

BOARD MEETING DATE: January 5, 2024

AGENDA NO. 6

REPORT: Civil Filing and Civil Penalties Report

SYNOPSIS: This report summarizes monthly penalties and legal actions filed by the General Counsel's Office from November 1 through November 30, 2023. An Index of South Coast AQMD Rules is attached with the penalty report.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file.

Bayron T. Gilchrist
General Counsel

BTG:cr

	<u>Civil Filings</u>	<u>Violations</u>
1. Barry Shy, et al. County of Los Angeles Superior Court – Civil Case No.: 23STCV28334; Filed 11.17.23 (EC) NOV Nos.: P68881, P68874, P68880, P68873, P73568, P68875, P68879, P62473, P62466, P62461, P62469, P62464, P62471, P62465, P62472, P62463, and P62470 R. 203 – Permit to Operate California Health and Safety Code § 42402		17
		17 Violations

Attachments

November 2023 Penalty Report
Index of South Coast AQMD Rules and Regulations

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT

General Counsel's Office

Settlement Penalty Report

Total Penalties

Civil Settlement: \$395,773.00

Hearing Board Settlement: \$4,000.00

MSPAP Settlement: \$67,204.00

Total Cash Settlements: \$466,977.00

Total SEP Value: \$478,125.00

Fiscal Year through 11/30/2023 Cash Total: \$2,121,454.28

Fiscal Year through 11/30/2023 SEP Value Only Total: \$628,125.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
Civil						
23404	AXIS PETR CO, W. C.	203, 463, 1148.1, 1173	11/14/2023	RM	P66534, P66535, P74377	\$10,500.00
3721	DART CONTAINER CORP OF CALIFORNIA	2004, 2012, 3002	11/17/2023	MR	P63812, P63815, P63829, P63842	\$9,500.00
190126	DESCANSO GARDENS GUILD, INC.	402, 41700	11/08/2023	JL	P75968, P75969, P75970, P75971, P76531, P76532, P76534	\$14,000.00
178844	DOWNFORCE	109, 203	11/16/2023	EC	P68598	\$800.00
195762	EREWHON MARKET	1415.1	11/29/2023	JL	P70477	\$600.00
3513	IRVINE RANCH WATER DISTRICT	3002	11/17/2023	JL	P65542, P74708, P74724	\$76,407.00
194262	KB HOME (SPRINGBROOK ESTATES)	403	11/17/2023	JL	P64786	\$5,300.00
164968	L.A.N. TESTING	221, 1166	11/07/2023	SP	P66026, P74820	\$4,000.00
800170	LA CITY DWP HARBOR GENERATING STATION	2004, 2012, 3002	11/07/2023	DH	P70012, P70013, P73205	\$251,266.00
161391	MARK COMPANY	403	11/17/2023	JL	P67585	\$2,600.00
35189	NEWPORT BEACH CITY	203, 1148.1	11/01/2023	SH	P73344	\$6,500.00
800168	PASADENA CITY, DWP	2004, 2012, 2012 Appendix A, 3002	11/09/2023	SH	P76062, P76065, P76085	\$4,000.00
178706	SAN CRIS BODY SHOP	402, 41700	11/17/2023	JL	P63938	\$1,800.00
193344	SFPP, L.P. (COLTON SOUTH)	462	11/16/2023	SH	P73358, P75653	\$3,000.00
192257	SK ASSET MANAGEMENT, LLC	1403	11/02/2023	EC	P74301	\$500.00
800338	SPECIALTY PAPER MILLS, INC.	2004	11/17/2023	EC	P65377, P67308, P69674, P72851	\$2,000.00
192256	SUNG YONG & MI SOOK TRS FAMILY TRUST	1403	11/02/2023	CL	P70299	\$3,000.00
Total Civil Settlements: \$395,773.00						
Hearing Board						
112573	FREUND BAKING COMPANY	1153.1	11/08/2023	JL	6226-1	\$4,000.00

Fac ID	Company Name	Rule Number	Settled Date	Init	Notice Nbrs	Total Settlement
Total Hearing Board Settlements: \$4,000.00						
MSPAP						
159131	AR OIL	461	11/03/2023	CL	P77710	\$459.00
147167	ARASH CORPORATION (RIVERSIDE SHELL)	203, 461	11/03/2023	CL	P77706	\$1,305.00
164955	ARCADIA GAS AND MINI MART	203, 461	11/03/2023	CL	P66034	\$927.00
173693	BERNARDS BUILDERS, INC.	403	11/03/2023	CL	P78601	\$2,042.00
193856	BOOMERS SPEEDZONE (LOS ANGELES)	203, 461	11/17/2023	CL	P73238	\$2,697.00
154090	BRISTOL 76	461	11/17/2023	CL	P70493	\$1,161.00
169580	CIRCLE K STORES, INC. #2709454	461	11/17/2023	CL	P77726	\$971.00
169530	CIRCLE K STORES, INC. #2709472	461	11/03/2023	CL	P78762	\$1,021.00
178478	COPPER WASH, LLC	203, 461	11/03/2023	CL	P74830	\$2,342.00
156596	DELAILLA, INC.	461, 41960	11/03/2023	CL	P74835	\$1,531.00
126529	EDWARD METZLER; DBA BP JOHN HAULING	201, 203, 403	11/17/2023	CL	P75855, P75861	\$4,084.00
136173	E/M COATING SERVICES	3002	11/03/2023	CL	P67741	\$1,531.00
194343	EMD SPECIALTY MATERIALS, LLC	3002	11/28/2023	CL	P73929	\$4,718.00
5002	GATEWAYS HOSPITAL & MENTAL HEALTH CENTER	1415	11/03/2023	CL	P76526	\$510.00
186047	GLENDALE OIL, INC.	461	11/17/2023	VA	P78663	\$2,371.00
191140	HYPONEX CORPORATION	403	11/03/2023	CL	P75414	\$4,605.00
164081	IMURAYA USA, INC.	1146.1	11/17/2023	CL	P76411	\$4,605.00
177180	IRAN, INC. (WESTWOOD MOBIL)	203, 461	11/17/2023	CL	P74831	\$1,445.00
173416	JAGADISH PATEL BALDWIN OIL	461, 41960.2	11/17/2023	CL	P69893	\$1,171.00
195264	J&D TRANSPORTATION	403	11/03/2023	CL	P73700	\$3,108.00
958	LAUSD (WOODROW WILSON HIGH)	203, 1146.1	11/03/2023	CL	P75973	\$4,605.00
177682	LBC IRWINDALE, LLC	203	11/03/2023	CL	P75701	\$971.00
175914	MAGIC CHEVRON	203, 461	11/17/2023	CL	P77720	\$921.00
197754	POWELL CONSTRUCTORS, INC.	403	11/17/2023	CL	P76462	\$1,942.00
192013	R&J WELDING AND METAL FABRICATION	201, 203	11/03/2023	CL	P74678	\$1,942.00
150363	REBILT METALIZING, CO.	203	11/17/2023	CL	P75905	\$2,900.00
193693	SKM GROUP	461, 41960.2	11/17/2023	CL	P70488	\$1,173.00
180239	SNYDER VINE OWNER, LLC	1415	11/17/2023	CL	P76523	\$485.00
176679	STARLITE CLEANERS	201, 203	11/03/2023	CL	P62781	\$2,042.00
151862	TESORO (ARCO #68157)	461, 41960.2	11/03/2023	CL	P78691	\$1,302.00
187791	TRINIDAD FUEL, CO.	461, 41960.2	11/17/2023	CL	P70490	\$1,019.00
36046	V&G AUTO SERVICE CENTER	461, 41960.2	11/17/2023	CL	P69891	\$630.00
160537	WALPORT ENT., INC. (ED'S CHEVRON #2)	461	11/17/2023	VA	P69895	\$1,756.00
148620	WILSHIRE MOBILE	203, 461	11/17/2023	CL	P76923, P77702	\$1,991.00
199173	ZODIAC POOL SYSTEMS, LLC	203	11/03/2023	CL	P75423	\$921.00
Total MSPAP Settlements: \$67,204.00						

SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX
NOVEMBER 2023 PENALTY REPORT

REGULATION I - GENERAL PROVISIONS

Rule 109 Recordkeeping for Volatile Organic Compound Emissions

REGULATION II - PERMITS

Rule 201 Permit to Construct

Rule 203 Permit to Operate

Rule 221 Plans

REGULATION IV - PROHIBITIONS

Rule 402 Nuisance

Rule 403 Fugitive Dust - *Pertains to solid particulate matter emitted from man-made activities*

Rule 461 Gasoline Transfer and Dispensing

Rule 462 Organic Liquid Loading

Rule 463 Storage of Organic Liquids

REGULATION XI - SOURCE SPECIFIC STANDARDS

Rule 1146.1 Emissions of Oxides of Nitrogen from Small Industrial, Institutional, and Commercial Boilers, Steam Generators, and Process Heaters

Rule 1148.1 Oil and Gas Production Wells

Rule 1153.1 Emissions of Oxides of Nitrogen from Commercial Food Ovens

Rule 1166 Volatile Organic Compound Emissions from Decontamination of Soil

Rule 1173 Fugitive Emissions of Volatile Organic Compounds

REGULATION XIV - TOXICS

Rule 1403 Asbestos Emissions from Demolition/Renovation Activities

Rule 1415 Reduction of Refrigerant Emissions from Stationary Refrigeration and Air Conditioning Systems

Rule 1415.1 Reduction of Refrigerant Emissions from Stationary Refrigeration Systems

REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements (*Amended 5/11/01*)

Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

Rule 2012

Appendix A Protocol for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

SOUTH COAST AQMD'S RULES AND REGULATIONS INDEX
NOVEMBER 2023 PENALTY REPORT

REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements

CALIFORNIA HEALTH AND SAFETY CODE

41700 Prohibited Discharges
41960 Certification of Gasoline Vapor Recovery System
41960.2 Gasoline Vapor Recovery
42402 Violation of Emission Limitations – Civil Penalty