BOARD MEETING DATE: June 3, 2011 AGENDA NO. 12

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period

of April 1 through April 30, 2011.

COMMITTEE: Not Applicable

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 2011 and April 2011 Hearing Board Cases.

The total number of appeals filed during the period April 1 to April 30, 2011 is 0; and total number of appeals filed during the period of January 1 to April 30, 2011 is 0.

	Rules fr	om whic	h Varian	ces and (	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	Jan	Feb	Mar	Apr	Мау	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
# of HB Actions*					,					<del></del>				
Involving														
Rules														
109				1										1
109(c)														0
109(c)(1)														0
201														0
201.1														0
202														0
202(a)														0
202(b)		1	1	1	1									4
202(c)														0
203														0
203(a)		1		3	2									6
203(b)		2	5	9	7									23
204					1									1
208														0
218														0
218.1														0
218.1(b)(4)(C)														0
218(b)(1)					2									2
218(b)(2)					2									2
218(c)(1)(A)					2									2
218(c)(1)(B)(i)					2									2
218(c)(4)(A)					2									2
218(d)(1)(A)														
218(d)(1)(B)														0
218(f)(2)														0
221(b)														0
221(c)														0
221(d)														0
222														1
222(e)(1)					1									1
401				2										2
401(b)														0
401(b)(1)														0
401(b)(1)(A)														0
401(b)(1)(B)														0
402		1												1
403(d)(1)														0
403(d)(1)(A)														0
403(d)(2) 404														0
404														0
404(a)														0
405														0
405(a)														0
407														0

	Rules fr	om whic	h Varian	ces and (	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
407(a)	2011	Jan	ren	IVIAI	Арі	iviay	Juli	Jui	Aug	Sep	OCI	NOV	Dec	0
407(a)														0
407(a) (1)														0
407(a)(1) 407(a)(2)(A)														0
410(d)														0
430(b)(3)(A)(iv)														0
431.1														0
431.1														
431.1 431.1(c)(1)														0
431.1(c)(1) 431.1(c)(2)														0
431.1(c)(2)														
431.1(c)(3)(C)														0
431.1(d)(1)														0
431.1(d)(1), Att A(1)														0
442														0
444														0
444(a)														0
444(c)														0
444(d)														0
461														0
461(c)(1)														0
461(c)(1)(A)														0
461(c)(1)(B)														0
461(c)(1)(C)														0
461(c)(1)(E)														0
461(c)(1)(F)(i)														0
461(c)(1)(F)(iv)														0
461(c)(1)(F)(v)														0
461(c)(1)(H)														0
461(c)(2)														0
461(c)(2)(A)		1	2											3
461(c)(2)(B)														0
461(c)(2)(C)														0
461(c)(3)														0
461(c)(3)(A)														0
461(c)(3)(B)														0
461(c)(3)(C)														0
461(c)(3)(D)(ii)														0
461(c)(3)(E)														0
461(c)(3)(H)														0
461(c)(3)(M)														0
461(c)(4)(B)														0
461(c)(4)(B)(ii)														0
461(d)(5)(A)														0
461(e)(1)			2											2
461(e)(2)														0
461(e)(2)(A)														0
461(e)(2)(A)(i)														0
TO 1(O)(A)(I)														U

	Rules fro	m whic	h Variand	ces and C	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
461(e)(2)(B)(i)	2011	Jun	7 0.0	mar	ДР	may	Jun	- Jui	Aug	ОСР		7101	DCC	0
461(e)(2)(C)														0
461(e)(3)														0
461(e)(3)(A)														0
461(e)(3)(C)(i)(l)														0
461(e)(3)(D)														0
461(e)(3)(E)														0
461(e)(5)														0
461(e)(7)														0
462														0
462(c)(4)(B)(i)														0
462(c)(7)(A)(ii)														0
462(d)														0
462(d)(1)					1									1
462(d)(1)(A)					<u>'</u>									0
462(d)(1)(A)(i)														0
462(d)(1)(B)														0
462(d)(1)(C)														0
462(d)(1)(E)(ii)														0
462(d)(1)(F)														0
462(d)(1)(F) 462(d)(1)(G)														0
462(d)(2)(A)(i)														0
462(e)(1)														0
462(e)(1)(E)														0
462(e)(1)(E) 462(e)(1)(E)(ii)														0
462(e)(1)(E)(i)(II)														0
462(e)(1)(E)(I)(II)														0
462(e)(2)(A)(i)														0
462(e)(4)														
462(h)(1)														0
463														0
463(c)														0
463(c)(1)														0
463(c)(1)(A)(I)-(iv)														0
463(c)(1)(B)														0
463(c)(1)(C)														0
463(c)(1)(D)														0
463(c)(1)(E)														0
463(c)(2)														0
463(c)(2)(B)														0
463(c)(2)(C)														0
463(c)(3)														0
463(c)(3)(A)														0
463(c)(3)(B)														0
463(c)(3)(C)														0
463(d)														0
463(d)(2)														0
463(e)(3)(C)														0

	Rules fr	om whic	h Varian	ces and (	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
463(e)(4)	2011	Jan	1 60	Iviai	Αрі	May	Jun	Jui	Aug	Зер	001	7407	Dec	0
463(e)(5)(C)														0
464(b)(1)(A)														0
464(b)(2)														0
468														0
468(a)														0
468(b)														0
1102														0
1102(c)(2)														0
1102(c)(5)														0
1103(d)(2)														0
1105.1(d)(1)(A)(i)														0
1105.1(d)(1)(A)(iii)														0
1106(c)(1)														0
1106.1(c)(1)														0
1106.1(c)(1)(A)														0
1107(c)(1)														0
1107(c)(2)														0
1107(c)(7)														0
1107														0
1110.1														0
1110.2														0
1110.2(c)(14)														0
1110.2(d)														0
1110.2(d)(1)(A)														0
1110.2(d)(1)(B)(ii)														0
1110.2(d)(1)(C)														0
1110.2(d)(1)(D)														0
1110.2(d)(1)(E)														0
1110.2(e)(1)(A)														0
1110.2(e)(1)(B)(i)(II)														0
1110.2(e)(1)(B)(i)(III)														0
1110.2(e)(4)(B)														0
1110.2(f)														0
1110.2(f)(1)(A)														0
1110.2(f)(1)(A)(iii)(I)														0
1113(c)(2)														0
1113(d)(3)														0
1118(c)(4)														0
1118(c)(5)														0
1118(d)(1)(2)														0
1118(d)(1)(2)														0
1118(d)(2)														0
1118(d)(3)														0
1118(d)(4)(B)														0
1118(d)(5)(A)														0
1118(d)(5)(B)														0
-1-11-11-1														

	Rules fro	om whic	h Varian	ces and C	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1118(d)(10)	2011	Jan	reb	iviai	Арі	iviay	Juli	Jui	Aug	Зер	001	7407	Dec	0
1118(d)(12)														0
1118(e)														0
1118(g)(1)														0
1118(g)(3)														0
1118(i)(5)(B)(i)														0
1118(i)(5)(B)(ii)														0
1118(j)(1)(A)(ii)														0
1118(j)(1)(B)(ii)														0
1118(j)(1)(C)														0
1121(c)(2)(C)														0
1121(c)(3)														0
1121(c)(6)														0
1121(c)(7)														0
1121(c)(8)														0
1121(e)(3)														0
1121(h)														0
1121(h)(1)														0
1121(h)(2)														0
1121(h)(3)														0
1122(c)(2)(A)														0
1122(c)(2)(E)														0
1122(d)(1)(A)														0
1122(d)(1)(B)														0
1122(d)(3)														0
1122(e)(2)(A)														0
1122(e)(2)(B)														0
1122(e)(2)(C)														0
1122(e)(2)(D)														0
1122(e)(3)														0
1122(e)(4)(A)														0
1122(e)(4)(B)														0
1122(g)(3)														0
1122(j)														0
1124														0
1124(c)(1)(A)														0
1124(c)(1)(E)														0
1124(c)(4)														0
1125(c)(1)														0
1125(c)(1)(C)														0
1125(c)(2)														0
1128(c)(1)														0
1128(c)(2)														0
1130														0
1130(c)(1)														0
4400(-)(4)	·									·				0
1130(c)(4) 1131														0

	Rules fro	om whic	h Varian	ces and (	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
131(d)	2011	Jan	ren	IVIAI	Арі	iviay	Juli	Jui	Aug	Sep	OCI	NOV	Dec	0
1132(d)(2)														0
1132(d)(3)														0
133(d)(8)														0
1133.2(d)(8)														0
134(c)														0
1134(c)(1)														0
1134(d)														0
1134(d)(1)														0
1134(d)(2)(B)(ii)														0
134(f)														0
1134(g)(2)														0
135(c)(3)														0
135(c)(3)(B)														0
135(c)(3)(C)														0
135(c)(4)														0
135(c)(4)(D)														0
1136														0
136(c)(1)														0
136(c)(1)(A)(i)														0
1144(d)(1)(A)		1	1											2
1145(c)(1)		<u> </u>												0
1145(c)(2)														0
1145(g)(2)														0
145(h)(1)(E)														0
1146			1											1
146(c)(3)(A)														0
1146(c)(5)														0
146(d)(6)														0
146.1														0
146.1(a)(2)														0
1146.1(a)(8)														0
146.1(b)														0
1146.1(c)(1)														0
146.1(c)(2)(B)														0
146.1(c)(3)														0
146.1(e)														0
146.1(e)(1)(B)														0
146.2														0
146.2(c)(1)					1									1
146.2(c)(4)					1									1
146.2(c)(5)					2									2
147														0
150.1														0
150.1(d)(C)(i)														0
150.1(d)(1)(C)(i)														0
150.1(d)(4)														0

1168(c)(1) 1168(h)(2) 1171 1171 1171(c) 1171(c)(1)		Rules f	rom whic	h Varian	ces and (	Order for	Abateme	nts were	Request	ed in 201	1				
		2011	lan	Feh	Mar	Anr	May	lun	lul	Δυα	Sen	Oct	Nov	Dec	Total Action
150.16 06    150.16 07    15	1150.1(d)(5)	2011	Juli	7 00	IVIGI	Αρι	may	Jun	- our	Aug	ОСР		7101	DCC	
150 16 7  150															
150.16   150.16  150															
150.16(1)	1150.1(a)(7)														
150.16 2															
150.1(6)3   0   150.1(6)1(15)   0   0   150.1(6)1(15)   0   0   150.1(6)1(15)   0   0   150.1(6)1(15)   0   0   150.1(6)1(15)   0   0   150.1(6)1(15)   0   0   150.1(6)1(15)   0   0   150.1(6)1(15)   0   0   150.1(6)1(15)   0   0   0   0   0   0   0   0   0															
150.1(9(1)(B)(C)															
1150.1(16)(10)	1150.1(c)(3)														
1151.1(q)(2)(B)(C)															
1915 (16/21C)   1915 (16/31B)C)   1915 (16/31B	1150.1(e)(1)(C)														
1150.16 33 B C)	1151.1(e)(2)(C)														
1150.1(9)(3)(8)(C)	1150.1(e)(2)(C)														-
1150.1(s)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)	1150.1(6)(3)(B)(C)														
1150.1e  6  4	1150.1(e)(3)(D)														
1150.16 6 A M	1150.1(8)(3)(6)														
1150.1(p(1)A(p(ii))															
1150.1f(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(															
1150.1(pt)(pt)(pt) 155   0   0   1151(pt) 155   0   0   1153(pt) 155   0   0   0   1153(pt) 155   0   0   0   0   0   0   0   0   0	1150.1(e)(b)(A)(ii)														
1151	1150.1(f)(1)(A)(III)(I)														
151(2)															
151(2)	1151														
151(5)   0   151(0)(1)   0   151(0)(1)   0   151(0)(2)   0   151(0)(2)   0   151(0)(3)   0   151(0)(4)   0   151(0)(5)(7)(7)   0   153(0)(1)(9)   0   153(0)(5)(7)(7)   0   153(0)(5)(7)   0   153(0)(5)(7)   0   153(0)(5)(7)   0   153(0)(5)(7)   0   153(0)(7)   0   153(	1151(c)(8)														
1151(d)(1)	1151(2)														
151(e)(1)	1151(5)														
1151()()   0   1151()()   0   1151()()   0   1153(c)()   0   1153(c)()   0   1153(c)()   0   0   1153(c)()   0   0   1158(d)()   0   0   1164(c)()   0   0   1164(c)	1151(d)(1)														
151(f)(1)   0   1153(c)(1)   0   0   1153(c)(1)   0   0   1153(c)(1)(1)   0   0   1153(c)(1)(1)   0   0   1153(c)(1)(1)   0   0   1158(c)(1)(1)   0   1158(c)(1)   0   1164(c)(2)   0   1166(c)(2)   0   1166(c)(2)   0   1166(c)(2)   0   1166(c)(2)(1)   0   1168(c)(1)   0   1168															
1153(c)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)															
1153(c)(1)(B)	1151(f)(1)														
1156(d)(5)(C)(i)   0   1158(d)(5)(C)(i)   0   1158(d)(2)   0   1158(d)(7)   0   1158(d)(7	1153(c)(1)														
1158(d)(2)	1153(c)(1)(B)														
1158(d)(2)   0   1158(d)(5)   0   1158(d)(7)   0   1164(c)(7)   0   1164(c)(7)   0   1164(c)(7)   0   1164(c)(7)   0   1168(c)(7)   0   1168	1156(d)(5)(C)(i)														
1158(d)(5)   0   1158(d)(7)   0   1158(d)(7)(A)(ii)   0   1158(d)(10)   0   1158(d)(10)   0   1158(d)(10)   0   1164(c)(10)(B)   0   1164(c)(2)   0   1166(c)(2)(F)   0   1168(c)(2)(F)   0   1168(c)(10)(10)(10)(10)(10)(10)(10)(10)(10)(10															
1158(d)(7)(A)(ii)															
1158(d)(7)(A)(ii)   0   0   1158(d)(10)   0   1164(c)(1)(B)   0   1164(c)(2)   0   1164(c)(2)   0   1166(c)(2)(F)   0   1166(c)(2)(F)   0   1168(c)(1)(1)   0   1168(c)(1)(1)   0   1171(c)(1)   0   1171(c)(1)(1)   0   1171(c)(1)(1)   0   1171(c)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)	1158(d)(5)														
1158(d)(10)       0         1164(c)(1)(B)       0         1164(c)(2)       0         1166(c)(2)(F)       0         1168       0         1168(c)(1)       0         1168(h)(2)       0         1171       0         1171(c)       0         1171(c)(1)       0															
1164(c)(1)(B)       0         1164(c)(2)       0         1166(c)(2)(F)       0         1168       0         1168(c)(1)       0         1168(h)(2)       0         1171(c)       0         1171(c)       0         1171(c)(1)       0	1158(d)(7)(A)(ii)														
1164(c)(2)															
1166(c)(2)(F)       0         1168(B)       0         1168(c)(1)       0         1168(h)(2)       0         1171       0         1171(c)       0         1171(c)(1)       0	1164(c)(1)(B)														
1166(c)(2)(F)	1164(c)(2)														
1168     0       1168(c)(1)     0       1168(h)(2)     0       1171     0       1171(c)     0       1171(c)(1)     0	1166(c)(2)														
1168(c)(1) 1168(h)(2) 1171 1171 1171(c) 1171(c)(1)	1166(c)(2)(F)														
1168(h)(2) 1171 1171(c) 1171(c)(1)	1168														
1171 0 1171(c) 0 1171(c)(1) 0	1168(c)(1)														
1171(c) 1171(c)(1) 0	1168(h)(2)														0
1171(c)(1)	1171														0
1171(c)(1)	1171(c)														0
	1171(c)(1)														0
	1171(c)(1)(A)(i)														0

	Rules fr	om whic	h Varian	ces and (	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1171(c)(1)(b)(i)	2011	Jan	1 60	Iviai	ДΡΙ	May	Jun	Jui	Aug	Зер	OU	7407	Dec	0
1171(c)(4)														0
1171(c)(5)														0
1171(c)(5)(A)(i)														0
1171(c)(6)														0
1173														0
1173(c)														0
1173(d)														0
1173(e)(1)														0
1173(f)(1)														0
1173(g)														0
1175														0
1175(c)(2)														0
1175(c)(4)(B)														0
1175(c)(4)(B)(i)														0
1175(c)(4)(B)(ii)														0
1175(c)(4)(B)(ii)(I)														0
1175(b)(1) (C)														0
1175(d)(4)(ii)(II)														0
1176														0
1176(e)														0
1176(e)(1)														0
1176(e)(2)														0
1176(e)(2)(A)														0
1176(e)(2)(A)(ii)														0
1176(e)(2)(B)(v)														0
1178(d)(1)(A)(xiii)														0
1178(d)(1)(A)(xiv)														0
1178(d)(1)(B)														0
1176(f)(3)														0
1178(d)(1)(C)														0
1178(d)(3)(C)														0
1178(d)(3)(D)														0
1178(d)(3)(E)														0
1178(d)(4)(A)(i)														0
1178(g)														0
1186.1														0
1186.1														0
1189(c)(3)														0
1195														0
1195(d)(1)(D)														0
1303														0
1303(a)(1)														0
1303(a)(2)														0
1401														0
1401(d)(1)														0
1401(d)(1)(A)														0
1701(U)(1)(A)														U

2011 Jan Feb Mar Apr May Jun Jul Aug Sep Oct Nov Dec	
zuin Jan Fen war Ant Way Jun Jul Aug Sen Oct Nov Dec	Total Action
01(d)(1)(B)	0
05(d)(3)(C)	0
07(d)	0
07(d)(1)	0
07(d)(2)	0
107(d)(4)	0
107(f)(1)	0
115(d)(3)	0
:18(d)(2)(A)	0
20	0
.20(g)	0
(21(d)	0
(21(d)(1)(C)	0
(21(d)(1)(G)	0
(21(d)(3)(A)	0
(21(e)(2)(c)	0
(21(e)(1)(A)(vii)	0
(21(e)(3)(B)	0
(21(h)(1)(A)	0
(21(h)(1)(B)	0
(21(h)(1)(C)	0
!21(h)(1)(E)	0
(21(h)(3)	0
(21(i)(1)(C)	0
(25(d)(1)(A)	0
69	0
69(c)	0
69(c)(8)	0
69(c)(11)(A)	0
69(d)(5)	0
69(e)(1)	0
69(e)(2)	0
69(g)(2)	0
69(h)	0
69(I)	0
69(j)(4)(A)	0
69(j)(4)(D)	0
69(k)(3)(A)	0
70	0
70(c)(8)(c)(iii)(II)	0
70(c)(2)(C)(iv)	0
70(c)(3)(B)	0
70(c)(3)(C)	0
70(c)(9)	0
04	0
04(b)(1)	0
04(b)(4)	0

	Rules fro	om whic	h Varian	ces and (	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	1	F-4	14	A	14		11	A	0	0-4	Mari	D	Total Astian
0004(-)(4)	2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
2004(c)(1)														0
2004(c)(1)(C)														
2004(f)(1)				7	6									13
2004(f)(2)														0
2004(k)														0
2005														0
2009(b)(2)														0
2009(c)														0
2009(f)(1)														0
2009(f)(2)														0
2009.1														0
2009.1(c)														0
2009.1(f)(1)														0
2009.1(f)(2)														0
2009.1(f)(3)														0
2011														0
2011 Attachment C														0
2011(c)(2)														0
2011(c)(2)(A)														0
2011(c)(2)(B)														0
2011(c)(3)(A)														0
2011(e)(1)														0
2011(f)(3)														0
2011(g)														0
2011(g)(1)														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														0
and Appen. A, Chap. 2, Section C.2.a, c & d														0
2011(k) Appen. A, Chap. 2, Sections A.3.,ac.,e.g. and B.1	-4													0
2012			1											1
2012, Appen A, Att. C, Section A					2									2
2012 Attach. C, Section B.2.a.				1										1
2012 Appen. A, Attach. C, Section B.2.														0
2012 Appen. A, Attach. C, Section B.2.a. & b.														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. 4.A.4														0
2012(c)(2)														0
2012(c)(2)(A)					2									2
2012(c)(2)(B)					2									2
2012(c)(3)														0
2012(c)(3)(A)					2									2
2012(c)(3)(A) 2012(c)(3)(B)														0
2012(c)(10)														0
2012(0)(10)														U

I	Rules fro	m whic	h Variand	es and C	Order for	Abateme	nts were	Request	ed in 201	1				
	2011	Jan	Feb	Mar	Anr	May	Jun	Jul	Aug	Con	Oct	Nov	Dec	Total Action
2012(d)(2)	2011	Jan	reb	war	Apr	iviay	Jun	Jui	Aug	Sep	Oct	NOV	Dec	0
2012(d)(2)(A)														0
2012(d)(2)(A) 2012(d)(2)(D)														0
2012(t)(2)(D) 2012(e)(2)(B)														0
2012(g)(1)					2									2
2012(g)(1) 2012(g)(3)														0
2012(g)(3) 2012(h)(3)														0
2012(h)(4)														0
														0
2012(h)(5)														-
2012(h)(6)														0
2012(i)														0
2012(j)(1)														0
2012(j)(2)														0
2012, Protocol (Appen. A) Chap. 2, Part A.1.a														0
2012, Protocol (Appen. A) Chap. 2, Part B.4														0
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														
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														0
3002(a)														0
3002(c)(1)		1		8	3									12
3003(a)(6)				1										1
3004(f)(3)				1										1
Regulation II														0
Regulation IX														0
Regulation IX, 40 CFR Part 60, Subpart J														0
Regulation XI														0
Regulation XIII														0
H&S 39152(b)														0
H&S 41510														0
H&S 41700		1												1
H&S 41701														0
H&S 93115.6(c)(2)(C)(1)														0
H&S 42303														0
1100 12000														<u> </u>

Rules from	m whic	h Variano	es and C	rder for	Abateme	nts were	Request	ed in 201	1				
	<u> </u>					<u>.</u>		<u> </u>	_				
2011	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
			·			·					·		

## Report of April 2011 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.	City of Burbank, Burbank Water and Power Case No. 1474-24 J. Panasiti	203(b) 2004(f)(1) 3002(c)(1)	Petitioner will be in violation when it operates its turbine to perform testing to evaluate the cause of high NH3 emissions.	Not Opposed/Granted	RV granted commencing upon notice to be given pursuant to Condition No. 3 of the Order, for two rounds of testing, 5 non-consecutive days each round, no more than 12 hours each day to occur between 4/27/11 and 10/31/11, the FCD.	NOx: 184.52 lbs/total variance period NH3: 38.12 lbs/total variance period.
2.	Greka Oil & Gas, Inc. Case No. 5692-4 J. Panasiti	462(d)(1)	Equipment malfunction prevents shipping crude by pipeline. Petitioner seeks to ship crude by noncompliant means (trucking).	Opposed/Denied	ExParte EV denied.	N/A
3.	Lundy-Thagard, Company Case No. 2033-17 (Consent calendar N. Feldman)	202(b) 203(b) 204 2004(f)(1)	Draft permit issued, awaiting EPA Title V review.	Not Opposed/Granted	M/E granted commencing 4/28/11 and continuing through 6/30/11.	VOC: 2 lbs/day
4.	Purenergy Operating Services, LLC Case No. 5227-8 J. Voge	203(b) 218(b)(1) 218(c)(1)(A) 218(c)(1)(B)(i) 218(c)(4)(A) 2004(f)(1) 2012(c)(2)(A) 2012(c)(2)(B) 2012(c)(3)(A) 2012(g)(1) 2012, App. A, Att C, Sec. A 3002(c)(1)	CO/NOx system assessment (gas audit and RATA) for four turbines at Drews Power Plant has not been done as the units have been inoperative since October 2010.	No Position/Granted	RV granted commencing 4/20/11 and continuing through 4/20/12, the FCD.	None

5. Purenergy Operating Services, LLC Case No. 5227-9 J. Voge	203(b) 218(b)(1) 218(c)(1)(A) 218(c)(1)(B)(i) 218(c)(1)(B)(i) 218(c)(4)(A) 2004(f)(1) 2012(c)(2)(A) 2012(c)(2)(B)	CO/NOx system assessment (gas audit and RATA) for four turbines at Century Power Plant has not been done as units have been inoperative since October 2010.	No Position/Granted	RV granted commencing 4/20/11 and continuing through 4/20/12, the FCD.	None
	2012(c)(3)(A) 2012(g)(1) 2012, App. A, Att C, Sec. A 3002(c)(1)				
6. SCAQMD vs. Air Plaza, Inc. Case No. 5809-1 N. Sanchez	1146.2(C)(1) 1146.2(C)(5)	Hotel operates seven noncompliant boilers.	Stipulated/Issued	O/A issued commencing 4/19/11 and continuing through 12/31/13. The Hearing Board shall retain jurisdiction over this matter until12/31/13.	N/A
7. SCAQMD vs. Lake Elsinore Unified School District, Elsinore High School Case No. 5814-1 N. Sanchez	203(a) 222(e)(1) 1146.2(c)(4) 1146.2(c)(5)	School district operates two noncompliant boilers.	Stipulated/Issued	O/A issued commencing 4/19/11 and continuing through 12/31/11. The Hearing Board shall retain jurisdiction over this matter until 12/31/11.	N/A
8. SCAQMD vs. TST, Inc. Case No. 5501-3 (Consent Calendar N. Sanchez)	203(b) 2004(f)(1) 3002(a)	Secondary aluminum processor operating without valid Title V permits pending EPA approval.	Stipulated/Issued	O/A issued commencing 4/19/11 and continuing through 10/31/11. The Hearing Board shall retain jurisdiction over this matter until 10/31/11.	N/A
9. Thums Long Beach Company Case No. 2515-19 (Consent Calendar J. Panasiti)	203(b) 2004(f)(1)	Power to vapor recovery system serving oil production operation must be shut down to install upgrade of backup system.	Not Opposed/Granted	SV granted commencing on the date specified in the notice to be given pursuant to Condition No. 1 of this Order and shall continue for 16 consecutive hours to occur between 4/19/11 and 7/22/11.	VOC: 151 lbs/total variance period.
10. Vopak Terminal Long Beach, Inc. Case No. 5527-5 N. Sanchez	203(a) 203(b)	Vapor recovery system serving chlorinated solvent storage facility must be shut down to repair system leaks.	Not Opposed/Denied	ExParte EV denied.	N/A

## **Acronyms**

AOC: Alternative Operating Conditions CARB: California Air Resources Board

CEMS: Continuous Emissions Monitoring System CEQA: California Environmental Quality Act

CO: Carbon Monoxide

ESP: Electrostatic Precipitator EV: Emergency Variance

FGRS: Flare Gas Recovery System FCCU: Fluid Catalytic Cracking Unit

FCD: Final Compliance Date GDF: Gasoline Dispensing Facility H&S: Health & Safety Code

H2S: Hydrogen Sulfide

ICE: Internal Combustion Engine I/P: Increments of Progress IA: Interim Authorization 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

NMOC: Non-Methane Organic Compounds

NOV: Notice of Violation NOx: Oxides of Nitrogen O/A: Order for Abatement PM: Particulate Matter

RATA: Relative Accuracy Test Audit

RECLAIM: Regional Clean Air Incentives Market

ROG: Reactive Organic Gas

RV: Regular Variance

SCR: Selective Catalytic Reduction

SO2: Sulfur Dioxide SOx: Oxides of Sulfur SV: Short Variance TBD: To be determined

TOC: Total Organic Compounds VOC: Volatile Organic Compounds VRS: Vapor Recovery System