




air pollution control district
SANTA BARBARA COUNTY

Agenda Item: E-3
Agenda Date: March 21, 2024
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, (805) 979-8298

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 January and February 2024.

DISCUSSION:

Pursuant to Section 40752 of the California Health and Safety Code, the Air Pollution 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 Air Pollution Control Officer, the attached reports list a summary of the notices of violation issued and the penalty revenue received during the months indicated. Included in the attached NOV Reports is one compliance agreement payment plan:

- 1) Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.) – Compliance Agreement settlement civil penalty of \$108,280 was paid in two installments. The first installment payment of \$72,200 was received in January 2024, and the second installment payment of \$36,080 was received in February 2024.

ATTACHMENTS:

- A. NOV Report, January 2024
- B. NOV Report, February 2024

Aeron Arlin Genet, Air Pollution Control Officer

ATTACHMENT A

Notice of Violations
January, 2024

March 21, 2024

Santa Barbara County Air Pollution Control District
Board of Directors

260 San Antonio Road, Suite A
Santa Barbara, California 93110

Notices of Violation Issued January 2024

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rules
13558	Bell Lease (Cat Canyon)	Pacific Coast Energy Acquisitions, LLC.	Santa Maria	Exceeded the number of allowable leaks		01/02/2024	331
13551	Apeel Sciences	Apeel Sciences	Goleta	Installed and operated an emergency/standby diesel generator without a District permit		01/09/2024	201
13552	Chapala St, Santa Barbara	Advanced Attic Solutions	Santa Barbara	Operated a portable diesel engine without a District permit or PERP registration		01/09/2024	201
13561	130 E. Sunset, Santa Maria	The Sun Firm	Santa Maria	Failed to determine whether asbestos was present and notify prior to commencing renovation/demolition activities		01/10/2024	1001
13564	Federal Correctional Complex	Federal Bureau of Prisons	Lompoc	Exceeded NOx and CO emission limits for three boilers		01/16/2024	206
13566	Broadway, 1601 N. (MVFF)	Pepper Tree Chevron	Santa Maria	Failed to conduct and maintain daily inspection records		01/18/2024	206
13567	Platform Irene	Freeport-McMoRan Oil & Gas, LLC.	Santa Barbara County	Exceeded the number of allowable leaks		01/18/2024	331
13571	176 Toro Canyon Rd, Carpinteria	Terra Firma Drilling, Inc.	Carpinteria	Operated a portable diesel engine that does not comply with the Portable ATCM emission standards		01/24/2024	ATCM
13573	Full Circle Vineyards, LLC.	Full Circle Vineyards, LLC.	Santa Maria	Failed to submit transfer application by due date		01/24/2024	203
13529	Space Exploration Technologies	Space Exploration Technologies	VSFB	Exceeded boat trip requirements on 7/15/2023 - 7/19/2023 including permitted emissions, fuel use, operational hours, and maximum speed		01/25/2024	206
13575	Space Exploration Technologies	Space Exploration Technologies	VSFB	Exceeded boat trip requirements on 8/6/2023 - 8/10/2023 including permitted emissions, fuel use, operational hours, and maximum speed		01/25/2024	206
13576	Space Exploration Technologies	Space Exploration Technologies	VSFB	Exceeded boat trip requirements on 8/22/2023 - 8/26/2023 including permitted emissions, fuel use, operational hours, and maximum speed		01/25/2024	206
13577	Space Exploration Technologies	Space Exploration Technologies	VSFB	Exceeded boat trip requirements on 8/30/2023 - 9/3/2023 including permitted emissions, fuel use, operational hours, and maximum speed		01/25/2024	206
13578	1126 State St, Santa Barbara	Burns Environmental Services	Santa Barbara	Failed to provide asbestos NESHAP notification for renovation activities at a regulated facility		01/29/2024	1001
13579	Ellwood Onshore Facility	Venoco Liquidating Trust	Goleta	Failed to perform monthly calibration for six fence line hydrogen sulfide detectors from Jul - Dec, 2023, and failed to submit deviation reports by due dates		01/29/2024	206, 1303
13580	Thornburg St, 2201 S. (MVFF)	California Department of Transportation	Santa Maria	Installed and operated an emergency/standby diesel generator without a District permit		01/30/2024	201
13565	Central Coast Agriculture - 1201 W Chestnut Ave.	Central Coast Agriculture	Lompoc	Submitted a Breakdown Report to the District with false information		01/30/2024	505

Penalty Settlement Payments Received January 2024

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
12801	Imerys Filtration Minerals, Inc.	Imerys Filtration Minerals, Inc.	Lompoc	Failed to conduct quarterly Visible Emission Evaluations for eight equipment units		07/06/2021	206	01/05/2024	\$20,000
12710	Federal Correctional Complex	Federal Bureau of Prisons	Lompoc	Installed and operated two diesel engines without a District permit, and failed to notify and obtain District approval for the temporary replacement of a permitted diesel engine		05/26/2021	201	01/08/2024	\$35,900
12718	Federal Correctional Complex	Federal Bureau of Prisons	Lompoc	Failed to perform required annual boiler tuneups for 17 boilers and biannual boiler tuneups for 4 boilers in 2020		05/26/2021	206, 361	01/08/2024	\$14,500
Multiple ¹	Multiple ¹	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Multiple violations at oil and gas leases		07/15/2021 - 05/11/2023	201, 360, 361	01/08/2024	\$72,200
12935	Brown Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Installed and operated a diluent storage tank without a District permit, and storing crude oil without a properly functioning vapor recovery system		03/11/2022	201, 325	01/08/2024	\$25,100
13245	Escolle Lease - Amrich	Pacific Coast Energy Acquisitions, LLC. (in order to transfer operator from Team Operating, LLC.)	Santa Maria	Operated equipment beyond the Source Compliance Demonstration Period, failed to submit transfer application by due date, and failed to complete 5 Source Compliance Demonstration Period requirements by due dates		01/03/2023	201, 203, 206	01/08/2024	\$21,800
13273	Davis Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system		03/14/2023	325	01/08/2024	\$7,500
13466	Ellwood Onshore Facility	Venoco Liquidating Trust	Goleta	Failed to submit transfer application by due date		07/27/2023	203	01/08/2024	\$2,500
13544	Ellwood Onshore Facility	Venoco Liquidating Trust	Goleta	Failed to perform monthly calibration for six fence line hydrogen sulfide detectors in June 2023	x	11/15/2023	206	01/08/2024	\$3,000
13545	Ellwood Onshore Facility	Venoco Liquidating Trust	Goleta	Failed to keep records for an emergency/standby diesel engine (1H23 CVR)	x	11/15/2023	206	01/08/2024	\$2,500
13377	Wood Glen Hall	Wood Glen Hall, Inc.	Santa Barbara	Failed to submit 2022 Annual Report by due date		05/26/2023	206	01/10/2024	\$250
13514	Calle Real, 7390 (MVFF)	7-Eleven, Inc.	Goleta	Failed two gas station Vapor Recovery System tests and failed the minimum gasoline dispense rate for one nozzle		10/06/2023	206, 316	01/12/2024	\$750
13246	Carpinteria Sanitary District WWTP	Carpinteria Sanitary District	Carpinteria	Operated a portable diesel engine without a District permit		01/10/2023	201	01/16/2024	\$1,000
13091	Breese Ranch	Breese Ranch	Santa Maria	Failed to submit 2021 Annual Report by due date		07/27/2022	206	01/18/2024	\$250
12783	Highway 246, 3455 E. (MVFF)	Protek Investments, LLC.	Lompoc	Failed to submit 2020 Annual Report by due date		06/16/2021	206	01/22/2024	\$250
12908	Kang Family Partners LLC dba SYV Marriott	Kang Family Partners LLC	Buellton	Failed to complete multiple Source Compliance Demonstration Period requirements by due dates		01/07/2022	206	01/22/2024	\$750
12255	Mariposa at Ellwood Shores	Mariposa Development Co, LP.	Goleta	Failed to submit 2019 Annual Report by due date		10/30/2020	206	01/26/2024	\$250
12730	Mariposa at Ellwood Shores	Mariposa Development Co, LP.	Goleta	Failed to submit 2020 Annual Report by due date		06/16/2021	206	01/26/2024	\$500
13283	Lash Const. (5 S. Calle Cesar Chavez)	Lash Construction	Santa Barbara	Installed and operated a portable screening unit without a District permit		03/27/2023	201	01/26/2024	\$5,000
13395	Mariposa at Ellwood Shores	Westmont Living	Goleta	Failed to submit 2022 Annual Report by due date		05/26/2023	206	01/26/2024	\$500

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
12889	Atomica Corp.	Atomica Corp.	Goleta	Exceeded permitted daily ROC emission limit in January, March, April, July, August, September, and November 2020		10/28/2021	206	01/29/2024	\$6,250
13518	Edison St, 990 (MVFF)	Chumash CA Gas Station, LLC.	Santa Ynez	Failed three gas station Vapor Recovery System tests and failed to operate both drop tube spill buckets properly		10/13/2023	206, 316	01/29/2024	\$2,500

\$223,250

1. Payment was received for the following 9 Notices of Violation: 12802, 12942, 12943, 12984, 13236, 13237, 13238, 13325, 13335. These violations were issued to Team Operating, LLC. The civil penalties were paid by the purchaser of the applicable Team Operating leases, Pacific Coast Energy Acquisitions, LLC. (PCEA), in order to transfer the facilities. Payment was made in accordance with a Compliance Agreement executed on October 17, 2023, between the District and PCEA, LLC. The total civil penalty of \$108,280 for these violations is being paid in 2 installments. This is payment 1 of 2.

ATTACHMENT B

Notice of Violations
February, 2024

March 21, 2024

Santa Barbara County Air Pollution Control District
Board of Directors

260 San Antonio Road, Suite A
Santa Barbara, California 93110

Notices of Violation Issued February 2024

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
13581	Stowell Rd, 1027 E. (MVFF)	Moller Retail, Inc.	Santa Maria	Failed to maintain gas station alarm log for 2023		02/02/2024	206
13582	Various Locations	Air-Seal Insulation, Inc.	Santa Barbara County	Operated portable diesel engines without a District permit or PERP registration		02/06/2024	201
13583	Mission Dr, 3101 (MVFF)	Sibwon, LP.	Santa Ynez	Failed to submit a permit application to install ISD equipment by due date		02/08/2024	206
13559	UCSB	University of California - Santa Barbara	Santa Barbara	Installed and operated an emergency/standby diesel generator without a District permit		02/09/2024	201
13560	UCSB	University of California - Santa Barbara	Santa Barbara	Failed to submit Temporary IC Engine Replacement Notification by due date		02/09/2024	206
13586	1641 W. Central Ave., Lompoc	Clean & Clear, LLC.	Lompoc	Exceeded the permitted daily emissions limits and the make-up solvent rate from Mar - Aug, 2023		02/27/2024	201
13587	1641 W. Central Ave., Lompoc	Clean & Clear, LLC.	Lompoc	Exceeded the permitted annual emissions limits for extraction solvents		02/27/2024	201
13588	1641 W. Central Ave., Lompoc	Clean & Clear, LLC.	Lompoc	Failed to keep monthly solvent cleaning records		02/27/2024	206
13589	Ellwood Onshore Facility	Venoco Liquidating Trust	Goleta	Failed to operate, maintain, calibrate and test process monitors, portable H2S analyzers and H2S meters, failed to maintain emergency/standby diesel engine records from Jun - Nov, 2023		02/28/2024	206

Penalty Settlement Payments Received February 2024

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
12271	El Encanto Hotel	El Encanto, Inc.	Santa Barbara	Failed to submit 2019 Annual Report by due date		10/30/2020	206	02/01/2024	\$250
13018	El Encanto Hotel	El Encanto, Inc.	Santa Barbara	Failed to submit 2021 Annual Report by due date		07/27/2022	206	02/01/2024	\$500
Multiple ¹	Multiple ¹	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Multiple violations at oil and gas leases		07/15/2021 - 05/11/2023	201, 360, 361	2/13/2024	\$36,080
13411	Cuyama Pump Station	E&B Natural Resources Management Corporation	New Cuyama	Failed to submit 2022 Annual Report by due date		05/26/2023	206	02/16/2024	\$250
13288	Main St, 815 W. #0693 (MVFF)	Apro, LLC.	Santa Maria	Failed to conduct Vapor Recovery System testing by due date		04/11/2023	206, 316	02/21/2024	\$1,000
13355	Milpas St, 200 S. #5698 (MVFF)	Apro, LLC.	Santa Barbara	Failed to submit 2022 Annual Report by due date		05/26/2023	206	02/21/2024	\$250
13367	Main St, 815 W. #0693 (MVFF)	Apro, LLC.	Santa Maria	Failed to submit 2022 Annual Report by due date		05/26/2023	206	02/21/2024	\$250
13370	Fairview Ave, 165 N. (MVFF)	Apro, LLC.	Goleta	Failed to submit 2022 Annual Report by due date		05/26/2023	206	02/21/2024	\$250
13517	Main St, 815 W. #0693 (MVFF)	Apro, LLC.	Santa Maria	Failed one gas station Vapor Recovery System test		10/10/2023	206, 316	02/21/2024	\$250
13554	509 E. Cota St., Santa Barbara	Arnoldi-Schall Jeannette Irrevocable Trust	Santa Barbara	Failed to determine whether asbestos was present prior to commencing renovation activities		12/15/2023	1001	02/21/2024	\$1,000

\$40,080

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