BOARD MEETING	GDATE: October 6, 2017	AGENDA NO. 17						
REPORT:	Hearing Board Report							
SYNOPSIS:	This reports the actions taken by the Hea period of August 1 through August 31, 2	0 0						
COMMITTEE:	No Committee Review							
RECOMMENDED ACTION: Receive and file this report.								

Julie Prussack Chairman of Hearing Board

DG

Two summaries are attached: August 2017 Hearing Board Cases and Rules From Which Variances and Orders for Abatement Were Requested in 2017. An Index of District Rules is also attached.

The total number of appeals filed during the period August 1 to August 31, 2017 is 0; and total number of appeals filed during the period of January 1 to August 31, 2017 is 3.

Report of August 2017 Hearing Board Cases

	ase Name and Case No. CAQMD Attorney)	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
1.	Beta Offshore Case No. 5855-6 (S. Pruitt & N. Feldman)	203(b) 1110.2(d)(1)(B) 2004(f)(1) 3002(c)(1)	ICE failed source test.	Not Opposed/Granted	SV granted commencing 8/10/17 and continuing through 10/17/17, or until final compliance is achieved, whichever comes first.	VOC: 0.02 lb/day
2.	Bowerman Power LFG, LLC Case No. 6088-1 (M. Reichert)	203(b) 1110.2 1703 3002(c)(1)	Coverage needed to trouble shoot and remedy issues with SCR system.	Not Opposed/Granted	SV granted commencing 8/10/17 and continuing through 11/07/17.	NOx: 130.3 lbs/day
3.	United States Navy Case No. 4518-9 (M. Reichert)	203(b) 2004(f)(1)	ICE expected to exceed annual permitted hours of operation.	Not Opposed/Granted	IV granted commencing 8/15/17 and continuing for 90 days or until the RV hearing currently scheduled for 9/19/17, whichever occurs first.	CO: 137.7 lbs/total NOx: 6.8 lbs/total PM10: .11 lb/total VOC: .7 lb/total
4.	Universal City Studios LLC Case No. 4935-15 (K. Manwaring)	401(b)(1) H&S §41701	Petitioner will use artificial fog for Halloween production exceeding opacity limits.	Not Opposed/Granted	SV granted commencing 9/8/17 and continuing through 11/6/17.	N/A
5.	SCAQMD vs. Carlton Forge Case No. 6086-1 (D. Hsu & N. Feldman)	N/A	Status Report.	No Action	The Hearing Board received a status report regarding Carlton Forge and determined no action was necessary to modify the O/A.	N/A
6.	SCAQMD vs Lubeco, Inc. Case No. 6089-1 (T. Barrera & S. Pruitt)	402 H&S §41700	Control hexavalent chromium emissions.	Stipulated/Issued	O/A issued commencing 8/23/17 and continuing through 12/1/18. The Hearing Board shall retain jurisdiction over this matter until 12/1/18.	N/A

Acronyms

CO: Carbon Monoxide EV: Emergency Variance GDF: Gasoline Dispensing Facility H&S: Health & Safety Code ICE: Internal Combustion Engine IV: Interim Variance MFCD/EXT: Modification of a Final Compliance Date & Extension of Variance Mod. O/A: Modification of an Order for Abatement N/A: Not Applicable NOx: Oxides of Nitrogen O/A: Order for Abatement RV: Regular Variance SCR: Selective Catalytic Reduction SV: Short Variance

	Rules from which Variances and Orders for Abatement were Requested in 2017													
	2017	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Actions
# of HB Actions Involving Rules	2011	•					•	•	,g	000			200	
202(a)			1	1	1		1							4
203(a)		1	1	1	2									5
203(b)		6	4	6	3	3	5	4	3					34
401(b)(1)									1					1
402		2	2	3	1	1		1	1					11
403(d)(1)					1									1
403(d)(2)					1									1
403(d)(3)					1									1
442			2											2
461(e)(2)						1								1
461(e)(1)							1							1
461(e)(3)			1											1
1110.2								1	1					2
1110.2(d)(1)(B), Table II		1					1	1	1					4
1110.2(d)(1)(L)							1							1
1110.2(d)(2)(A)(ii)								1						1
1146							1							1
1147		1												1
1147(c)			1	1			1							1
1153.1(c)(3)						1								1
1153.1(c)(6)						1								1
1176(f)(3)		1												1
1470(c)(3)(C)(iii)			1											1
1703								1	1					2
2004(f)(1)		6	1	3	2	1		2	2					17
2011(c)(2)			1											1
2012(c)(2)(A)				1										1
2012(c)(3)(A)				1										1
3002							1							1
3002(a)			1											1
3002(c)(1)		3	4	4	2	1	1	4	2					21
H&S 41700		2	2	3	1	1		1	1					11

DISTRICT RULES AND REGULATIONS INDEX FOR 2017 HEARING BOARD CASES AS OF AUGUST 31, 2017

REGULATION II – PERMITS

Rule 202 Temporary Permit to Operate

Rule 203 Permit to Operate

REGULATION IV – PROHIBITIONS

- Rule 401 Visible Emissions
- Rule 402 Nuisance
- Rule 403 Fugitive Dust
- Rule 442 Usage of Solvents
- Rule 461 Gasoline Transfer and Dispensing

REGULATION XI - SOURCE SPECIFIC STANDARDS

- Rule 1110.2 Emissions from Gaseous- and Liquid-Fueled Internal Combustion Engines
- Rule 1146 Emissions of Oxides of Nitrogen from Industrial, Institutional and Commercial Boilers, Steam Generators, and Process Heaters
- Rule 1147 NOx Reductions from Miscellaneous Sources
- Rule 1153 Commercial Bakery Ovens
- Rule 1176 Sumps and Wastewater Separators

REGULATION XIV – TOXICS

Rule 1470 Requirements for Stationary Diesel-Fueled Internal Combustion and Other Ignition Engines

REGULATION XVII - PREVENTION OF SIGNIFICANT DETERIORATION (PSD)

Rule 1703 PSD Analysis

REGULATION XX - REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

- Rule 2004 Requirements
- Rule 2011 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Sulfur (SOx) Emissions
- Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

REGULATION XXX - TITLE V PERMITS

Rule 3002 Requirements

Rule 3003 Applications

CALIFORNIA HEALTH AND SAFETY CODE

- §41700 §41701 Prohibited Discharges Restricted Discharges