BOARD MEETING DATE: April 6, 2007 AGENDA NO. 22

REPORT: Hearing Board Report

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

of February 1 through February 28, 2007.

COMMITTEE: Not Applicable

RECOMMENDED ACTION:

Receive and file.

Edward Camarena Chairman of Hearing Board

R

Two summaries are attached: Rules From Which Variances and Orders for Abatement Were Requested in 2007 and February 2007 Hearing Board Cases.

The total number of appeals filed during the period February 1 to February 28, 2007 is 0, and the total number of appeals filed during the period of January 1 to February 28, 2007 is 3.

	Rules from which Variances and Order for Abatements were Requested in 2007										d in 2007			
	2007	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
# of HB Actions*														
Involving														
Rules														
109														0
109(c)														0
109(c)(1)														0
201 201.1														0
201.1														0
202(a)														0
202(a) 202(b)		1	1											2
202(b) 202(c)			'											0
203														0
203(a)														0
203(b)		8	11											19
204		1												1
208		•												0
218														0
218.1														0
218.1(b)(1)(E)														0
218(d)(1)(B)														0
218(f)(2)														0
221(b)														0
301														0
401														0
401(a)														0
401(b)														0
401(b)(1)			1											1
401(b)(1)(A)														0
401(b)(1)(B)														0
402														0
403(d)(1)														0
403(d)(1)(A)														0
403(d)(2)														0
404			_											0
404(a)			1											1
405 405(a)			1											0
405(a) 405(b)														0
407(a)			1											1
407(a)(1)														0
407(a)(1) 407(a)(2)(A)														0
409			1											1
431.1(c)(2)			'											0
431.1(d)(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)														0
461(c)(2)(B)			4											0
461(c)(2)(C)			1											1
461(c)(3)(A)														0
461(c)(3)(B)														0
461(c)(3)(C)														0
461(c)(3)(D)(ii)														0

	2007	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
461(c)(3)(E)														0
461(c)(3)(H)														0
461(c)(3)(M)														0
461(c)(4)(B) 461(c)(4)(B)(ii)														0
461(d)(5)(A)														0
461(e)(1)														0
461(e)(2)														0
461(e)(2)(A)														0
461(e)(2)(A)(i)														0
461(e)(2)(B)(i)														0
461(e)(2)(C)														0
461(e)(3)														0
461(e)(3)(A)														0
461(e)(3)(C)(i)(I)														0
461(e)(3)(D)														0
461(e)(3)(E)														0
461(e)(7)(c)(v)														0
462(c)(3)(B)														0
462(c)(4)(B)(i) 462(c)(7)(A)(ii)														0
462(d)														0
462(d)(1)														0
462(d)(1)(A)														0
462(d)(1)(A)(i)														0
462(d)(1)(C)														0
462(d)(1)(E)(ii)														0
462(d)(1)(F)														0
462(d)(2)(A)(i)														0
462(e)(1)														0
462(e)(1)(E)														0
462(e)(1)(E)(ii)														0
462(e)(2)(A)(i)														0
462(e)(4)														0
462(h)(1)														0
463														1
463(c) 463(c)(1)(A)(I)-(iv)														0
463(c)(1)(A)(I)-(IV)														0
463(c)(1)(C)														0
463(c)(1)(D)														0
463(c)(1)(E)														0
463(c)(2)														0
463(c)(2)(C)														0
463(c)(3)														0
463(c)(3)(A)														0
463(c)(3)(B)														0
463(c)(3)(C)			1											1
463(d)(2)														0
463(e)(3)(C)		,												0
463(e)(4)		1												1
464(b) 468														0
468(a)														0
468(b)														0
1102														0
1102(c)(2)														0
1102(c)(5)														0
1104(c)(1)														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(d)														0
1110.1														0
1110.2														0
1110.2(d)(1)														0
1110.2(d)(1)(A)														0
1110.2(d)(1)(B)														0

	2007	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1110.2(d)(1)(C)														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)(1)(B)(ii) 1110.2(f)														0
1110.2(f) 1110.2(f)(1)(A)														0
1110.2(f)(1)(A) 1110.2(f)(1)(E)														0
1113(c)(2)														0
1115(c)(3)														0
1118(d)(1)(2)														0
1118(d)(1)(3)														0
1118(d)(2)														0
1118(d)(3)														0
1118(d)(4)(B)														0
1118(d)(5)(A)														0
1118(d)(5)(B) 1118(e)														0
1118(g)(8)														0
1121														0
1121(c)(2)(C)														0
1121(c)(3)														0
1121(c)(6)														0
1121(e)(3)														0
1121(h)														0
1121(h)(1)														0
1121(h)(2)														0
1121(h)(3) 1122(c)(2)(A)														0
1122(c)(2)(A) 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) 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)		1												1
1125(c)(1)(C)														0
1128(c)(1)														0
1128(c)(2) 1130														0
1130(c)(1)														0
1130(c)(4)														0
1131														0
1131(d)														0
1132(d)(2)														0
1132(d)(3)														0
1134(c)														0
1134(c)(1)														0
1134(d) 1134(d)(1)														0
1134(d)(1) 1134(d)(2)(B)(ii)														0
1134(f)														0
1134(g)(2)														0
1135(c)(3)														0
1135(c)(3)(C)														0
1135(c)(4)														0
1135(c)(4)(D)														0
1136														0
1136(c)(1)(A)(i)														0

	2007	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1137(d)(2)														0
1145(c)(1)														0
1145(c)(2)														0
1145(c)(6)														0
1145(h)(1)(E)														0
1146														0
1146(c)(3)(A)														0
1146(c)(5)														0
1146(d)(6) 1146.1														0
1146.1 1146.1(a)(2)														0
1146.1(a)(2) 1146.1(a)(8)														0
1146.1(b)														0
1146.1(c)(1)														0
1146.1(c)(2)(B)														0
1146.1(c)(3)														0
1146.1(e)														0
1146.1(e)(1)(B)														0
1146.2														0
1146.2(c)(1)														0
1146.2(c)(3)														0
1148.1		1												1
1150.1														0
1150.1(d)(1)(C)(i)														0
1150.1(d)(4)														0
1150.1(d)(5)														0
1150.1(d)(6)														0
1150.1(d)(7)														0
1150.1(e)														0
1150.1(e)(1)														0
1150.1(e)(2) 1150.1(e)(3)														0
1150.1(e)(3) 1150.1(e)(1)(C)														0
1150.1(e)(1)(C) 1150.1(e)(2)(C)														0
1150.1(e)(2)(C)														0
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
1151(f)(1)														0
1153(c)(1)														0
1153(c)(1)(B)														0
1158														0
1158(d)(2) 1158(d)(5)														0
1158(d)(7)														0
1158(d)(7)(A)(ii)														0
1158(d)(8)														0
1164(c)(1)(B)														0
1164(c)(2)														0
1166(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
1171(c)(1)(A)(i)														0
1171(c)(1)(b)(i)														0
1171(c)(4)														0
1171(c)(5)														0
1171(c)(5)(A)(i)														0

	2007	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1171(c)(6)										•				0
1173(c)														0
1173(d)(1)														0
1173(d)(1)(D)														0
1173(d)(1)(D)(iii)														0
1173(d)(1)(E)														0
1175														0
1175(c)(2)		1												1
1175(c)(4)(B) 1175(c)(4)(B)(i)														0
1175(c)(4)(B)(ii)														0
1175(c)(4)(B)(ii)(I)														0
1175(c)(4)(B)(ii)(II)		1												1
1175(d)(4)(ii)(II)														0
1176(e)														0
1176(e)(2)														0
1176(e)(2)(A)			1											1
1176(e)(2)(A)(ii) 1176(e)(6)(A)			1											0 1
1178(d)(1)(A)(xiii)			- '											0
1178(d)(1)(A)(xiv)														0
1178(d)(1)(C)														0
1178(d)(3)(E)														0
1178(d)(4)(A)(i)														0
1189(c)(2)			1											1
1189(c)(3)			1											1
1195(d)(1)(D)														0
1303 1303(a)(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) 1415(d)(3)														0
1418(d)(2)(A)														0
1421														0
1421(d)														0
1421(d)(1)(C)														0
1421(d)(1)(G)														0
1421(d)(3)(A)														0
1421(e)(1)(A)(vii) 1421(e)(3)(B)														0
1421(b)(1)(A)														0
1421(h)(1)(B)														0
1421(h)(1)(C)														0
1421(h)(1)(E)														0
1421(h)(3)														0
1421(i)(1)(C)														0
1425(d)(1)(A) 1469														0
1469(c)														0
1469(c)(8)														0
1469(d)(5)														0
1469(e)(1)														0
1469(e)(2)														0
1469(g)(2)														0
1469(h)														0
1469(I)														0
1469(j)(4)(A)														0
1469(j)(4)(D)														0
1469(k)(3)(A)														0
1189(c)(3) 2004(b)(1)														0
2004(b)(1) 2004(b)(4)														0
2004(b)(4) 2004(c)(1)														0
_=== '(=)(')														V

	2007	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
2004(c)(1)(C)														0
2004(f)(1)		6	10											16
2004(k)														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) 2009.1(f)(3)														0
2011 Appendix A														0
2011 Appendix A 2011 Attachment C														0
2011(c)(2)														0
2011(c)(2)(A)														0
2011(c)(3)(A)														0
2011(e)(1)														0
2011(f)(3)														0
2011(g)														0
2011(k)														0
2011(k) Appen. A, Chap. 2, 6	except E	& Atta	ich C											0
2011(k) Appen. A, Chap. 2, S				nd B. 1-4	1									0
and Appen. A, Chap. 2, Sec	ction C.2	2.a, c &	d											0
2011(k) Appen. A, Chap. 2, \$	Sections	s A.3.,a	c.,e.g.	and B.	14									0
2012 Appen. A, Attach. C														0
2012 Appen. A, Attach. C, Se	ection B	.2.a. &	b.											0
2012 Appen. A														0
2012 Appen. A, Chap. 2														0
2012 Appen A, Chap. 2, Sec														0
2012 Appen A. Chap. 2. Sec														0
2012 Appen A, Chap. 2, Sec	. B													0
2012 Appen A, Chap. 4.A.4														0
2012(c)(2) 2012(c)(2)(A)														0
2012(c)(2)(A) 2012(c)(2)(C)														0
2012(c)(3)														0
2012(c)(3)(A)														0
2012(c)(3)(B)														0
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)														0
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) 2012(j)(2)														0
2012(J)(2) 2012, Appen. A, Chp 3, Sec	(4)(6)													0
2012, Appen. A, Crip 3, Sec 2012 Appen. A, Attach C, Se		3 2 2 &	R2h											0
2012 Appen. A, Attach C, Se 2012(m)	CHOITS L	J.Z.a. G	D.Z.D.											0
2012(m) Appen. A, Chp 2, ex	xcent Se	ections	F & Att	ach C										0
2012(m) Appen. A, Attach. C		30110110	_ ~ / !!!	uon 0.										0
2012(m) Appen. A, Chap. 2,		s 2.A.1	a-c, e.	a.										0
and B. 1-4 and Appendix A,				•	d									0
2012(m) Appen. A, Chap 3, 3				,	. •									0
2012(m) Appen. A, Chap 5, I			5B and	Att. D										0
3002	J J. O,		1											1
3002(c)(1)														0
3002(c)(2)		2												2
H&S 39152(b)														0
H&S 41510														0
H&S 41700														0
H&S 41701														0

Report of February 2007 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
Aera Energy LLC Case #4636-13 (Consent Calendar; No Appearance)	203(b) 463(c)(3)(C) 1176(e)(2)(A) 1176(e)(6)(A) 2004(f)(1)	There is insufficient gas being supplied by well to maintain pilot for VRS rendering VRS inoperable.	Not Opposed/Granted	RV granted commencing 2/7/07 and continuing through 6/30/07, the FCD.	VOC less than .023 lb/day
2. Chevron Products Co. Case #831-342 (B. Theis)	203(b) 2004(f)(1)	Petitioner needs to operate one hydrogen generating source in excess of the pressure drop differential limit in its permit condition while second hydrogen generating source is down for repairs.	Not Opposed/Granted	Ex Parte EV granted 2/7/07 and continuing through 2/21/07 or until the SV hearing currently scheduled for 2/20/07, whichever comes first.	None
3. Chevron Products Company Case #831-342 (B. Theis)	203(b) 1189(c)(2) 1189(c)(3) 2004(f)(1)	Petitioner needs to operate one hydrogen generating source in excess of the pressure drop differential limit in its permit condition while second hydrogen generating source is down for repairs.	Not Opposed/Granted	SV granted commencing on the date specified in the notice to be given pursuant to Condition No. 3 and shall last no more than 14 days in a window of time between 2/28/07 and 4/1/07, the FCD.	VOC 1.24 lbs/mmscf mitigated to zero
4. Eastern Municipal Water District Case #4937-26 (J. Panasiti)	203(b)	Odor scrubber must be shut down to repair demister that is causing overspray of caustic scrubber solution.	Not Opposed/Granted	IV granted commencing 2/1/07 and continuing for 90 days or until the SV hearing currently scheduled for 2/14/07, whichever occurs first.	H ₂ S TBD
5. Eastern Municipal Water District Case #4937-26 (J. Panasiti)	203(b)	Odor scrubber must be shut down to repair demister that is causing overspray of caustic scrubber solution.	Not Opposed/Granted	SV granted commencing 2/21/07 and continuing through 3/2/07, the FCD.	H ₂ S TBD
6. ExxonMobil Oil Corporation Case #1183-408 (Consent Calendar; No Appearance)	203(b) 2004(f)(1)	Restart of boiler after repairs will violate NOx limit until SCR comes up to operating temperature required for NH3 injection.	Not Opposed/Granted	SV granted commencing on the date set forth in Condition No. 1 and continuing for up to 12 noncontiguous hours between 2/14/07 and 3/1/07, the FCD.	NO _X 77.1 to 154.1 lbs over 6-12 hour restart period

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
7. ExxonMobil Oil Corporation Case #1183-413 (J. Panasiti)	203(b) 401(b)(1) 404(a) 405(a) 407(a) 409 2004(f)(1)	Petitioner suffered unanticipated breakdown resulting in shutdown of the FCCU. Restarting the FCCU may result in exceedances of opacity, PM and CO limits.	Not Opposed/Granted	Ex Parte EV granted 2/22/07 and continuing through 3/22/07 or until the SV hearing currently scheduled for 3/14/07, whichever comes first.	PM TBD
8. ExxonMobil Oil Corporation Case #1183-411 (B. Theis)	203(b) 2004(f)(1)	Heater must be shut down for preventive maintenance and mandated inspection of surrounding equipment. Upon restart, petitioner cannot inject ammonia into the SCR until it reaches temperature prescribed in its permit. During this time NOx limits will be exceeded.	Not Opposed/Granted	SV granted commencing on the date set forth in Condition No. 1 and continuing for up to 120 noncontiguous hours between 2/28/07 and 3/24/07, the FCD.	NOx 8,960 lbs/for 5 day period
9. Lunday-Thagard Company Case #2033-18 (S. Soule)	202(b) 2004(f)(1)	Petitioner needs to upgrade electrical system serving vapor incinerator requiring that the incinerator be shut down during upgrade work.	Not Opposed/Granted	SV granted commencing upon notification given to the District pursuant to Condition No. 3 and lasting up to 72 hours in a window of time from 2/18/07 through 2/23/07, the FCD.	VOC 54 lbs/day, but fully mitigated to zero
10. SCAQMD vs. Lunday- Thagard Company Case #2033-10 (C. Engelhardt)	203(b) 2004(f)(1)	O/A revised to provide new schedule for installation of control and monitoring equipment.	Not Stipulated/Issued	Mod. O/A issued commencing 2/7/07; the Hearing Board shall retain jurisdiction over this matter until 10/31/07.	
11. SCAQMD vs. Paperboard Packaging Corp. dba Deluxe Packages Case #5626-1 (B. Theis)	3002	Petitioner exceeding 30 ppm NOx permit limit. Is awaiting issuance of P/C to install compliant low-NOx burners.	Stipulated/Issued	O/A issued commencing 2/15/07; the Hearing Board shall retain jurisdiction over this matter until 2/15/08.	
12. SCAQMD vs. United States Government Department of the Navy Case #4518-4 (B. Theis)	461(c)(2)(C)	Gasoline dispensing system serving San Clemente Island Range Complex is experiencing periodic malfunctions.	Stipulated/Issued	O/A issued commencing 2/20/07; the Hearing Board shall retain jurisdiction over this matter until 2/20/08.	

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
13. Signal Hill Petroleum Inc. Case #2166-15 (B. Theis)	203(b) 2004(f)(1)	After shutting down NG fired turbine for maintenance it failed to consistently remain in compliance with CO limit upon restart.	Not Opposed/Granted	Ex Parte EV granted 2/8/07 and continuing for 30 days or until the IV hearing currently scheduled for 2/28/07, whichever comes first.	CO 15.7 lbs/day
14. Signal Hill Petroleum Inc. Case #2166-15 (B. Theis)	203(b) 2004(f)(1)	Petitioner experienced CO concentrations spiking periodically after servicing fuel injectors on simple cycle natural gas fired turbine.	Not Opposed/Granted	IV granted commencing 2/28/07 and continuing for 90 days or until the RV hearing currently scheduled for 4/4/07, whichever comes first.	CO 51 lbs/day

Acronyms

CO: Carbon Monoxide EV: Emergency Variance

FCCU: Fluid Catalytic Cracking Unit

FCD: Final Compliance Date H&S: Health & Safety Code H2S: Hydrogen Sulfide I/P: Increments of Progress

IV: Interim Variance

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

Mod. O/A: Modification of an Order for Abatement

NH3: Ammonia

NOx: Oxides of Nitrogen O/A: Order for Abatement PM: Particulate Matter RV: Regular Variance

SCR: Selective Catalytic Reduction Unit

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

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