

BOARD MEETING DATE: June 7, 2013

AGENDA NO. 17

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of April 1 through April 30, 2013.

COMMITTEE: No Committee Review

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 2013** and **April 2013 Hearing Board Cases**.

The total number of appeals filed during the period April 1 to April 30, 2013 is 0; and total number of appeals filed during the period of January 1 to April 30, 2013 is 1.



























## Report of April 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. Alameda Painting Company Case No. 5939-1 (J. Panasiti)	203(a)	Petitioner operating abrasive blasting system without permit and without emission control system.	No Position/Denied	IV denied.	N/A
2. BP West Coast Products, LLC Case No. 5357-76 (Consent Calendar; No Appearance)	203(b) 2011(c)(2)(A) 2011(c)(3)(A) 2012(c)(2)(A) 2012(c)(3)(A) 2012(g)(1) 3002(c)(1)	CEMS serving coke calcining operation must be taken out of service for maintenance, testing and upgrading.	Not Opposed/Granted	SV & AOC granted commencing upon notification pursuant to Condition No. 3 and shall continue for 26 days or until the CEMS analyzers are reconnected to the kiln and pyroscrubber, whichever occurs first.	None
3. California Domestic Water Company Case No. 5934-1 (N. Sanchez)	203(b)	Concentration of chlorinated VOC exceeds inlet limit to emission control system of water treatment facility.	Not Opposed/Granted	SV granted commencing 4/23/13 and continuing through 7/22/13.	VOC: TBD by 5/7/13
4. City of Santa Monica/Big Blue Bus Case No. 5894-2 (M. Reichert)	203(b) 461(e)(5)	GDF failed performance test.	Not Opposed/Granted	Ex Parte EV granted commencing 4/17/13 and continuing for 30 days or until the EV hearing currently scheduled for 4/23/13, whichever comes first.	None
5. City of Santa Monica/Big Blue Bus Case No. 5894-2 (N. Sanchez)	461(e)(5)	GDF failed performance test.	Not Opposed/Granted	EV granted commencing 4/23/13 and continuing through 5/17/13.	None
6. ExxonMobil Oil Corporation Case No. 1183-476 (K. Manwaring)	203(b) 2004(f)(1) 3002(c)	Semi-annual CEMS assessment cannot be done by date required due to unexpected power outage at refinery.	Not Opposed/Granted	Ex Parte EV & AOC granted commencing 4/24/13 and continuing for 30 days or until the EV hearing currently scheduled for 5/2/13, whichever comes first.	None

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
7. ExxonMobil Oil Corporation Case No. 1183-475 (M. Reichert)	203(b) 2004(f)(1) 2012(c)(2)(A) 2012(c)(3)(A) 2012(g)(1) 2012(m), Table 2012-1, and Appendix A, Chapter 2, & Attachment C 3002(c)(1)	Maintenance of crude unit heaters at refinery requires bypass of SCR and third party monitoring cannot be reported within required time frame.	Not Opposed/Granted	SV & AOC granted commencing 5/4/13 and continuing through 6/18/13.	Variance – NO <sub>x</sub> : TBD but estimated at 194 lbs/day for 7 days & 265 lbs/day for 5 days AOC – VOC estimated at 2,678 lbs/total to be offset by the retirement of RTCs
8. John Adam – San Juan Service Case No. 5940-1 (K. Manwaring)	461(e)(5)	GDF operating with blocked vent in VRS.	Not Opposed/Granted	Ex Parte EV granted commencing 4/24/13 and continuing for 30 days or until the SV hearing currently scheduled for 5/15/13, whichever comes first.	None
9. Kanak LLC (Amir Aziz) Case No. 5935-1 (K. Manwaring)	203(b) 461(e)(5)	Petitioner operating GDF dispenser with blocked vent.	Not Opposed/Granted	Ex Parte EV granted commencing 4/5/13 and continuing for 30 days or until the EV hearing currently scheduled for 4/11/13, whichever comes first.	None
10. Kanak LLC (Amir Aziz) Case No. 5935-1 (J. Panasiti)	203(a) 203(b) 461(e)(5)	Petitioner operating GDF dispenser with blocked vent.	Not Opposed/Granted	EV granted commencing 4/11/13 and continuing for 30 days until the short variance hearing currently scheduled for 5/2/13 or until final compliance is achieved, whichever comes first.	None
11. Los Angeles Department of Water and Power – Haynes Generating Station Case No. 1263-66 (T. Barrera)	203(b) 2004(f)(1) 3002(c)(1)	Mechanical failure in turbine generator No. 14 resulted in manufacturer recommending all units be shut down until cause can be identified and corrected. Unit No. 11 commissioning cannot be completed until it can operate again.	Not Opposed/Granted	Ex Parte EV granted commencing 4/5/13 and continuing for 30 days or until the EV hearing currently scheduled for 4/10/13, whichever comes first.	None
12. PAR Electrical Contractors Case No. 5928-1 (N. Feldman)	403(d)(1)(A)	Fugitive dust from sky crane helicopter operations.	Not Opposed/Denied	RV denied.	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
13. Patton State Hospital Case No. 5852-1 (Consent Calendar; No Appearance)	203(b)	Change in authority for project management at state level resulted in project delay.	Not Opposed/Granted	MFCD/EXT granted commencing 4/10/13 and continuing through 6/27/14.	NO <sub>x</sub> : 1.03 lbs/day VOC: 0.055 lb/day
14. SCAQMD vs. Brookfield Properties Investor Corporation, EYP Realty, LLC, Brookfield Properties Management LLC, and Brookfield Properties Management (CA) Inc. Case No. 5930-1 (N. Sanchez)	203(b) 1470(c)(3)(C)(i)(I)	Fire Department requires testing of two emergency ICEs in excess of hours of operation specified in permit.	Stipulated/Issued	O/A issued commencing 4/24/13; the Hearing Board shall retain jurisdiction over this matter until 12/1/13.	N/A
15. SCAQMD vs. J & J Snack Foods Corp. Case No. 5869-1 (N. Sanchez)	203(a)	Respondent cannot meet compliance deadline due to equipment vendor's failure to meet contractual obligations.	Not Stipulated/Issued	Mod. O/A issued commencing 4/10/13; the Hearing Board shall retain jurisdiction over this matter until 10/17/13.	N/A
16. SCAQMD vs. Orange Coast Memorial Medical Center Case No. 5932-1 (N. Sanchez)	1146.1(c)(2)	Medical center operating three boilers with excess NO <sub>x</sub> .	Stipulated/Issued	O/A issued commencing 4/24/13; the Hearing Board shall retain jurisdiction over this matter until 8/31/13.	N/A
17. Signal Hill Petroleum Inc. Case No. 2166-17 (N. Sanchez)	203(b) 1303(a)(1) 2004(f)(1)	Gas turbine exceeding CO limit.	Not Opposed/Granted	Ex Parte EV granted commencing 4/4/13 and continuing for 30 days or until the EV hearing currently scheduled for 4/11/13, whichever comes first.	CO: 33 lbs/day

## Acronyms

AOC: Alternative Operating Conditions  
CARB: California Air Resources Board  
CEMS: Continuous Emissions Monitoring System  
CO: Carbon Monoxide  
ESP: Electrostatic Precipitator  
EV: Emergency Variance  
FCD: Final Compliance Date  
GDF: Gasoline Dispensing Facility  
H&S: Health & Safety Code  
H<sub>2</sub>S: Hydrogen Sulfide  
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  
NH<sub>3</sub>: Ammonia  
NO<sub>x</sub>: Oxides of Nitrogen  
O/A: Order for Abatement  
OSHPD: Office of Statewide Health Planning and Development  
PM: Particulate Matter  
ROG: Reactive Organic Gas  
RV: Regular Variance  
SCR: Selective Catalytic Reduction  
SO<sub>2</sub>: Sulfur Dioxide  
SO<sub>x</sub>: Oxides of Sulfur  
SV: Short Variance  
TBD: To be determined  
VOC: Volatile Organic Compounds  
VRS: Vapor Recovery System