BOARD MEETING DATE: January 19, 2001 AGENDA NO. 13

REPORT: Hearing Board Variances and Appeals

SYNOPSIS: During the period of October 1 through October 31, 2000, the

Hearing Board took action on 15 Variances and 0 Appeals.

COMMITTEE: Not Applicable.

RECOMMENDED ACTION: Receive and file this report.

Edward Camarena Chairman of Hearing Board

EC:JD:sm

Two summaries are attached: Rules From Which Variances Were Requested in 2000 and October 2000 Hearing Board Cases.

The total number of appeals filed during the period October 1 to 31, 2000 is 0, and the total number of appeals filed during the period January 1 to October 31, 2000 is 29.

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## A I H A Cloris " ## Wave Wave Wave Wave Wave Wave Wave Wave	Rules from which Variances were Requested in 2000													
Involving Rules  202  202  202(a) 1 1 1 1 1 3 3 7 7  202(b) 1 1 1 1 1 3 3 7 7  202(c) 0 0 0  218  218  0 0  221B  0 0  221B  0 0  2401  401 1 1 1 0 2 0 0  401(a) 1 1 1 0 0 0  401(b) 1 2 1 2 1 2 0 0  401(b) 1 1 2 1 0 0 0  401(b) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
Rules														
2022														
202(a)														•
1				4										
2026) 208				1	1		1			3				
2218		1												
2218	202(0)													
221(b)														
4011														
401(a)		1		1										
401(b)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)							1							
401(b)(1)(f)(f)(f)(f)(f)(f)(f)(f)(f)(f)(f)(f)(f)	401(b)	1	2	1	2		•							
491(b)(1)(A) 401(b)(1)(B) 401(b)(1)(B) 402(d)(1)(B) 403(d)(1) 404 404 404 404 404 1 1 1 1 3 404(b) 405(a) 405(a) 1 1 1 1 1 1 1 3 404(b) 405(a) 405(b) 405(a) 1 1 1 1 1 1 1 1 1 3 404(b) 405(b) 405(a) 1 1 1 1 1 1 1 1 1 4 405(b) 405(a) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1										1				
401(b)(1)(B)  403(d)(1)  2 2 2  404(a)  1 1 1  3 3404(b)  405(b)  405(c)  1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1							1	1	1	1				
403(d)(1) 404(4) 404							1			1				2
404(a) 1 1 1	403(d)(1)							2	2					4
404(b) 405(a) 1 1 1	404	1		1										2
405(a) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	404(a)		1	1						1				3
405(a) 1 1 1 1 1 2 2 4 4 4 4 4 4 4 4 4 5 5 6 5 5 6 5 6 6 5 6 6 6 6														
407(a)		1												
407(a)			1	1			1			1				
407(a)(2) 431.1(b)(1) 431.1(b)(1) 444.0  444(a)  1  1  1  1  444(b)  1  444(c)  1  444(d)  1  461  461  461(c)  461(c)(1)(B)  461(c)(1)(B)  461(c)(1)(F)(i)  461(c)(2)(B)  461(c)(2)(B)  461(c)(2)(B)  461(c)(3)(B)  461(c)(3)(B)  461(c)(3)(B)  462(c)(1)(B)(ii)  401  402  403  404  405  405  405  405  405  405														
431.1(c)(1) 431.1(d)(1) 434.10 444.0  444.0  444.0  444.0  1  1  1  3  444(c)  1  461  461(c)  461(c)(1)(R)  461(c)(1)(R)  461(c)(1)(F)(i)  46							1		1					
431.1(d)(1) 444.0 0 4444(a) 1 1 1 444(d) 1 1 461 461 461(c) 461(c)(1)(R) 3 3 3 461(c)(1)(E) 461(c)(1)(F)(i) 461(c)(1)(F)(i) 461(c)(1)(F)(i) 461(c)(2)(R) 461(c)(2)(R) 461(c)(2)(R) 461(c)(2)(R) 461(c)(2)(R) 461(c)(3)(R) 461(c)(4)(R) 462(c)(7)(A)(R) 462(c)(7)(A)(R) 462(c)(7)(A)(R) 462(c)(7)(A)(R) 462(c)(7)(A)(R) 462(c)(7)(A)(R) 462(c)(7)(A)(R) 462(c)(1)(A)(R) 462(c)														
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444(a) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1														
444(d) 1 1 1 1 461(c)				4										
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461(c)				1	1									
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461(c)(1)(A) 461(c)(1)(B) 3 3 461(c)(1)(C) 461(c)(1)(E) 461(c)(1)(F)(i) 461(c)(1)(F)(iv) 461(c)(1)(F)(iv) 461(c)(1)(H) 461(c)(2)(A) 461(c)(2)(A) 461(c)(2)(B) 461(c)(2)(B) 461(c)(2)(B) 461(c)(2)(B) 461(c)(3)(B) 461(c)(4)(B)(ii) 462(c)(3)(B) 462(c)(7)(A)(iii) 4 1 2 2 1 2 2 1 1 1 1 16														
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461(c)(1)(F)(i) 461(c)(1)(F)(iv) 461(c)(1)(F)(v) 461(c)(1)(H) 461(c)(2) 461(c)(2)(A) 461(c)(2)(B) 461(c)(2)(C) 461(c)(4)(B) 461(c)(4)(B														
461(c)(1)(F)(v) 461(c)(1)(H) 461(c)(2) 461(c)(2)(A) 461(c)(2)(B) 461(c)(2)(B) 461(c)(2)(C) 461(c)(4)(B) 461(c														
461(c)(1)(F)(v) 461(c)(2) 461(c)(2)(A) 1 1 2 2 1 2 2 1 1 1 1 6														
461(c)(1)(H) 461(c)(2) 461(c)(2)(A) 461(c)(2)(B) 461(c)(2)(C) 461(c)(4)(A) 461(c)(4)(B) 461(c)(4)(B) 461(c)(4)(B)(ii) 461(c)(4)(B)(ii) 461(c)(3)(B) 461(c)(3)(B) 461(c)(3)(B) 462(c)(7)(A)(ii) 462(c)(7)(A)(ii) 462(d)(1)(A) 462(d)(1)(A)(ii) 4 1 2 2 1 2 2 1 1 1 1 16	461(c)(1)(F)(v)													0
461(c)(2)(A) 1 1 2 2 4 1 2 2 1 1 1 1 16  461(c)(2)(B) 461(c)(2)(C)	461(c)(1)(H)													
461(c)(2)(A) 1 1 2 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	461(c)(2)													0
461(c)(2)(C) 461(c)(4)(A) 461(c)(4)(B) 461(c)(4)(B)(ii) 461(c)(4)(B)(iii) 461(e)(3) 461(e)(5) 461(e)(5) 462(c)(3)(B) 462(c)(7)(A)(ii) 462(d)(1)(A) 462(d)(1)(A)(ii) 4 1 2 2 1 2 2 1 1 1 1 16	461(c)(2)(A)	1					1							
461(c)(4)(A) 461(c)(4)(B) 461(c)(4)(B)(ii) 461(e)(3) 461(e)(5) 461(e)(5) 1 1 1 462(c)(3)(B) 462(c)(4)(B)(ii) 462(c)(7)(A)(iii) 462(d)(1)(A) 462(d)(1)(A)(iii) 4 1 2 2 1 2 2 1 1 1 1 16	461(c)(2)(B)													
461(c)(4)(B) 461(c)(4)(B)(ii) 461(e)(3) 461(e)(5) 461(e)(5) 1 1 1 462(c)(3)(B) 462(c)(4)(B)(i) 462(c)(7)(A)(ii) 462(d)(1)(A) 462(d)(1)(A)(ii) 4 1 2 2 1 2 2 1 1 1 1 16	461(c)(2)(C)													
461(c)(4)(B)(ii) 461(e)(3) 461(e)(5) 461(e)(5) 1 1 1 462(c)(3)(B) 462(c)(4)(B)(i) 462(c)(7)(A)(ii) 462(d)(1)(A) 462(d)(1)(A)(ii) 4 1 2 2 1 2 2 1 1 1 1 16	461(c)(4)(A)													
461(e)(3) 461(e)(5) 462(c)(3)(B) 462(c)(4)(B)(i) 462(c)(7)(A)(ii) 462(d)(1)(A) 462(d)(1)(A) 462(d)(1)(A)(ii) 4 1 2 2 1 2 2 1 1 1 16														
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462(c)(3)(B) 462(c)(4)(B)(i) 462(c)(7)(A)(ii) 462(d)(1)(A) 462(d)(1)(A)(ii) 4 1 2 2 1 2 2 1 1 1 1 16														
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462(c)(7)(A)(ii) 0 462(d)(1)(A) 0 462(d)(1)(A)(ii) 4 1 2 2 1 2 2 1 1 1 16														
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462(d)(1)(A)(ii) 4 1 2 2 1 2 2 1 1 1 16	462(C)(/)(A)(II)													
		1	4	2	2	4	2	2	4	4				
76:21d)(2)(1)(1)	462(d)(1)(A)(i) 462(d)(2)(A)(i)	1	1			1			1	1				16

	2000	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
462(e)(1)(E)(ii)		4	1	2	2	1	2	2	1	1	1			17
462(e)(2)(A)(i)		1												1
462(h)(1)		1	1	1	2		1	2		1				9
463(c)(1)(A)									1					1
463(c)(1)(B)														0
463(c)(1)(C)														0
463(c)(1)(E)														0
463(c)(2)														0
463(c)(2)(B)														0
463(c)(3)(B)									1		1			2
463(c)(3)(C)						1								1
464(b)(1)		1												1
1104(c)(1)		1												1
1106(c)(1)														0
1106.1(c)(1)														0
1106.1(c)(1)(A)														0
1107(c)(2)														0
1110.2		1												1
1110.2(d)(1)(B)		•	1	1										2
1110.2(e)(1)(A)			·	1										1
1113(c)(2)					1									1
1118(d)(1)				1	•		1		1					3
1118(d)(2)				1			1		1					3
1118(d)(3)				1			1		1					3
1118(d)(4)(B)				1			1		1					3
1118(d)(5)(A)				1			1		1					3
1118(d)(5)(B)				1			1		1					3
1118(e)				1			1		1					3
1118(f)				1			1		1					3
1121					1		•							1
1122(c)(2)(A)					•									0
1122(c)(2)(F)														0
1122(c)(2)(L)														0
1122(d)(3)						1	1							2
1122(d)(3) 1122(e)(2)(A)						•	•							0
1122(e)(2)(B)														0
1122(e)(2)(C)														0
1122(e)(2)(D)														0
1122(e)(2)(b) 1122(e)(4)(A)														0
1122(e)(4)(A)														0
1124														0
1124(c)(1)(A)														0
1124(c)(1)(E)				1										1
1124(c)(1)(L) 1128(c)(1)				1										1
1128(c)(1) 1128(c)(2)				1										1
1128(c)(2) 1130(c)				-	1						1			2
1130(c) 1130(c)(4)					•						•			0
1134(c)								1		1				2
1134(d)								1		1				2
1134(d) 1134(d)(1)								1		1				0
1134(d)(1) 1134(f)														0
1134(I) 1134(g)(2)								1						1
									2					2
1135(c)(3)									1					1
1135(c)(3)(C)								4						
1135(e)					1		2	1						1 4
1145(c)(2)					1			1						
1145(h)(1)(E)							1	4						1
1146(c)(1)								1						1
1146(c)(7)(B)														0

	2000	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1146.1(c)														0
1150.1(d)(1)(c)	(4)							1						1
1150.1(d)(5)	`						1		1					2
1150.1(d)(6)							2		2					4
1150.1(e)							1							1
1150.1(e)(1)(c)								1						1
1150.1(e)(2)							1		1					2
1150.1(e)(3)							1		1					2
1150.1(e)(1)(C)							2							2
1150.1(e)(2)(C)							1							1
1150.1(e)(3)(C)							1		1					2
1150.1(e)(6)(A)	(I)				1									1
1150.1(e)(6)(A)	(ii)				1									1
1150.1(f)(1)(A)(	(iii)(l)				1									1
1150.1(f)(1)(H)(	(i)				1									1
1151(c)(1)(B)					1									1
1151(c)(8)					1									1
1151(d)(1)														0
1153(c)(1)(B)						2								2
1158(d)(8)			1											1
1166(c)(2)														0
1168(c)(1)			1							1				2
1171(c)(1)						1								1
1173(c)														0
1173(f)(1)			1	1										2
1176														0
1176(e)(1)		1					1				1			3
1176(e)(2)		1					1				1			3
1176(e)(2)(B)														0
1176(e)(3)(A)		4									4			0
1176(e)(6)		1									1			2
1176(f)		1					1				1			2 1
1189(c)(1) 1401(d)(1)			1				ı							1
1401(d)(1) 1401(d)(1)(A)			-	1										1
1401(d)(1)(A) 1401(d)(1)(B)				1										1
1405(d)(3)(C)				'										0
1407(d)				1										1
1407(d)(1)														0
1407(d)(2)							1			1				2
1407(d)(4)							•			•				0
1407(f)(1)														0
1418(d)(2)(A)														0
1421						1								1
1421(d)										1				1
1421(d)(1)(C)		1												1
1421(d)(3)(A)		1												1
1421(e)(2)(c)					1									1
2004(k)							2			1	1			4
2011 Appendix				1	1	1								3
2011 Attachme	nt C					1								1
2011(c)(2)		1				1								2
2011(c)(2)(A)		1					1		1	1				4
2011(c)(3)(A)				1	1									2
2011(e)(1)		1				1	1			1				4
2011(f)(3)		1												1
2011(g)		1												1
2011(k)		1				1								2
2012			1											1

2000	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
2012 Appendix A	4		3	3	1	2	1	2	2	1			19
2012 Attachment C			2	1	1				1	2			7
2012(c)(2)	1				1								2
2012(c)(2)(A)	4		1	2		3	1	4	3	3			21
2012(c)(3)(A)	3		3	3		2	1	2	3	1			18
2012(c)(3)(B)	3		1	2		2	1	2	2	1			14
2012(d)(2)(A)	1												1
2012(d)(2)(D)	1												1
2012(g)(1)	3		1	2	1	2			3	2			14
2012(h)(3)	1							2					3
2012(h)(4)	2			2		2		2	1	1			10
2012(h)(5)	1						1		1				3
2012(i)	1												1
2012(j)(2)	1						1						2
2012(m)	1		1		1								3
2012(I)	1								1				2
H&S 41701	1	1	2	2		2	1	1	2				12

## **Report of October 2000 Hearing Board Cases**

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
1. AES Redondo Beach, LLC Case #5040-2 (N. Feldman)	2012(c)(2)(A) 2012 Appendix A, Chapter 2, Attachment C, B.2	Petitioner's boiler has been off-line for several months. Will perform RATA when boiler is back in operation.	Not Opposed/Granted	Short variance granted commencing 10/31/00 and continuing through 12/31/00, the final compliance date.	None
2. Alifuad Hussain Euclid Arco Case #5195 (C. Engelhardt)	461(e)(5)	Due to unanticipated underground leak, petitioner needs additional time to complete leak decay testing.	Not Opposed/Granted	Interim variance granted commencing 10/25/00 and continuing for 90 days or until the short variance hearing currently scheduled for 11/14/00 or final compliance is achieved, whichever comes first.	VOC unable to quantify
3. Central Plants, Inc. Case #3447-49 (N. Feldman)	203(b) 2004(f)(1) 2004(k) 2012(c)(2)(A) 2012(c)(3)(A) 2012(c)(3)(B) 2012(g)(1) 2012(h)(4) 2012 Appendix A, Chapter 2, Paragraph A.1	Additional time needed to complete the reprocessing of historical data and install and test the CPI-DAS	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance which extended through 10/31/00 were extended through 1/17/01.	None
4. City of Pasadena Case #2244-14 (C. Englehardt)	203(b) 2004(f)(1)	Petitioner seeks additional time to pursue permit modification regarding the allowable hours of operation.	Not Opposed/Granted	Regular variance granted commencing 10/11/00 and continuing through 12/31/00, the final compliance date.	NOx and PM to be determined
5. Coronet Concrete Products, Inc. Case #5191 (J. Panasiti)	203(b)	Unaware of limits of permit for bagging cement, the former dated in 1988. Applying for new permit.	Not Opposed/Granted	Interim variance granted commencing 10/12/00 and continuing for 90 days or until the regular variance hearing currently scheduled for 11/21/00, whichever occurs first.	PM 9 lbs/day

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
6. Equilon Enterprises LLC Case #4982-13 (J. Panasiti)	462(e)(1)(E)(ii)	Time needed to obtain CARB certification of loading rack.	Not Opposed/Granted	Interim variance granted commencing 10/12/00 and continuing for 90 days or until the regular variance hearing currently scheduled for 11/7/00, whichever occurs first.	None
7. Equilon Enterprises, LLC Case #4982-12 (A. Mednick)	203(b) 461(c)(1)(B)	Remote fill tubes for underground gasoline storage tanks are not CARB certified.	Not Opposed/Denied	Short variance denied.	
8. Equilon Enterprises, LLC Case #4982-14 (A. Mednick)	203(b) 461(c)(1)(B)	Remote fill tubes for underground gasoline storage tanks are not CARB certified.	Not Opposed/Dismissed	Interim variance dismissed.	
9. Equilon Enterprises, LLC/Jay's Shell Case #4982-12 (A. Mednick)	203(b) 461(c)(1)(B)	Remote fill tubes for underground gasoline storage tanks are not CARB certified.	Not Opposed/Granted	Interim variance granted commencing 10/5/00 and continuing for 90 days or until the short variance hearing currently scheduled for 10/26/00, whichever occurs first.	VOC to be determined
10. Mobil Oil Corporation Case #1183-339 (J. Panasiti)	203(b) 463(c)(3)(B) 2004(f)(1)	Partial failure of VRS of fixed-roof tank requiring repair of system.	Not Opposed/Granted	Short variance granted commencing 10/12/00 and continuing through 11/2/00, the final compliance date.	VOC to be determined
11. Mobil Oil Corporation Case #1183-341 (J. Panasiti)	203(b) 2004(f)(1)	Unexpected shortage of caustic acid tank cars. Need variance to move material by trucks connected to control system during loading.	Not Opposed/Granted	Emergency granted commencing 10/25/00 and continuing through 11/17/00 or the short variance hearing currently scheduled for 11/15/00, whichever comes first.	None
12. Paper-Pak Products, Inc. Case #4781-5 (A. Mednick)	2012(c)(2)(A) 2012(g)(1) 2012 Appendix A, Attachment C, Paragraph B.2	Petitioner needs additional time to conduct repairs and perform RATA testing on its cogeneration equipment.	Not Opposed/Granted	Interim variance granted commencing 10/5/00 and continuing for 90 days or until the short variance hearing currently scheduled for 11/14/00, whichever occurs first.	None

	se Name and se No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
13.	Sunshine Plastics Corporation Case #4832-1 (No Appearance; Consent Calendar)	203(a) 1130(c)	Petitioner seeks additional time to ensure that new incineration system is operating properly and to conduct source test.	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance which extended through 11/1/00 were extended through 1/31/01.	VOC to be determined
14.	Torch Operating Company Case #5089-6 (J. Panasiti)	203(b) 2004(f)(1)	Petitioner needs additional time to debug and fix control equipment serving new gas turbine in order to meet NOx guarantee.	Not Opposed/Granted	Regular variance granted commencing 10/26/00 and continuing through 4/21/01, the final compliance date.	NOx 2.2 lbs/day Ammonia to be determined
15.	Tosco Refining Company Case #4900-36 (A. Mednick)	203(b) 1176(e)(1) 1176(e)(2) 1176(e)(6) 1176(f) 2004(f)(1)	Petitioner seeks additional time to complete repairs to the oil recovery unit, which was damaged in a fire.	Not Opposed/Granted	Modification of a Final Compliance Date and Extension of a Variance: The variance and final compliance which extended through 10/31/00 were extended through 11/30/00.	VOC 19.2 lbs/day

(e:hb/VarOct00)