

Agenda Date: March 15, 2018  
Agenda Placement: Admin.  
Estimated Time: N/A  
Continued Item: No

## Board Agenda Item

TO: Air Pollution Control District Board

FROM: Aeron Arlin Genet, Air Pollution Control Officer

CONTACT: Kaitlin McNally, Compliance Division Manager (961-8855)

SUBJECT: Notice of Violation Report

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### RECOMMENDATION:

Receive and file the attached summary of notices of violation issued and penalty revenue received during the months of January and February 2018. In addition, receive and file the attached addendum summary of notices of penalty revenue received during the month of December 2017.

### DISCUSSION:

Pursuant to Section 40752 of the California Health and Safety Code, the Control Officer shall observe and enforce Part 3 and Part 4 of Division 26 of the Health and Safety Code, all orders, rules, and regulations prescribed by the District Board, all variances and orders prescribed by the District Hearing Board, and all permit conditions imposed pursuant to the District permit program.

In order to keep your Board informed of the enforcement actions taken by the Control Officer, the attached reports list a summary of the notices of violation issued and the penalties received during the months indicated.

### ATTACHMENTS:

- NOV Report, December 2017 Addendum
- NOV Report, January 2018
- NOV Report, February 2018

### Notices of Violation Issued January 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule
11281	Platform Harvest	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Failed to meet turbine water injection requirements on multiple occasions	x	1/5/2018	206
11282	Platform Hermosa	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Failed to perform annual maintenance on permitted equipment	x	1/5/2018	206
11283	Platform Hidalgo	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Failed to meet turbine water flow rate requirements for an extended period of time	x	1/5/2018	206
11237	SB County Public Works	SBC Rsrc Recovery & Waste Mgmt Div.	Los Olivos	Failed to conduct portable analyzer monitoring for prime diesel engine	x	1/11/2018	206, 333
11303	H St, 1337 N. (MVFF)	Seven-Eleven, Inc.	Lompoc	Failed to notify of initial operations and request a start-up inspection		1/11/2018	206
11285	Platform Habitat	DCOR, LLC	Santa Barbara	Exceeded hourly and daily venting volume limits and planned and unplanned venting emission limits	x	1/19/2018	206
11286	Platform Habitat	DCOR, LLC	Santa Barbara	Exceeded daily venting volume limit	x	1/19/2018	206
11287	Former Orcutt Refinery (CSC)	Chevron Environmental Management	Santa Maria	Caused a public nuisance due to odors from a contaminated soil cleanup		1/19/2018	303
11238	Mission Hills CSD Well House	Mission Hills Community Services Dist.	Lompoc	Operated without a valid District permit		1/23/2018	201
11239	Betteravia Rd, 910 E. (MVFF)	Moller Retail, Inc.	Santa Maria	Operated without a valid District permit		1/23/2018	201

**Penalty Settlement Payments Received December 2017 Addendum \***

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
11095	Sansum Clinic - Main Clinic	Sansum Clinic	Santa Barbara	Operating equipment without a valid permit		9/12/2017	201	12/26/2017	\$1,000
11096	Sansum Clinic - Main Clinic	Sansum Clinic	Santa Barbara	Failed to submit the Annual Report for 2016		9/12/2017	206	12/26/2017	\$250

**\$1,250**

\* Addendum includes two Payments for Notices of Violation that was not reported at the APCD Board meeting on January 18, 2018.

**Penalty Settlement Payments Received January 2018**

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
11254	Magenheimer Leases (A,B, C)	BE Conway Energy, Inc.	Santa Maria	Exceeded the number of allowable leaks		10/30/2017	331	1/10/2018	\$250
11023	Las Flores Canyon	ExxonMobil Production Company	Goleta	Failed to change out first set of carbon canisters after initial breakthrough	x	12/12/2016	206	1/16/2018	\$2,500
11021	Platform Irene	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Exceeded the number of allowable leaks	x	12/12/2016	331	1/24/2018	\$1,000
11022	Platform Irene	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Operated emergency generator in excess of daily Maintenance and Testing limit	x	12/12/2016	206	1/24/2018	\$250
11275	Platform Irene	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Exceeded the number of allowable compressor seal leaks on 3/31/16	x	10/13/2017	331	1/24/2018	\$250
11276	Platform Irene	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Exceeded the number of allowable other leaks on 6/30/16	x	10/13/2017	331	1/24/2018	\$5,000
11277	Platform Irene	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Exceeded the number of allowable valve leaks on 6/30/16	x	10/13/2017	331	1/24/2018	\$1,250
11278	Platform Irene	Freeport-McMoRan Oil & Gas, LLC	Santa Maria	Exceeded the number of allowable other leaks on 12/31/16	x	10/13/2017	331	1/24/2018	\$10,000
11234	Imerys Filtration Minerals, Inc.	Imerys Filtration Minerals, Inc.	Lompoc	Failed to retest sulfur dioxide emissions within 45 minutes of an exceedance	x	11/2/2017	206	1/29/2018	\$7,500

**\$28,000**

## Notices of Violation Issued February 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule
11288	Security Fee/Thomas Lease	Greka Oil & Gas	Santa Maria	Failed to submit 5 final Breakdown Reports		2/2/2018	505
11289	Jim Hopkins Lease	Greka Oil & Gas	Santa Maria	Exceeded the 24 hour breakdown coverage limit		2/2/2018	505
11290	Bell Lease (Cat Canyon)	Greka Oil & Gas	Santa Maria	Failed to submit a Final Breakdown Report		2/2/2018	505
11291	Greka - Los Flores Lease	Greka Oil & Gas	Santa Maria	Failed to submit a Final Breakdown Report		2/2/2018	505
11292	Bradley Lands/Bradley Consolidated Lease	Greka Oil & Gas	Santa Maria	Failed to submit a Final Breakdown Report		2/2/2018	505
11293	Escolle Lease	Greka Oil & Gas	Santa Maria	Exceeded the 24 hour breakdown coverage limit		2/2/2018	505
11267	Morganti Lease	Greka Oil & Gas	Santa Maria	Failed to perform monitoring, exceeded the maximum daily heat input to boiler, failed to conduct bi-annual boiler tune-ups in 2016, and failed to conduct 2 quarterly I&M inspections	X	2/9/2018	206, 331, 361
11268	Bradley Lands/Bradley Consolidated Lease	Greka Oil & Gas	Santa Maria	Failed to perform recordkeeping, and failed to conduct 2 quarterly I&M inspections	X	2/9/2018	206, 331
11269	Jim Hopkins Lease	Greka Oil & Gas	Santa Maria	Failed to perform monitoring, and failed to conduct 2 quarterly I&M inspections	X	2/9/2018	206, 331
11270	Escolle Lease	Greka Oil & Gas	Santa Maria	Failed to perform monitoring, and failed to conduct 2 quarterly I&M inspections	X	2/9/2018	206, 331
11271	Fullerton Lease	Greka Oil & Gas	Santa Maria	Failed to perform monitoring, and failed to conduct 2 quarterly I&M inspections	X	2/9/2018	206, 331
11272	Los Flores Lease	Greka Oil & Gas	Santa Maria	Failed to perform monitoring	X	2/9/2018	206
11273	Security Fee/Thomas Lease	Greka Oil & Gas	Santa Maria	Failed to perform monitoring, and failed to conduct 2 quarterly I&M inspections	X	2/9/2018	206, 331
11274	Battles Lease	Greka Oil & Gas	Santa Maria	Failed to perform monitoring, failed to perform recordkeeping, and failed to conduct 2 quarterly I&M inspections	X	2/9/2018	206, 331
11325	SMV East IC Engines	Greka Oil & Gas	Santa Maria	Failed to report required recordkeeping, and failed to perform required maintenance	X	2/9/2018	206, NESHAP ZZZZ
11326	Union Sugar Lease	Greka Oil & Gas	Santa Maria	Failed to report required recordkeeping, exceeded daily oil throughput limit, and failed to conduct 2 quarterly I&M inspections	X	2/9/2018	206, 331
11327	Union Sugar - ICE	Greka Oil & Gas	Santa Maria	Failed to report required recordkeeping	X	2/9/2018	206, NESHAP ZZZZ
11328	Davis Lease	Greka Oil & Gas	Santa Maria	Failed to report required recordkeeping, exceeded maximum fuel pressure, exceeded gaseous fuel sulfur limit, and failed to conduct weekly fuel sampling	X	2/9/2018	206
11329	Chamberlin Lease	Greka Oil & Gas	Santa Maria	Failed to report required recordkeeping, exceeded gaseous fuel sulfur limit, and failed to conduct weekly fuel sampling	X	2/9/2018	206
11240	Former O'Donnell II Lease (CSC)	Windset Farms	Santa Maria	Failed to submit a Closure Report within 60 days of project completion		2/14/2018	206
11304	Flores Auto Body	Flores Auto Body	Santa Barbara	Failed to submit a Transfer of Ownership/Operator application		2/22/2018	206

11070	Heritage Recovery Corporation	Heritage Recovery Corporation	Santa Barbara	Failed to maintain recordkeeping		2/23/2018	206
11330	Vincent Lease	Greka Oil & Gas	Santa Maria	Failed to conduct 2 quarterly I&M inspections		2/23/2018	331
11332	Gibson Lease	Greka Oil & Gas	Santa Maria	Failed to conduct a quarterly I&M inspection	X	2/23/2018	331

**Penalty Settlement Payments Received February 2018**

<b>Nov #</b>	<b>Facility</b>	<b>Company</b>	<b>Location</b>	<b>Source Of Violation</b>	<b>Self Reported</b>	<b>Violation Issued</b>	<b>Rule</b>	<b>Date Paid</b>	<b>Total Penalty Received</b>
11093	Cumulus Media, Inc.	Cumulus Media, Inc.	Santa Barbara	Failed to maintain non-resettable engine hour meter, failed to maintain engine usage logs, and failed to submit Annual Reports for 2014, 2015, and 2016		9/14/2017	206	2/2/2018	\$1,550
11064	Exquisite Auto Body and Painting	Exquisite Auto Body and Painting	Santa Barbara	Failed to submit Annual Report for 2015		11/23/2016	206	2/5/2018	\$250
11235	Marian Medical Center - Boiler & DICE	Marian Medical Center	Santa Maria	Failed to conduct annual source testing of two boilers by the anniversary date, and exceeded maintenance and testing hourly limit		11/3/2017	206	2/5/2018	\$10,000
11065	Lompoc Unified School District	Lompoc Unified School District	Lompoc	Failed to properly store hazardous waste materials		12/9/2016	206	2/7/2018	\$1,000
11068	Lompoc Unified School District - ES Engine	Lompoc Unified School District	Lompoc	Failed to submit Annual Reports for 2015 and 2016		5/31/2017	206	2/7/2018	\$500
11109	Bell St, 605 (MVFF)	ERN Oil, Inc.	Los Alamos	Failed initial vapor recovery system test		11/4/2016	206, 316	2/9/2018	\$1,000
11069	Milpas St, 200 S. (MVFF)	APRO, LLC	Santa Barbara	Failed initial vapor recovery system test		6/6/2017	206, 316	2/9/2018	\$250
10801	B & D Farms - Flowers Street	B & D Farms Inc.	Guadalupe	Operated Ag engine beyond the compliance deadline		1/14/2016	ATCM	2/21/2018	\$1,000
10917	Level 3 Communications - A Street	Level 3 Communications	Lompoc	Exceeded the annual maintenance and testing hour limit for the emergency generator in 2014 and 2015		11/2/2016	206	2/21/2018	\$500
10574	Airport Road, 900 (Aviation Fuel)	Santa Ynez Valley Airport Assoc.	Santa Ynez	Suspended civil penalty payment for repeat administrative NOV 11043 on 7/19/2016		5/21/2014	206	2/26/2018	\$500
11043	Airport Road, 900 (Aviation Fuel)	Santa Ynez Valley Airport Assoc.	Santa Ynez	Failed to submit Annual Report for 2014		7/19/2016	206	2/26/2018	\$250
11262	Sagunto St, 3595 (MVFF)	J. Winther Chevron	Santa Ynez	Failed to perform required vapor recovery system testing		12/4/2017	206	2/27/2018	\$500

**\$17,300**