

Agenda Date: August 16, 2018
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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

RECOMMENDATION:

Receive and file the attached summary of notices of violation issued and penalty revenue received during the months of June and July 2018.

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. Included in the attached NOV Reports are three violation settlement agreements with payment plans:

- 1) One Hour Valley Cleaners – Total civil penalty of \$1,130 was paid in two installments of \$565, in May and June 2018; and
- 2) Greka Oil & Gas – Total civil penalty of \$240,000 is being paid in 9 installments, with the last due in August 2018.
- 3) Greka Oil & Gas – Total civil penalty of \$81,000 is being paid in three installments, with the last due in September 2018.

ATTACHMENTS:

- NOV Report, June 2018
- NOV Report, July 2018

Notices of Violation Issued June 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule
10336	The Nature Conservancy	The Nature Conservancy	Santa Cruz Island	Operated without a valid District permit		6/4/2018	201
11344	Security Fee/Thomas Lease	Greka Oil & Gas	Santa Maria	Failed to submit permit application within required timeline, and operated without a valid District permit		6/4/2018	201, 206
11345	Jim Hopkins Lease	Greka Oil & Gas	Santa Maria	Failed to keep records of quarterly H2S samples (1Q17, 2Q17, 3Q17), and failed to perform quarterly I&M inspections (1Q17, 2Q17, 3Q17)		6/4/2018	206, 331
11346	Security Fee/Thomas Lease	Greka Oil & Gas	Santa Maria	Failed to monitor the monthly H2S content of fuel gas, failed to perform quarterly I&M inspections (1Q17, 3Q17, 4Q17), and exceeded the number of allowable leaks		6/4/2018	206, 331
11347	Los Flores Lease	Greka Oil & Gas	Santa Maria	Failed to monitor H2S content of fuel gas (1Q17, 2Q17, 3Q17), and failed to perform quarterly I&M inspections (1Q17, 3Q17, 4Q17)		6/4/2018	206, 331
11348	Agro-Jal Farms, Inc.	Agro-Jal Farms, Inc.	Santa Maria	Conducted an agricultural burn without a valid District permit, on a designated no-burn day, that contained prohibited waste		6/5/2018	401
11294	Platform Harvest	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Exceeded 5% allowable data loss requirement due to a failed data logger	x	6/8/2018	206
11350	Imerys Filtration Materials, Inc.	Imerys Filtration Materials, Inc.	Lompoc	Failed to perform daily portable analyzer monitoring for Nox, Sox, and CO	x	6/8/2018	206
11351	Space Exploration Technologies	Space Exploration Technologies	Lompoc	Failed to submit the Annual Report for 2017 by due date, and exceeded the daily hourly limit for maintenance and testing of a diesel internal combustion engine		6/12/2018	206
11349	Sisquoc Sand, Rock and Gravel Plant	Hanson Aggregates Mid-Pacific, Inc.	Santa Maria	Exceeded visible emissions limit from a baghouse exhaust stack		6/13/2018	302
11353	J&A Santa Maria Marian Medical	J&A - Santa Maria II, LLC	Santa Maria	Failed to submit the Compliance Verification Report for the first half of calendar year 2017 by due date, failed to conduct annual source test, failed to conduct RATA and CGAs per the CEMs plan, failed to submit CEMS downtime and excess emissions report, and failed to obtain a District permit		6/13/2018	201, 206, 328
11355	Sweeney Rd, 2010 (MVFF)	County of Santa Barbara Public Works	Lompoc	Failed to submit the Annual Report for 2017 by due date		6/14/2018	206
11295	Platform Hogan	Pacific Operators Offshore, LLC	Outer Continental Shelf	Exceeded the number of allowable leaks		6/15/2018	331
11296	Platform Houchin	Pacific Operators Offshore, LLC	Outer Continental Shelf	Exceeded the number of allowable leaks		6/15/2018	331
11297	Newsome St, 206 (MVFF)	County of Santa Barbara-General Services	Cuyama	Failed to submit the Annual Report for 2017 by due date		6/15/2018	206
11298	Platform Houchin	Pacific Operators Offshore, LLC	Outer Continental Shelf	Exceeded the number of allowable leaks		6/15/2018	331
11352	Tajiguas Landfill	SBC Rsrc Recovery & Waste Mgmt Div.	Goleta	Exceeded instantaneous and integrated surface emissions limits	x	6/15/2018	206, 40 CFR Subpart WWW

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule
11354	J&A Santa Maria Marian Medical	J&A - Santa Maria, LLC	Santa Maria	Failed to obtain a District permit, failed to conduct 2017 annual source test by due date, exceeded CO emission limit, failed to report exceedances, and failed to conduct RATA and CGA in 2017		6/15/2018	201, 206, 328
11375	Jim Hopkins Lease	Greka Oil & Gas	Santa Maria	Failed to successfully repair major gas leaks from non-critical components within 5 calendar days of initial leak detection		6/15/2018	331
11299	The Home Depot - Santa Maria	The Home Depot	Santa Maria	Failed to submit the Annual Report for 2017 by due date, failed to notify District of initial operations, and failed to arrange for District inspection		6/19/2018	206
11311	Tru Team of California, Inc.	Tru Team of California, Inc.	Santa Barbara	Operated a portable diesel internal combustion engine without a District permit		6/19/2018	201
11376	Ardantz Lease	PetroRock, LLC	Santa Maria	Failed to arrange for District inspection within required timeline, and failed to submit permit application within required timeline		6/20/2018	201, 206
11400	Orchard Supply Company	Orchard Supply Company, LLC	Goleta	Failed to submit Annual Reports for 2015, 2016, and 2017		6/22/2018	206

Penalty Settlement Payments Received June 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
Multiple ¹	One Hour Valley Cleaners - Santa Maria	One Hour Valley Cleaners - Santa Maria	Santa Maria	Failed to maintain records and submit the Annual Reports for 2014 and 2016 (Payment 2 of 2 for the Violation Settlement Agreement dated 4/19/18)		Multiple	206	6/2/2018	\$565
11308	116 S. Blosser Road	Rafael Arias	Santa Maria	Failed to inspect for asbestos prior to renovation		5/2/2018	1001	6/7/2018	\$500
11285	Platform Habitat	DCOR, LLC	Outer Continental Shelf	Exceeded hourly and daily venting volume limits and planned and unplanned venting emission limits	x	1/19/2018	206	6/12/2018	\$7,500
11286	Platform Habitat	DCOR, LLC	Outer Continental Shelf	Exceeded daily venting volume limit	x	1/19/2018	206	6/12/2018	\$1,875
10916	American Red Cross - Santa Barbara	American Red Cross	Santa Barbara	Operated without a valid District permit		10/6/2016	201	6/15/2018	\$3,650
Multiple ²	Multiple	Greka Oil & Gas	Santa Maria	Violated requirements for oil and gas operations (Payment 7 of 9 for the Violation Settlement Agreement dated 3/12/18)		Multiple	Multiple	6/25/2018	\$40,000
11342	Highway 246, 206 E. (MVFF)	Pacific Fuel Group	Buellton	Failed to perform required biannual VRS tests		5/9/2018	206, 316	6/27/2018	\$500

\$54,590

1. Payment was received for the following 2 Notices of Violation: 10745 issued on 8/5/15 and 11231 issued on 9/13/17. The total civil penalty of \$1,130 for these violations was paid in 2 installments, in May and June 2018.

2. Payment was received for the following 28 Notices of Violation: 10775, 10776, 10778, 10786, 10898, 10948, 11000, 11037, 10781, 11020, 11045, 11100, 11101, 11102, 11105, 11107, 11111, 11113, 11114, 11115, 11183, 11184, 11185, 11186, 11187, 11192, 11194, and 11196. These violations were issued between January 2015 and August 2017. The total civil penalty of \$240,000 for these violations is being paid in 9 installments, with the last due in August 2018.

Notices of Violation Issued July 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule
11377	Union Sugar Lease	Greka Oil & Gas	Santa Maria	Exceeded oil rack throughput limit, failed to provide oil rack throughput records, failed to conduct quarterly I&M inspections in 1Q17, 2Q17, 3Q17, and failed to seal an open-ended gas line		7/2/2018	206, 331
11378	Morganti Lease	Greka Oil & Gas	Casmalia	Exceeded boiler heat input limit, failed to tune boiler, failed to conduct quarterly I&M inspections for 2Q17, 3Q17, 4Q17, exceeded the number of allowable leaks, and failed to control emissions of produced gas		7/2/2018	206, 325, 331
11379	Union Sugar - ICE	Greka Oil & Gas	Santa Maria	Failed to have a permanent identification number on equipment, failed to inspect an engine orifice plate, failed to measure the hydrogen sulfide content of fuel gas, and failed to perform required maintenance		7/2/2018	206, NESHAP ZZZZ
11357	Imerys Filtration Minerals, Inc.	Imerys Filtration Minerals, Inc.	Lompoc	Failed to conduct required visible emissions evaluations	x	7/30/2018	206
11358	Gold Coast Packing	Gold Coast Packing	Santa Maria	Failed to conduct the 2017 annual source test by the anniversary due date		7/30/2018	206

Penalty Settlement Payments Received July 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
10365	Mission St, 402 W. (MVFF)	Circle K Stores, Inc.	Santa Barbara	Failed two initial vapor recovery tests		5/7/2018		7/2/2018	\$500
10977	Firestone Vineyard	Firestone Vineyard LLC	Los Olivos	Winery - Exceeded emission limits, exceeded operational restrictions, and failed to submit the Annual Report for 2014		10/27/2015	206	7/3/2018	\$1,750
10978	Firestone Vineyard	Firestone Vineyard LLC	Los Olivos	Boilers - Failed to performed annual tune-ups, and failed to submit the Annual Report for 2014		10/27/2015	206	7/3/2018	\$750
10979	Firestone Vineyard	Firestone Vineyard LLC	Los Olivos	Diesel Engine - Failed to maintain records, and failed to submit the Annual Report for 2014		10/27/2015	206, 1001	7/3/2018	\$1,000
10983	Broadway, 2301 S. (MVFF)	Santa Maria Car Wash	Santa Maria	Failed to submit Annual Report for 2015		2/21/2016	206	7/3/2018	\$250
11163	Platform Hidalgo	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Operated turbines above 650 kW without a water flow rate 8/06/14 and 12/07/14, and exceeded the number of allowable leaks in 2014	x	5/26/2017	206, 331	7/6/2018	\$250
11165	Platform Hidalgo	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Operated turbines above 650 kW without a water flow rate on 1/08/15, failed to repair a component within the required timeframe, and exceeded the number of allowable leaks in 2015	x	5/26/2017	206, 331	7/6/2018	\$1,250
11166	Platform Harvest	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Failed to perform required maintenance, and exceeded the number of allowable leaks in 2015	x	5/26/2017	206, 331	7/6/2018	\$4,150
11167	Platform Hermosa	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Failed to perform required maintenance on emergency standby generators in 2015	x	5/26/2017	206	7/6/2018	\$1,200
11168	Platform Hidalgo	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Failed to perform required maintenance on emergency standby generators and exceeded the number of allowable leaks in 2015	x	5/26/2017	206, 331	7/6/2018	\$18,200
11169	Platform Harvest	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Exceeded the number of allowable leaks in 2016	x	5/26/2017	331	7/6/2018	\$10,000
11170	Platform Hidalgo	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Exceeded the number of allowable leaks in 2016	x	5/26/2017	331	7/6/2018	\$7,500
11282	Platform Hermosa	Freeport-McMoRan Oil & Gas, LLC	Outer Continental Shelf	Failed to perform annual maintenance on permitted equipment in 2016	x	1/5/2018	206	7/6/2018	\$2,200
10985	8th St, 532 N. (MVFF)	Lompoc Van & Storage	Lompoc	Failed to submit transfer of ownership within required timeframe, and failed to conduct vapor recovery system testing		4/27/2016	203, 206, 316	7/11/2018	\$500
11073	University of California - Santa Barbara	University of California - Santa Barbara	Santa Barbara	Installed and operated equipment without a permit	x	5/9/2018	201	7/11/2018	\$10,550
11343	Agro-Jal Farms Inc.	Agro-Jal Farms Inc.	Santa Maria	Failed to register five agricultural engines within required timeframes	x	5/21/2018	1201	7/18/2018	\$13,420
11083	Highway 246, 188 E. (MVFF)	Aljnar, Inc.	Buellton	Failed to maintain equipment as certified by CARB, failed to submit vapor recovery system test results by due date, failed to maintain recordkeeping, and failed to notify District of completion of modifications		4/27/2018	206, 316	7/19/2018	\$1,500
11341	Highway 246, 188 E. (MVFF)	Aljnar, Inc.	Buellton	Failed to submit Annual Report for 2017		5/9/2018	206	7/19/2018	\$250

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
Multiple ¹	Multiple	Greka Oil & Gas	Santa Maria	Violated requirements for oil and gas operations (Payment 8 of 9 for the Violation Settlement Agreement dated 3/12/18)		Multiple	Multiple	7/27/2018	\$40,000
Multiple ²	Multiple	Greka Oil & Gas	Santa Maria	Violated requirements for oil and gas operations (Payment 1 of 3 for the Violation Settlement Agreement dated 6/18/18)		Multiple	Multiple	7/27/2018	\$27,000

\$142,220

1. Payment was received for the following 28 Notices of Violation: 10775, 10776, 10778, 10786, 10898, 10948, 11000, 11037, 10781, 11020, 11045, 11100, 11101, 11102, 11105, 11107, 11111, 11113, 11114, 11115, 11183, 11184, 11185, 11186, 11187, 11192, 11194, and 11196. These violations were issued between January 2015 and August 2017. The total civil penalty of \$240,000 for these violations is being paid in 9 installments, with the last due in August 2018.

2. Payment was received for the following 36 Notices of Violation: 11326, 11028, 11175, 11035, 11181, 11026, 11123, 11332, 11041, 11029, 11176, 11272, 11291, 11031, 11178, 11288, 11034, 11180, 11270, 11293, 11027, 11124, 11267, 10949, 11121, 11292, 11269, 11116, 11025, 11122, 11330, 11290, 11030, 11177, 11251, and 11329. These violations were issued between April 2016 and February 2018. The total civil penalty of \$81,000 for these violations is being paid in 3 installments, with the last due in September 2018.