

Agenda Date: May 17, 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 March and April 2018. In addition, receive and file the attached addendum summary of penalty revenue received during the month of January 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.

### ATTACHMENTS:

- NOV Report, March 2018 and January 2018 Addendum
- NOV Report, April 2018

### Notices of Violation Issued March 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule
11305	De La Vina St, 2234 (MVFF)	Gasco	Santa Barbara	Operated without a valid District permit		3/15/2018	201, 206
11333	Jim Hopkins Lease	Greka Oil & Gas	Santa Maria	Exceeded the number of allowable leaks		3/19/2018	331
11241	Church St, 810 W. (MVFF)	City of Santa Maria Public Works	Santa Maria	Failed initial vapor recovery system test		3/20/2018	206, 316
11306	Cathedral Oaks, 7380 (MVFF)	Glen Annie Golf Course	Goleta	Operated equipment without a valid permit		3/20/2018	201
11242	United Launch Alliance - Atlas EELV	United Launch Alliance, LLC	Vandenberg	Exceeded daily, quarterly, and annual emission limits	x	3/23/2018	206
11243	United Launch Alliance - Delta EELV	United Launch Alliance, LLC	Vandenberg	Exceeded daily emission limits	x	3/23/2018	206
11244	Betteravia Rd, 1220 E. (MVFF)	Circle K Stores, Inc.	Santa Maria	Failed to maintain recordkeeping		3/23/2018	206
11334	Greka Refining Company	Greka Refining Company	Santa Maria	Failed to perform measurements, and failed to perform source testing for multiple combustion units	x	3/28/2018	326, 342

**Penalty Settlement Payments Received January 2018 Addendum <sup>1</sup>**

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
Multiple <sup>2</sup>	Multiple	Greka Oil & Gas	Santa Maria	Violated requirements for oil and gas operations (3/12/18 Settlement Agreement, Payment 1 of 9)		Multiple	Multiple	1/10/2018	\$10,000

**\$10,000**

1. Addendum includes one payment for a Notice of Violation that was not reported at the APCD Board meeting on March 15, 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. A total of 9 payments will be due for these violations, with the last due in August 2018.

**Penalty Settlement Payments Received March 2018**

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
10864	Eilings Park Landfill	City of Santa Barbara	Santa Barbara	Failed to conduct gas analysis and maintain leak-free equipment		4/15/2016	206	3/1/2018	\$1,000
10865	Eilings Park Landfill	City of Santa Barbara	Santa Barbara	Failed to comply with operational restrictions		4/8/2016	206	3/1/2018	\$2,500
Multiple <sup>3</sup>	Multiple	Greka Oil & Gas	Santa Maria	Violated requirements for oil and gas operations (3/12/18 Settlement Agreement, Payment 2 of 9)		Multiple	Multiple	3/5/2018	\$10,000
11128	Zodiac Seat Shells, LLC - 2641 Airpark Drive	Zodiac Seat Shells, LLC	Santa Maria	Stored ROC-containing materials without tight fitting seal, failed to maintain solvent container inspection log, and operated spray booths without functioning manometer		9/29/2016	206, 337	3/8/2018	\$2,000
Multiple <sup>3</sup>	Multiple	Greka Oil & Gas	Santa Maria	Violated requirements for oil and gas operations (3/12/18 Settlement Agreement, Payment 3 of 9)		Multiple	Multiple	3/14/2018	\$10,000
10990	C&D Zodiac, Inc. - 2850 Skyway Drive	C&D Zodiac, Inc.	Santa Maria	Failed to submit Annual Reports for 2014 and 2015; exceeded the daily emissions for December 2015		5/25/2016	206	3/15/2018	\$6,000
10991	C&D Zodiac, Inc. - 2625 Skyway Drive	C&D Zodiac, Inc.	Santa Maria	Failed to submit Annual Reports for 2014 and 2015		5/25/2016	206	3/15/2018	\$500
11229	C&D Zodiac, Inc. - 2850 Skyway Drive	C&D Zodiac, Inc.	Santa Maria	Failed to perform Source Compliance Demonstration Period requirements		7/27/2017	206	3/15/2018	\$1,000
10988	Hancock Dr, 1 (MVFF)	Allan Hancock College	Lompoc	Failed to conduct Vapor Recovery System testing and failed compliance test(s)		5/23/2016	206, 316	3/16/2018	\$1,000
10982	Las Positas Rd, 2299 (CSC)	Circle K Stores, Inc.	Santa Barbara	Failed to meet ROC destruction efficiency		2/25/2016	206	3/19/2018	\$500
11127	Gold Coast Packing	Gold Coast Packing	Santa Maria	Failed to submit and obtain approval of the Process Monitoring and Calibration Plan		9/27/2016	206	3/26/2018	\$250
11129	Mainline Autobody - Santa Maria	Eskimo Products, Inc.	Santa Maria	Stored ROC containing materials without tight fitting seal and failed to submit the Annual Report for 2015		9/29/2016	206, 339	3/26/2018	\$325
11130	M3 Precision	American Red Cross	Santa Mara	Failed to submit Annual Reports for 2013, 2014, 2015		9/30/2016	206	3/26/2018	\$750
11062	MarBorg Industries - Quarantina	MarBorg Industries	Santa Barbara	Failed to operate dust collector with required pressure differential		11/21/2016	206	3/26/2018	\$1,000
11135	Broadway, 2404 S. (MVFF)	Santa Maria Petroleum	Santa Maria	Initial vapor recovery system test failure		12/14/2016	206, 316	3/29/2018	\$250
Multiple <sup>3</sup>	Multiple	Greka Oil & Gas	Santa Maria	Violated requirements for oil and gas operations (3/12/18 Settlement Agreement, Payment 4 of 9)		Multiple	Multiple	3/26/2018	\$40,000

**\$77,075**

3. 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. A total of 9 payments will be due for these violations, with the last due in August 2018.

### Notices of Violation Issued April 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule
11307	495 S. Fairview, SB Airport	FedEx Express	Goleta	Operated equipment without a valid permit		4/16/2018	201
11245	Ocean Ave, 801 E. (MVFF)	Moller Retail, Inc.	Lompoc	Failed to submit Annual Report for 2017		4/20/2018	206
11246	Betteravia Rd, 910 E. (MVFF)	Moller Retail, Inc.	Santa Maria	Failed to submit Annual Report for 2017		4/20/2018	206
11247	Highway 246, 89 E. (MVFF)	Moller Retail, Inc.	Buellton	Failed to submit Annual Report for 2017		4/20/2018	206
11248	Stowell Rd, 1027 E. (MVFF)	Moller Retail, Inc.	Santa Maria	Failed to submit Annual Report for 2017		4/20/2018	206
11249	La Cumbre Rd, 150 S. (MVFF)	Moller Retail, Inc.	Santa Barbara	Failed to submit Annual Report for 2017		4/20/2018	206

### Penalty Settlement Payments Received April 2018

Nov #	Facility	Company	Location	Source Of Violation	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
11134	H St, 1000 N. (MVFF)	Tesoro Refining & Marketing Company LLC	Lompoc	Failed to maintain equipment as certified by CARB		12/14/2016	206, 316	4/5/2018	\$1,000
11141	Central Coast Wine Services	Central Coast Wine Services	Santa Maria	Exceeded permitted daily emission limits		5/2/2017	206	4/5/2018	\$250
11204	Montecito St, 401 W. (MVFF)	Montecito Harbor Chevron	Santa Barbara	Failed to submit vapor recovery system test results by due date		05/17/2017	206	4/5/2018	\$250
11136	Blosser, 1611 S. (MVFF)	NAPHT LLC	Santa Maria	Failed initial vapor recovery system tests		1/12/2017	206, 316	4/16/2018	\$1,500
11061	Mission Ready Mix - Goleta	Lynch Ready Mix Concrete Company, Inc.	Goleta	Failed to submit Annual Report for 2015		9/26/2016	206	4/18/2018	\$250
11230	City of Guadalupe WWTP	City of Guadalupe	Guadalupe	Failed to submit Annual Reports for 2016		9/13/2017	206	4/18/2018	\$500
Multiple <sup>1</sup>	Multiple	Greka Oil & Gas	Santa Maria	Violated requirements for oil and gas operations (3/12/18 Settlement Agreement, Payment 5 of 9)		Multiple	Multiple	4/23/2018	\$10,000
10919	Figueroa St, 215 E. (CSC)	City of Santa Barbara	Santa Barbara	Caused a nuisance to a considerable number of persons		12/23/2016	303	4/25/2018	\$2,000
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	4/25/2018	\$500
11146	Firestone Vineyard	Firestone Vineyard, LP	Los Olivos	Failed to submit Annual Reports for 2015 and 2016		6/7/2017	206	4/26/2018	\$3,000
11066	Bedrock Building Supplies	Bedrock Building Supplies	Santa Barbara	Failed to submit Annual Reports for 2013, 2014, and 2015		1/11/2017	206	4/27/2018	\$500
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	4/30/2018	\$250

**\$20,000**

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