N. Sanchez | 203(b) | Petitioner cannot comply with the VOC temperature limits for its container filling system. | Not Opposed/Granted | SV granted commencing 9/2/10 and continuing through 11/2/10. | None |
| 4. San Diego Gas & Electric Company Case No. 3607-12 K. Manwaring | 203(b) 1110.2(d)(1)(B)(ii) 2004(f)(1) 3002(c)(1) | Petitioner cannot comply with VOC limit for its ICES and has not demonstrated that its equipment cannot meet the limit. | Not Opposed/Granted | RV granted commencing 9/8/10 and continuing through 11/2/10, the FCD. | ROG: TBD by 9/23/10 |
| 5. SCAQMD vs. Colton Avenue Auto Body, Inc. Case No. 5787-1 T. Barrera | 203(a) | Respondent has been operating a paint spray booth for 21 months without a valid permit to operate. | Not stipulated/Issued | O/A issued commencing 9/30/10 and continuing until Status Report currently scheduled for 10/14/10. The Board shall retain jurisdiction over this matter until 9/30/12. | N/A |
| 6. SCAQMD vs. Matrix Oil Corporation Case No. 5776-1 N. Sanchez | 201 203(a) 203(b) | Respondent has exceeded hours and days limitation on operation of flare serving oil production operations. | Stipulated/No Action | Mod. O/A Status Report. No Action Taken by the Board. | N/A |

| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance or Order | Excess Emissions |
|--|---|---|--|---|--|
| 7. SCAQMD vs. Warren E & P, Inc. Case No. 5649-4 K. Manwaring | 203(a) 203(b) | Respondent is operating six micro turbines in conjunction with a flare. Micro turbines are exceeding the heat input rate limits and are awaiting issuance of new permits. | Stipulated/Issued | O/A issued commencing 9/21/10 and continuing through 10/1/11. The Board shall retain jurisdiction over this matter until 10/1/11. | N/A |
| 8. SFPP,LP Case No. 4215-11 K. Manwaring | 202(a) 203(b) 462(e)(1)(E)(i)(II) 3002(c)(1) | CARB certification test of VRS was not done during the prescribed period. | Not Opposed/Granted | RV granted commencing 9/16/10 and continuing through 8/20/11, the FCD. | None |
| 9. Southern California Gas Company Case No. 137-68 K. Manwaring | 203(b) 1110.2(d)(1)(B)(ii) 2004(f)(1) 3002(c)(1) | Petitioner cannot comply with VOC limit for its ICEs and has not demonstrated that its equipment cannot meet the limit. | Not Opposed/Granted | RV granted commencing 9/8/10 and continuing through 11/2/10, the FCD. | ROG: TBD by 9/23/10 |
| 10. Universal City Studios LLC Case No. 4935-8 N. Feldman | 401(b)(1)(B) H&S Code §41701 | Petitioner will exceed opacity limits by use of fog generating machine for Halloween production at amusement park. | Not Opposed/Granted | SV granted commencing 9/20/10 and continuing through 11/2/10. | Opacity: TBD by 10/1/10 |
| 11. U.S. Government, Air Force Department, March AFB Case No. 2051-27 N. Sanchez | 2004(f)(1) | Failure of uninterruptable power supply system forced petitioner to operate emergency backup generators beyond annual hour limit. | Not Opposed/ Granted | IV granted for 90 days or until the RV hearing currently scheduled for 10/21/10, whichever comes first. | NOx: 871.25 Total Variance period for each engine. |

Acronyms

CARB: California Air Resources Board

CO: Carbon Monoxide

EV: Emergency Variance

FCCU: Fluid Catalytic Cracking Unit

FCD: Final Compliance Date

H₂S: Hydrogen Sulfide

H&S: Health & Safety Code

ICE: Internal Combustion Engine

I/P: Increments of Progress

IV: Interim Variance

MFC/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

NOx: Oxides of Nitrogen

N/A: Not Applicable

O/A: Order for Abatement

RECLAIM: Regional Clean Air Incentives Market

ROG: Reactive Organic Gas

RV: Regular Variance

SCR: Selective Catalytic Reduction

SOx: Oxides of Sulfur

SV: Short Variance

TBD: To be determined

VOC: Volatile Organic Compound

VRS: Vapor Recovery System