BOARD MEETING DATE: October 19, 2001 AGENDA NO. 23

REPORT: Hearing Board Variances and Appeals

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

of September 1 through September 30, 2001.

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 and Order for Abatements Were Requested in 2001 and September 2001 Hearing Board Cases.

The total number of appeals filed during the period September 1 to September 30, 2001 is 1, and the total number of appeals filed during the period January 1 to September 30, 2001 is 10.

///

| # of HB Actions* Involving Rules 202 0 0 202(a) 1 2 2 2 3 1 2 13 202(b) 1 1 1 2 203(a) 1 1 1 2 203(a) 1 1 1 1 1 2 208 218 0 0 221(b) 0 0 | | | Rules | from | which | Varian | ces an | d Orde | r for A | Abatem | ents w | ere R | equest | ed in 2 | 2001 |
|--|------------------|------|-------|------|-------|--------|---|--------|---------|--------------|--------|-------|--------|---------|--------------|
| ## Actions' Involving | | 2001 | Jan | Feb | Mar | Apr | Mav | Jun | Jul | Aua | Sep | Oct | Nov | Dec | Total Action |
| Rules | # of HB Actions* | | | | | | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | | | - 1 g | | | | | |
| Rules | Involving | | | | | | | | | | | | | | |
| 1 | Rules | | | | | | | | | | | | | | |
| 1 | 202 | | | | | | | | | | | | | | 0 |
| 1 | 202(a) | | | | 1 | 2 | 2 | 2 | 3 | 1 | 2 | | | | 13 |
| 202(c) 1 1 1 2 2 2 3 3 3 3 3 3 4 4 44(c) 4 44(c) 4 4 44(c) 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 | | | | | | | | | 1 | | | | | | 1 |
| 203(a) 1 1 1 2 2 2 2 1 0 2 2 2 1 0 3 2 2 1 0 3 2 2 2 1 0 3 2 2 1 0 3 2 2 2 1 0 3 2 2 2 1 0 3 2 2 2 1 0 3 2 2 2 1 0 3 2 2 2 2 1 0 3 2 2 2 2 1 0 3 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 | | | | | | 1 | | | 1 | | | | | | 2 |
| 208 0 0 0 0 0 0 0 0 0 | | | | | | | | 1 | | 1 | | | | | |
| 218 | | | | | | | | | | | | | | | |
| 221(b) 0 0 0 0 0 0 0 0 0 | 218 | | | | | | | | | | | | | | |
| 4011 0 0 0 0 0 0 0 0 0 | | | | | | | | | | | | | | | 0 |
| 401(a) 401(b) (1) 401(b) (1) 401(b) (1) 401(b) (1) 402 402 1 1 1 403(d) (1) 403(d) (1) 404 404 404 404 404 404 404 405 405 405 | 401 | | | | | | | | | | | | | | |
| 401(b) | | | | | | | | | | | | | | | |
| 401(b)(1)(A) 401(b)(1)(A) 401(b)(1)(B) 402 403(d)(1) 1 403(d)(2) 1 1 404(4) 404(4) 1 404(4) 1 404(5) 405(6) 405(a) 1 405(a) 405(b) 405(a) 1 407(a)(2)(A) 407(a)(2)(A) 407(a)(2)(A) 407(a) 407(| | | 1 | | | | | | | | | | | | |
| 401(b)(1)(A) 401(b)(1)(B) 402 403(d)(1) 404 403(d)(2) 1 404 404 404 404 405 1 405(b) 405(a) 405(b) 405(b) 407(a) 407(a) 407(a) 407(a) 407(a) 407(a) 407(a) 407(b) 407(a) 407(a) 407(a) 407(b) 407(a) 407(a) 407(b) 407(a) 407(a) 407(b) 407(a) 407(a) 407(b) 407(a) 407(| | | | | | | | 2 | | | 1 | | | | |
| 401(b)(1)(E) 402 | | | | | | | | | | | | | | | |
| 402 | 401(b)(1)(B) | | | | | | | | | | | | | | |
| 403(d)(1) | | | | | | | | 1 | 1 | | | | | | |
| 403(d)(2) | | | | | | | | | | | | | | | |
| 404(a) 1 404(b) 1 405(b) 0 405(c) 1 405(b) 1 405(c) 0 407(a) 1 407(a) 0 407(a) 1 407(a) 1 431.1(c)(1) 0 431.1(c)(1) 0 431.1(c)(1) 0 444(a) 0 444(c) 0 444(d) 0 444(d) 0 461(c)(1)(A) 1 461(c)(1)(B) 1 461(c)(1)(B) 1 461(c)(1)(B) 0 461 | | | | | | | | | | | | | | | |
| 404(a) 1 404(b) 0 405(a) 1 405(b) 0 407(a) 1 407(a) 0 407(a) 0 407(a) 1 431.1(c)(1) 0 444.0 0 444.0 0 444.0 0 444.0 0 444.0 0 444.0 0 461 (c) 0 461 (c) 1 0 461 (c | 404 | | | | | | | • | | | | | | | |
| 404(b) 405(a) 1 405(b) 0 407(a) 0 407(a) 0 407(a) 1 407(b) 0 407(a) 1 407(b) 0 407(a) 0 407(a) 1 431.1(c)(1) 0 431.1(d)(1) 0 444.0 0 444.0 0 444.0 0 444.0 0 444.0 0 444.0 0 444.0 0 444.0 0 446.0 0 461(c) 0 461(c) 0 461(c) 1 461(| | | 1 | | | | | | | | | | | | |
| 405(a) 1 1 1 1 2 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 | | | • | | | | | | | | | | | | |
| 405(a) 1 1 1 405(b) 0 0 407(a) 0 0 407(a) 0 1 1 1 2 2 431.1(c)(1) 0 0 431.1(d)(1) 0 0 444.0 0 0 0 444.0 0 0 0 444.0 0 0 0 | 405 | | | | | | | | | | | | | | |
| 407(a) 0 407(a) 1 1 1 2 431.1(c)(1) 0 431.1(d)(1) 0 431.1(d)(1) 0 444(a) 0 444(a) 0 444(b) 0 461(c)(1)(B) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | | | 1 | | | | | | | | | | | | |
| 407(a) (2)(A) 1 1 1 2 2 431.1(c)(1) 0 441.0(d)(1) 0 0 444.0 0 0 0 444.0 0 0 0 444.0 0 0 0 | | | • | | | | | | | | | | | | |
| 407(a)(2)(A) | 407(a) | | | | | | | | | | | | | | |
| 431.1(c)(1) 431.1(d)(1) 0 434.0 444.0 444.0 444.0 0 444(c) 461(c) 461(c) 461(c) 1 461(c)(1)(E) 1 461(c)(1)(E) 0 461(c)(1)(F)(i) 461(c)(1)(F)(| | | | | | | | | 1 | 1 | | | | | |
| 431.1(d)(1) 444.0 444(a) 444(c) 444(d) 461(c) 461(c) 461(c)(1)(A) 461(c)(1)(B) 1 1 1 1 1 3 3 461(c)(1)(F)(i) 461(c)(2)(F) 461(c)(2)(C) 461(c)(C)(C) 461(c)(C)(C) 461(c)(C)(C) 461(c)(C)(C) | | | | | | | | | | | | | | | |
| 444(a) 0 444(c) 0 444(d) 0 444(d) 0 461(c) 0 461(c) 0 461(c)(1)(R) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | | | | | | | | | | | | | | | |
| 444(a) 444(c) 444(d) 461 461(c) 461(c) 461(c)(1)(R) 461(c)(1)(R) 1 1 1 1 3 3 461(c)(1)(F)(f) 4 | 444 N | | | | | | | | | | | | | | |
| 444(c) 444(d) 461(c) 461(c) 461(c)(1)(A) 461(c)(1)(B) 461(c)(1)(C) 461(c)(1)(E) 461(c)(1)(F)(i) 461(c)(1)(F)(i | | | | | | | | | | | | | | | |
| 444(d) 461 461(c) 461(c) 461(c)(1)(A) 461(c)(1)(B) 1 1 461(c)(1)(C) 1 1 461(c)(1)(F)(i) 461(c)(1)(F)(i) 461(c)(1)(F)(i) 461(c)(1)(F)(i) 461(c)(2)(A) 3 1 1 461(c)(2)(B) 3 1 1 461(c)(2)(B) 3 1 1 461(c)(2)(C) 1 1 461(c)(3)(A) 1 1 461(c)(4)(B)(ii) 461(c)(4)(B)(ii) 461(c)(4)(B)(ii) 461(c)(2)(A) 1 1 461(c)(2)(A) 1 1 461(c)(3)(A) 1 1 461(c)(4)(B)(ii) 461(c)(4)(B)(ii) 461(c)(2)(C) 1 1 461(c)(4)(B)(ii) | | | | | | | | | | | | | | | |
| 461 (c) (1) (A) | | | | | | | | | | | | | | | |
| 461(c) (1)(A) 1 1 1 1 1 3 3 461(c)(1)(B) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | | | | | | | | | | | | | | | |
| 461(c)(1)(A) 1 1 1 1 1 3 3 461(c)(1)(C) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | | | | | | | | | | | | | | | |
| 461(c)(1)(B) | | | | | | | | 1 | | | | | | | |
| 461(c)(1)(C) | | | | | | 1 | 1 | | | | | | | | |
| 461(c)(1)(E) 461(c)(1)(F)(i) 461(c)(1)(F)(iv) 461(c)(1)(F)(iv) 461(c)(1)(F)(iv) 461(c)(1)(H) 461(c)(2) 461(c)(2)(A) 3 1 1 461(c)(2)(B) 3 1 1 1 461(c)(3)(A) 1 461(c)(4)(B)(ii) 461(c)(4)(B)(ii) 461(c)(2)(A) 1 1 461(c)(2)(A) 1 461(c)(A) 1 461(c)(A)(B)(A) 1 461(c)(A)(B)(A) 1 461(c)(A)(B)(A) 1 461(c)(A)(B)(A) 1 461(c)(A)(B)(A)(A) 1 461(c)(A)(B)(A)(A)(A)(A)(A)(B)(A)(A)(A)(B)(A)(A)(A)(B)(A)(A)(A)(B)(A)(A)(A)(A)(B)(A)(A)(A)(A)(B)(A)(A)(A)(A)(A)(A)(A)(A)(A)(A)(A)(A)(A) | 461(c)(1)(C) | | | | | ' | | | | | | | | | |
| 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) 3 1 1 461(c)(2)(B) 3 1 1 1 461(c)(3)(A) 1 461(c)(4)(B)(ii) 461(c)(4)(B)(ii) 461(c)(2)(A) 1 1 461(c)(4)(B)(A) 1 461(c)(4)(B) | 461(c)(1)(F) | | | | | | | | | | | | | | |
| 461(c)(1)(F)(iv) 461(c)(1)(F)(v) 461(c)(1)(H) 461(c)(2) 461(c)(2)(A) 3 1 1 461(c)(2)(B) 3 1 1 1 461(c)(2)(C) 1 461(c)(3)(A) 1 461(c)(4)(B)(ii) 461(c)(4)(B)(ii) 461(e)(2) 2 461(E)(2)(A) 1 1 1 461(e)(2) 1 1 1 1 1 461(e)(2)(A) 1 1 1 1 1 461(e)(2)(A) 1 1 1 1 461(e)(2)(A) 1 1 1 1 461(e)(2)(A) 1 1 1 461(e)(2)(A) 1 1 461(e)(2)(A) 1 1 461(e)(2)(A) 1 1 461(e)(2)(A) 1 461(e)(A)(B)(E)(E)(A) 1 461(e)(A)(B)(E)(E)(E)(E)(E)(E)(E)(E)(E)(E)(E)(E)(E) | 461(c)(1)(E)(i) | | | | | | | | | | | | | | |
| 461(c)(1)(H) 461(c)(2) 461(c)(2)(A) 3 1 1 461(c)(2)(B) 3 1 1 1 6 461(c)(2)(C) 1 1 1 461(c)(3)(A) 1 1 461(c)(4)(B)(ii) 461(e)(1) 1 461(e)(2) 2 461(E)(2)(A) 1 1 1 | 461(c)(1)(F)(iv) | | | | | | | | | | | | | | |
| 461(c)(1)(H) 461(c)(2) 461(c)(2)(A) 3 1 1 461(c)(2)(B) 3 1 1 1 6 461(c)(2)(C) 1 1 1 461(c)(3)(A) 1 1 461(c)(4)(B)(ii) 461(e)(1) 1 461(e)(2) 2 461(E)(2)(A) 1 1 1 | 461(C)(1)(F)(V) | | | | | | | | | | | | | | Ü |
| 461(c)(2)(A) 3 1 1 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 | 461(c)(1)(H) | | | | | | | | | | | | | | |
| 461(c)(2)(A) 3 1 1 1 6 461(c)(2)(B) 3 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | 461(c)(2) | | | | | | | | | | | | | | |
| 461(c)(2)(B) 3 1 1 1 1 1 6 6 461(c)(2)(C) 1 1 1 1 461(c)(3)(A) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | 461(c)(2)(A) | | 3 | | | | | 1 | | | | | | | |
| 461(c)(2)(C) 1 1 461(c)(3)(A) 1 1 461(c)(4)(B) 0 0 461(c)(4)(B)(ii) 0 0 461(e)(1) 1 1 461(e)(2) 2 2 461(E)(2)(A) 1 1 | | | | | | 1 | 1 | | | | | | | | |
| $\begin{array}{cccccccccccccccccccccccccccccccccccc$ | | | | | | | | | | | | | | | |
| 461(c)(4)(B) 0 461(c)(4)(B)(ii) 0 461(e)(1) 1 1 461(e)(2) 2 2 461(E)(2)(A) 1 1 | | | | | | | | | 1 | | | | | | |
| 461(c)(4)(B)(ii) 0 461(e)(1) 1 461(e)(2) 2 461(E)(2)(A) 1 | | | | | | | | | | | | | | | |
| 461(e)(1) 1 1 461(e)(2) 2 2 461(E)(2)(A) 1 1 | | | | | | | | | | | | | | | |
| 461(e)(2) 2 2 461(E)(2)(A) 1 1 | | | | | 1 | | | | | | | | | | |
| 461(E)(2)(A) 1 1 | | | | | | | | 2 | | | | | | | |
| | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | |
| | 461(e)(2)(C) | | | | | | 2 | | | | | | | | |
| 461(e)(3) | 461(e)(3) | | | | | | | 1 | | | | | | | |

| | 2001 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
|----------------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| 461(e)(4) | | | | | | | 1 | | | | | | | 1 |
| 461(e)(5) | | | | | | | 2 | 1 | | | | | | 3 |
| 462(c)(1)(A)(ii) | | | | | | | | | | | | | | 0 |
| 462(c)(3)(B) | | | | | | | | | | | | | | 0 |
| 462(c)(4)(B)(i) | | | | | | | | | | | | | | 0 |
| 462(c)(7)(A)(ii) | | | | | | | | | | | | | | 0 |
| 462(d)(1)(A) | | 1 | | | | | | | | | | | | 1 |
| 462(d)(1)(A)(ii) | | 1 | | 1 | | | 3 | | | | | | | 5 |
| 462(d)(2)(A)(i) | | | | | | | | | 1 | | | | | 1 |
| 462(e)(1)(E) | | 1 | | | | | | | | | | | | 1 |
| 462(e)(1)(E)(ii) | | 1 | | 1 | | | 3 | | | | | | | 5 |
| 462(e)(2)(A)(i) | | | | | | | | | | | | | | 0 |
| 462(h)(1) | | 1 | | 1 | | | 3 | | | | | | | 5 |
| 463(c)(1) | | | 1 | | | | | | | | | | | 1 |
| 463(c)(1)(A) | | | | | | | | | | | | | | 0 |
| 463(c)(1)(A)(I)-(iv) | | | 1 | | | | | | | | | | | 1 |
| 463(c)(1)(B) | | | • | | | | | | | | | | | 0 |
| 463(c)(1)(C) | | | | | | | | | | | | | | 0 |
| 463(c)(1)(D) | | | 1 | | | | | | | | | | | 1 |
| 463(c)(1)(E) | | | ' | | | | | | | | | | | 0 |
| 463(c)(2) | | | | | | | | | | | | | | 0 |
| 463(c)(2)(B) | | | | | | | | | | | | | | 0 |
| 463(c)(3)(B) | | | | | | | | | | | | | | 0 |
| 463(c)(3)(C) | | | | | | | | | | | | | | 0 |
| 463(d)(2) | | | 1 | | | | 1 | | | | | | | 2 |
| | | | 1 | | | | ı | | | | | | | 1 |
| 463(e)(3)(C) | | | 1 | | | | | | | | | | | |
| 463(e)(4) | | | 1 | | | | | | | | | | | 1 |
| 464(b)(1) 468 | | | ı. | | | | | 4 | 4 | | | | | 1 |
| | | | 4 | | | | | 1 | 1 | | | | | 2 |
| 1104(c)(1) | | | 1 | | | | | | | | | | | 1 |
| 1106(c)(1) | | | | | | | | | | | | | | 0 |
| 1106.1(c)(1) | | | | | | | | | | | | | | 0 |
| 1106.1(c)(1)(A) | | 4 | | | | | | 4 | | | | | | 0 |
| 1107(c)(2) | | 1 | | | | | | 1 | | | | | | 2 |
| 1107(c)(7) | | 1 | | | | | | 4 | | | | | | 1 |
| 1107(d) | | | | | | | | 1 | | | | | | 1 |
| 1110.2 | | | | | | | | | | | | | | 0 |
| 1110.2(d)(1)(B) | | | | | | | | | | | | | | 0 |
| 1110.2(e)(1)(A) | | | | | | | | | | | | | | 0 |
| 1113(c)(2) | | | | | | | | | | | | | | 0 |
| 1118(d)(1) | | 1 | | | 1 | | | 1 | | 1 | | | | 4 |
| 1118(d)(1)(2) | | | | | 1 | | | | | | | | | 1 |
| 1118(d)(1)(3) | | | | | 1 | | | | | | | | | 1 |
| 1118(d)(2) | | 1 | | | | | | 1 | | 1 | | | | 3 |
| 1118(d)(3) | | 1 | | | | | | 1 | | 1 | | | | 3 |
| 1118(d)(4)(B) | | 1 | | | 1 | | | 1 | | 1 | | | | 4 |
| 1118(d)(5)(A) | | 1 | | | 1 | | | 1 | | 1 | | | | 4 |
| 1118(d)(5)(B) | | 1 | | | 1 | | | 1 | | 1 | | | | 4 |
| 1118(e) | | 1 | | | 1 | | | 1 | | 1 | | | | 4 |
| 1118(f) | | 1 | | | 1 | | | 1 | | 1 | | | | 4 |
| 1121 | | | | | | | | | | | | | | 0 |
| 1122(c)(2)(A) | | | | | | | | | | | | | | 0 |
| 1122(c)(2)(E) | | | | | | | | | | | | | | 0 |
| 1122(c)(3)(A) | | | | | | | | | | | | | | 0 |
| 1122(d)(3) | | | | | | | 1 | | | | | | | 1 |
| 1122(e)(2)(A) | | | | | | | | | | | | | | 0 |
| 1122(e)(2)(B) | | | | | | | | | | | | | | 0 |
| 1122(e)(2)(C) | | | | | | | | | | | | | | 0 |
| 1122(e)(2)(D) | | | | | | | | | | | | | | 0 |
| 1144(5)(4)(0) | | | | | | | | | | | | | | U |

| | 2001 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
|-------------------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| 1122(e)(4)(A) | | | | | | | | | | | | | | 0 |
| 1122(e)(4)(B) | | | | | | | | | | | | | | 0 |
| 1124 | | | | | | | | | | | | | | 0 |
| 1124(c)(1)(A) | | | | | | | | | | | | | | 0 |
| 1124(c)(1)(E) | | | | | | | | | | | | | | 0 |
| 1128(c)(1) | | | | | | | | | | | | | | 0 |
| 1128(c)(2) | | | | | | | | | | | | | | 0 |
| 1130(c) | | | | | | | | | | | | | | 0 |
| 1130(c)(4) | | | | | | | | | | | | | | 0 |
| 1134(c) | | 2 | | | | | | | | | | | | 2 |
| 1134(c)(1) | | | | | | | | | 1 | | | | | 1 |
| 1134(d) | | 2 | | | | | | | | | | | | 2 |
| 1134(d)(1) | | | | | | | | | | | | | | 0 |
| 1134(f) | | | | | | | | | | | | | | 0 |
| 1134(g)(2) | | 2 | | | | | | | | | | | | 2 |
| 1135(c)(3) | | 1 | | | | | | | | | | | | 1 |
| 1135(c)(3)(C) | | | | | | | | | | | | | | 0 |
| 1135(c)(4)(D) | | 1 | | | | | | | | | | | | 1 |
| 1135(e) | | | | | | | | | | | | | | 0 |
| 1145(c)(2) | | | | | | | 1 | | | | | | | 1 |
| 1145(h)(1)(E) | | | | | | | | | | | | | | 0 |
| 1146(c)(7)(B) | | | | | | | | | | | | | | 0 |
| 1146.1 | | | | | | | | | 1 | | | | | 1 |
| 1146.1(c)(1) | | | | | | | | 1 | | | | | | 1 |
| 1146.1(c)(2)(B) | | | | | | | | 1 | | | | | | 1 |
| 1150.1 | | | | | | | | 1 | | 1 | | | | 2 |
| 1150.1(d)(4) | | 1 | | | | | | 2 | 1 | | | | | 4 |
| 1150.1(d)(5) | | | | | | | | | 1 | | | | | 1 |
| 1150.1(d)(6) | | 1 | | | | | | 2 | 1 | | | | | 4 |
| 1150.1(e) | | | | | | | | | | | | | | 0 |
| 1150.1(e)(1) | | | | | | | | 1 | | | | | | 1 |
| 1150.1(e)(2) | | | | | | | | - | | | | | | 0 |
| 1150.1(e)(3) | | | | | | | | 1 | | | | | | 1 |
| 1150.1(e)(1)(C) | | 1 | | | | | | | | | | | | 1 |
| 1150.1(e)(2)(C) | | 1 | | | | | | | | | | | | 1 |
| 1150.1(e)(3)(C) | | 1 | | | | | | | | | | | | 1 |
| 1150.1(e)(6)(A)(I) | | | | | | | | | | | | | | 0 |
| 1150.1(e)(6)(A)(ii) | | | | | | | | | | | | | | 0 |
| 1150.1(f)(1)(A)(iii)(I) | | | | | | | | | | | | | | 0 |
| 1150.1(f)(1)(H)(i) | | | | | | | | | | | | | | 0 |
| 1151(c)(1)(B) | | | | | | | | | | | | | | 0 |
| 1151(c)(8) | | | | | | | | | | | | | | 0 |
| 1151(2) | | | | | | | | | | | | | | 0 |
| 1151(5) | | | | | | | | | | | | | | 0 |
| 1151(d)(1) | | | | | | | | | | | | | | 0 |
| 1151(e)(1) | | | | | | | | | | | | | | 0 |
| 1151(e)(2) | | | | | | | | | | | | | | 0 |
| 1153(c)(1)(B) | | | | | | | | | | | | | | 0 |
| 1158(d)(8) | | | | | | | | | | | | | | 0 |
| 1166(c)(2) | | | | | | | | | | | | | | 0 |
| 1168(c)(1) | | | | | | | | | | | | | | 0 |
| 1171(c)(1) | | | | | | | | | | | | | | 0 |
| 1173(c) | | | | | | | | | | | | | | 0 |
| 1173(f)(1) | | | | | | | | | | | | | | 0 |
| 1175(c)(2) | | | | | | | 1 | | | | | | | 1 |
| 1175(c)(4)(B)(ii)(II) | | | | | | | 1 | | | | | | | 1 |
| 1176 | | | | | | | | | | | | | | 0 |
| 1176(e)(1) | | | | | | | | | | | | | | 0 |

| 200 | 01 Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
|----------------------------------|---------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| 1176(e)(2) | | | | | | | | | | | | | 0 |
| 1176(e)(2)(B) | | | | | | | | | | | | | 0 |
| 1176(e)(3)(A) | | | | | | | | | | | | | 0 |
| 1176(e)(6) | | | | | | | | | | | | | 0 |
| 1176(f) | | | | | | | | | | | | | 0 |
| 1189(c)(1) | | | | | | | | | | | | | 0 |
| 1401(d)(1) | | | | | | | | | | | | | 0 |
| 1401(d)(1)(A) | | | | | | | | | | | | | 0 |
| 1401(d)(1)(B) | | | | | | | | | | | | | 0 |
| 1405(d)(3)(C) | | | | | | | | | | | | | 0 |
| 1407(d) | | | | | | | | | | | | | 0 |
| 1407(d)(1) | | | | | | | | | | | | | 0 |
| 1407(d)(2) | | | | | | | | | | | | | 0 |
| 1407(d)(4) | | | | | | | | | | | | | 0 |
| 1407(f)(1) | | | | | | | | | | | | | 0 |
| 1415(d)(3) | 1 | | | | | | | | | | | | 1 |
| 1418(d)(2)(A) | | | | | | | | | | | | | 0 |
| 1421 | | | | | | | | | | | | | 0 |
| 1421(d) | | | | | | | | | | | | | 0 |
| 1421(d)(1)(C) | | | | | | | | | | | | | 0 |
| 1421(d)(3)(A) | | | | | | | | | | | | | 0 |
| 1421(e)(2)(c) | | | | | | | | | | | | | 0 |
| 1469.0 | | | | | | | | 1 | | | | | 1 |
| 1469(c)(2) | | | | | | | | | 1 | | | | 1 |
| 1469(d)(1) | | | | | | | | 1 | | | | | 1 |
| 1469(e)(2) | | | | | | | | 1 | | | | | 1 |
| 2004(c)(1)(C) | | | | | | 1 | 1 | | | | | | 2 |
| 2004(d) | | | | | | 1 | 2 | | | | | | 3 |
| 2004(k) | | | | | | | | | | | | | 0 |
| 2011 Appendix A | | | | | | | | | | | | | 0 |
| 2011 Attachment C | | | | | | | | | | | | | 0 |
| 2011(c)(2) | | | | | | | | | | | | | 0 |
| 2011(c)(2)(A) | | | | | | | | | 1 | | | | 1 |
| 2011(c)(3)(A) | | | | | | | | | 1 | | | | 1 |
| 2011(e)(1) | | | | | | | | | • | | | | 0 |
| 2011(f)(3) | | | | | | | | | | | | | 0 |
| 2011(g) | | | | | | | | | | | | | 0 |
| 2011(k) | | | | | | | | | | | | | 0 |
| 2012 | | | | | | | | | | | | | 0 |
| 2012 Appen. A, Attach. C, Sec. B | 2 | | 1 | | 1 | 1 | 1 | | | | | | 4 |
| 2012 Appen. A, Attach. C, Sec. 7 | | | • | | 1 | • | • | | | | | | 1 |
| 2012 Appen A | | | | 1 | • | | 2 | | | | | | 3 |
| 2012 Appen A, Chap. 2 | | | | • | | 1 | | 1 | | | | | 2 |
| 2012(c)(2) | | | | | | • | | • | | | | | 0 |
| 2012(c)(2)(A) | 1 | 1 | 1 | 1 | 1 | 1 | 1 | 1 | 1 | | | | 9 |
| 2012(c)(3)(A) | | 1 | - | 1 | 1 | 1 | 2 | 1 | 1 | | | | 8 |
| 2012(c)(3)(B) | | 1 | | 1 | 1 | 1 | 1 | 1 | • | | | | 6 |
| 2012(c)(10) | | | | 1 | | | 1 | | | | | | 2 |
| 2012(d)(2)(A) | | | | • | | | • | | | | | | 0 |
| 2012(d)(2)(D) | | | | | | | | | | | | | 0 |
| 2012(e)(2)(B) | | | | | | | 1 | | | | | | 1 |
| 2012(g)(1) | | | | 1 | 1 | 1 | | 1 | | | | | 4 |
| 2012(g)(1) 2012(g)(3) | | | | 1 | | • | 1 | | | | | | 2 |
| 2012(g)(3) 2012(h)(3) | | | | | | | | | | | | | 0 |
| 2012(h)(4) | | | | | | 1 | | 1 | | | | | 2 |
| 2012(h)(5) | | 1 | | | 1 | | | | | | | | 2 |
| 2012(h)(6) | 1 | • | | 1 | | | 1 | | | | | | 3 |
| 2012(i)(0) 2012(i) | | | | | 1 | | | | | | | | 1 |
| 2012(j)(2) | | | | | | | | | 1 | | | | 1 |
| 4014(J)(4) | | | | | | | | | ı | | | | <u>'</u> |

| | 2001 Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
|------------|-----------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------|
| 2012(m) | | | | | 1 | | | | | | | | 1 |
| 2012(I) | | 1 | | | | | | | | | | | 1 |
| 3002(c)(1) | | | | | | | | | 1 | | | | 1 |
| H&S 41700 | | | | | | | 1 | | | | | | 1 |
| H&S 41701 | 1 | | | | | 2 | | | 1 | | | | 4 |

Report of September 2001 Hearing Board Cases

| Case Name and | | | District Position/ | Type and Length of Order | Excess Emissions |
|---|---|--|----------------------|---|--|
| Case No. | Rules | Reason for Petition | Hearing Board Action | | |
| 1. Atlantic Richfield Company Case #1011-256 (A. Mednick) | 203(b) 2004(f)(1) 2011(c)(2)(A) 2011(c)(3)(A) 2012(c)(2)(A) 2012(c)(3)(A) | Petitioner seeks to disable CEMS for brief period in order to upgrade the system. | Not Opposed/Granted | SV granted commencing 10/01/01 and continuing through 12/29/01, the FCD. | None. |
| 2. Exxon Mobil Oil Corporation Case #1183-312 (N. Feldman) | 1118(d)(1) 1118(d)(2) 1118(d)(3) 1118(d)(4)(B) 1118(d)(5)(A) 1118(d)(5)(B) 1118(e) 1118(f) | Petitioner seeks additional time to obtain District approval of petitioner's revised Flare Monitoring plan. | Not Opposed/Granted | MFCD/EXT granted commencing 9/19/01 and continuing through 11/15/01, the FCD. | None. |
| 3. Fansteel/California Drop Forge Case #4284-3 (A. Mednick) | 202(a) 2004(f)(1) | Petitioner seeks additional time to allow contractor to debug and tune emissions control system. | Not Opposed/Granted | MFCD/EXT granted commencing 9/27/01 and continuing through 3/15/02, the FCD. | NO _x : 11.5 lbs/day CO: 22.9 lbs/day |
| 4. Highland Plating Company Case #5264 (E. Sernel) | 1469(c)(2) | Petitioner seeks to operate in violation of rule requirement to maintain surface tension at 45 dynes. | Opposed/Dismissed | IV dismissed for lack of good cause. RV scheduled for 10/23/01. | |
| 5. Nationwide Boiler, Inc. Case #5263 (E. Sernel) | 203(b) | Petitioner seeks to operate rental boiler at client's facility for period of time that would cause boiler to exceed the fuel usage limitation in the boiler's permit. Client seeks to extend the period of use for the rental boiler because it has experienced unforeseen delays in obtaining a permanent replacement boiler. | Not Opposed/Granted | SV shall commence on the date specified in the notice given pursuant to Condition No. 1 and shall continue for 90 days or until the RV currently scheduled for 1/09/01, whichever occurs first. | NO _x : To be determined. |
| 6. Royalty Carpet Mills Case #4272-1 (C. Engelhardt) | 203(b) 2004(f)(1) 2012(j)(2) | Need extra time to complete source test on cogen units following modifications. | Not Opposed/Granted | SV granted for five days in a window-of-time commencing 9/20/01 and continuing through 11/22/01, the FCD. | None |

| 7. SCAQMD vs. Waste Management Recycling and Disposal Services of California Case #3824-6 (C. Engelhardt) | 1150.1 | District seeks to extend order to allow respondent additional time to (a) take further corrective actions to reduce landfill emissions, and (b) apply for an exemption for one perimeter probe, whose readings are allegedly being influenced by emissions from | Stipulated/Issued | O/A issued. The Board shall retain jurisdiction over this matter until 2/7/02. | |
|---|------------|---|--------------------------|--|--|
| 8. Sempra Energy | 203(b) | a neighboring landfill. Petitioner sought to operate | Not Opposed/Dismissed | Dismissed for lack of good | |
| Solutions/Central | 2004(f)(1) | equipment in violation of | Twot Opposed/Distillssed | cause. SV currently | |
| Plants, Inc. | 3002(c)(1) | NO _x emissions limit in | | scheduled for 11/01/01. | |
| Case #3447-62 (A. Mednick) | | permit. Petitioner learned in July 2001 that it was out of | | | |
| (11. Medilick) | | compliance with permit limits. | | | |
| 9. Vista Metals | | Petitioner sought certification | Opposed/Granted in part | Motion to Certify Facts | |
| Corporation | | of facts regarding District's | | granted in part. | |
| Case #4891-2 | | response to Hearing Board | | | |
| (A. Mednick) | | subpoena. | | | |

| 10. Y2K Textile Case #5238 (J. Panasiti) | 401(b)(1) H&S 41701 | District seeks extension of order imposing operating conditions designed to abate emissions violations. Respondent has submitted applications for permits to | Stipulated/issued | Mod/O/A issued. Board to retain jurisdiction over this matter until 5/15/02. | |
|--|------------------------|---|-------------------|--|--|
| | | construct and is awaiting District review of its applications. | | | |

Key to Acronyms

FCD: Final Compliance Date H&S: Health & Safety Code

IV: Interim Variance

MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance

Mod.: Modification O/A: Order for Abatement SV: Short Variance