



South Coast Air Quality Management District

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BOARD MEETING DATE: October 6, 2006

AGENDA NO. 19

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of August 1 through August 31, 2006.

COMMITTEE: Not Applicable

RECOMMENDED ACTION:
Receive and file this report.

A handwritten signature in black ink that reads "Edward Camarena".

Edward Camarena
Chairman of Hearing Board

RJ

Two summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2006** and **August 2006 Hearing Board Cases**.

The total number of appeals filed during the period August 1 to August 31, 2006 is 0, and the total number of appeals filed during the period of January 1 to August 31, 2006 is 7.

	2006	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
2009.1(c)														0
2009.1(f)(1)														0
2009.1(f)(2)														0
2009.1(f)(3)														0
2011 Appendix A														0
2011 Attachment C														0
2011(c)(2)				1										1
2011(c)(2)(A)														0
2011(c)(3)(A)						1								1
2011(e)(1)				1										1
2011(f)(3)														0
2011(g)														0
2011(k)														0
2011(k) Appen. A, Chap. 2, except E & Attach C														0
2011(k) Appen. A, Chap. 2, Section A.3 a-c, A.5 and B. 1-4 and Appen. A, Chap. 2, Section C.2.a, c & d														0
2011(k) Appen. A, Chap. 2, Sections A.3, a-c, e.g. and B.1.-4														0
2012 Appen. A, Attach. C														0
2012 Appen. A, Attach. C, Section B.2.a. & b.				1										1
2012 Appen. A														0
2012 Appen. A, Chap. 2														0
2012 Appen A, Chap. 2, Sec. A														0
2012 Appen A, Chap. 2, Sec. A1.g.														0
2012 Appen A, Chap. 2, Sec. B														0
2012 Appen A, Chap. 2, Sec. E														0
2012(c)(2)				1										1
2012(c)(2)(A)				1	1									2
2012(c)(2)(C)														0
2012(c)(3)														0
2012(c)(3)(A)				1			1							2
2012(c)(3)(B)				1										1
2012(c)(10)														0
2012(d)(2)														0
2012(d)(2)(A)														0
2012(d)(2)(D)														0
2012(e)(2)(B)														0
2012(g)(1)				1										1
2012(g)(3)														0
2012(h)(3)														0
2012(h)(4)														0
2012(h)(5)														0
2012(h)(6)														0
2012(i)														0
2012(j)(1)														0
2012(j)(2)														0
2012. Appen. A, Chp 3, Sec (A)(6)														0
2012 Appen. A, Attach C, Sections B.2.a. & B.2.b.							1							1
2012(m)														0
2012(m) Appen. A, Chp 2, except Sections E & Attach C.														0
2012(m) Appen. A, Attach. C														0
2012(m) Appen. A, Chap. 2, Sections 2.A.1 a-c, e.g, and B. 1-4 and Appendix A, Chapter 3, Section C.2 a, c & d														0
2012(m) Appen. A, Chap 3, Section (A)(6)														0
2012(m) Appen. A, Chap 5, Para G, Table 5B and Att. D														0
3002(c)														0
3002(c)(1)			1	4	2		2		2	1				12
3002(c)(2)							2							2
H&S 39152(b)														0
H&S 41510														0
H&S 41700					2	1	1	1						5
H&S 41701			1		1			3						5

Report of August 2006 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. Ameron International Water Transmission Group Case No. 5615-1 (A. Medrick)	202(a) 203(b)	Specialty finish required for coating wind turbines does not meet VOC limits.	Not Opposed/Granted	IV granted commencing 8/9/06 and continuing for 90 days or until the RV hearing currently scheduled for 9/26/06, whichever comes first.	VOC: TBD
2. Chevron Products Company Case No. 831-336 (B. Theis)	203(b) 2004(f)(1)	Water deaerator malfunctioned, petitioner took it out of service but needs to continue operations with alternate source of deaerated water.	Not Opposed/Granted	Ex Parte EV granted commencing 8/18/06 and continuing for 30 days or until the SV hearing currently scheduled for 9/14/06, whichever comes first.	None
3. ConocoPhillips Company Case No. 4900-77 (E. Sernel)	203(b) 2004(f)(1)	Petitioner needs to take electrostatic precipitator out of service to make repairs.	Not Opposed/Granted	SV granted commencing upon the date and time specified in the notice given pursuant to Condition No. 4 of the Order and continuing for 24 hours thereafter, but in no event later than 9/1/06, the FCD.	None
4. Equilon Enterprises LLC dba Shell Oil Products US Case No. 4982-71 (B. Theis/J. Lui)	202(a) 203(b) 462(d)(1)(A)(i)	Bladder tank serving loading rack VRS needs to be taken out of service to make repairs. Emissions will be controlled with portable vapor disposal system.	Not Opposed/Granted	SV granted commencing 8/1/06 and continuing through 10/30/06, the FCD.	None
5. ExxonMobil Oil Corporation Case No. 1183-404 (B. Theis)	203(b) 2004(f)(1)	Petitioner must shut down boiler to conduct repairs to avoid significant breakdown. On startup, NH3 injection to SCR cannot start until SCR reaches minimum temperature. NOx will exceed limit until NH3 injection can resume.	Not Opposed/Granted	SV granted commencing on the date specified in the notice to be given pursuant to Condition No. 1 of the Order and continuing for 120 noncontiguous hours but ending no later than 90 days after the beginning of the variance.	NOx: TBD

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
6. ExxonMobil Oil Corporation Case No. 1183-405 (A. Mednick)	203(b) 2004(f)(1)	Petitioner must make repairs to turbine that drives its FCCU feed hydrodesulfurization unit. While repairs are being made, the SCRs will operate at less than minimum temperature required to control NOx.	Not Opposed/Granted	Ex Parte EV granted commencing 8/15/06 and continuing for 30 days or until the SV hearing currently scheduled for 8/30/06, whichever comes first.	NOx: 52 lbs/day
7. Mazda Petroleum Case No. 5616-1 (A. Mednick)	203(b) 461(c)(1)(B) 461(c)(2)(A)	Petitioner operating VRS at gasoline dispensing facility with multiple record keeping and equipment maintenance violations.	Opposed/Denied	Ex Parte EV denied. EV hearing scheduled for 8/30/06.	
8. SCAQMD vs. Browning-Ferris Industries of California, Inc.; Allied Waste Industries; Sunshine Canyon Landfill Case No. 3448-12 (C. Engelhardt)	203(a) 3002(c)(1)	Source test indicates landfill gas controlled by flare is exceeding ROG limit.	Stipulated/Issued	O/A issued commencing 8/9/06 and continuing through 1/31/07. The Hearing Board shall retain jurisdiction over this matter until 1/31/07.	
9. Student Transportation of America Case No. 5613-1 (E. Sernel)	1195(d)(1)(D)	Petitioner needs to operate more buses than originally expected. It seeks to operate 59 D, diesel powered buses. Required exemption cannot be obtained in time for the opening of school when buses are needed.	Not Opposed/Granted	SV granted commencing upon the date specified in the notice given pursuant to Condition No. 1 of the Order and continuing for 90 days thereafter, but ending no later than 11/21/06, the FCD.	NOx: 4.56 or 8.52 lbs per bus per day.

Key to Acronyms

CO: Carbon Monoxide
EV: Emergency Variance
FCD: Final Compliance Date
FCCU: Fluid Catalytic Cracking Unit
H&S: Health & Safety Code
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
Mod./Variance: Modification of a Variance
NOx: Oxides of Nitrogen

O/A: Order for Abatement
PM: Particulate Matter
RV: Regular Variance
SCR: Selective Catalytic Reduction
SV: Short Variance
TBD: To be determined
TOC: Total Organic Compounds
VOC: Volatile Organic Compound
VRS: Vapor Recovery System