




Agenda Item: D-3  
Agenda Date: March 16, 2023  
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 2023.

### 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 payment plan:

- 1) Mel Giffin, Inc. – Violation Settlement Agreement civil penalty of \$8,790 is being paid in six installments, with the last due in July 2023. One installment payment was received: \$1,465 in February.

### ATTACHMENTS:

- A. NOV Report, January 2023
- B. NOV Report, February 2023

ATTACHMENT A

Notice of Violations  
January, 2023

March 16, 2023

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 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rules
13244	2618 De La Vina Street, Santa Barbara	Santa Barbara Chicken Ranch	Santa Barbara	Exceeded the visible emissions opacity limit		01/03/2023	302
13245	Escolle Lease - Amrich	Globe Oil Exploration LTD	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
13246	Carpinteria Sanitary District WWTP	Carpinteria Sanitary District	Carpinteria	Operated a portable diesel engine without a District permit		01/10/2023	201
13247	Industrial Parkway, 3138 (MVFF)	Southern California Gas Company	Santa Maria	Failed an initial Vapor Recovery System test		01/11/2023	206, 316
13248	Bradley Rd, 1710 S. (Costco Gas)	Costco Wholesale Corp.	Santa Maria	Failed an initial Vapor Recovery System test		01/11/2023	206, 316
13250	Lompoc Sanitary Landfill	City of Lompoc	Lompoc	In the 1st half of 2020 failed to initiate corrective action by due date for exceedances, failed to expand the gas collection system by due date to address exceedances, failed to operate the flare as required, exceeded flare condensation injection limit, failed to maintain required records, and failed to implement Start-up, Shutdown, and Malfunction Plan	x	01/20/2023	206, 40 CFR Subpart WWW
13251	Lompoc Sanitary Landfill	City of Lompoc	Lompoc	In the 2nd half of 2020 failed to take corrective action by due date for exceedances, failed to expand the gas collection system by due date to address exceedances, failed to install new well/replacement well/alternative remedy by due dates to address multiple exceedances, failed to operate the flare as required, exceeded flare condensation injection limit, failed to maintain required records, and failed to implement Start-up, Shutdown, and Malfunction Plan	x	01/20/2023	206, 40 CFR Subpart WWW
13252	Lompoc Sanitary Landfill	City of Lompoc	Lompoc	In the 1st half of 2021 failed to install new well/replacement well/alternative remedy by due dates to address multiple exceedances, failed to operate the flare as required, failed to maintain required records, and failed to implement Start-up, Shutdown, and Malfunction Plan	x	01/20/2023	206, 40 CFR Subpart WWW
13253	Highway 246, 188 E. (MVFF)	Aljnar, Inc.	Buellton	Failed to keep maintenance and repair logs and Vapor Recovery System testing records		01/20/2023	206
13254	Airport Road, 900 (Aviation Fuel)	Santa Ynez Valley Airport Assoc.	Santa Ynez	Failed to keep all vapor recovery equipment maintained in good working condition, leak-free, and vapor tight		01/20/2023	316
13255	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit windrow source test results by due date		01/27/2023	206
13257	Figueroa Mountain Brewing	Figueroa Mountain Brewing, LLC.	Buellton	Failed to submit boiler source test results by due date		01/31/2023	206

**Penalty Settlement Payments Received January 2023**

<b>Nov #</b>	<b>Facility</b>	<b>Company</b>	<b>Location</b>	<b>Violation Description</b>	<b>Self Reported</b>	<b>Violation Issued</b>	<b>Rule</b>	<b>Date Paid</b>	<b>Total Penalty Received</b>
13007	Lash Const. (5 S. Calle Cesar Chavez)	Lash Construction	Santa Barbara	Failed to submit 2021 Annual Report by due date		07/27/2022	206	01/11/2023	\$250
13049	Lash/Screen - Various Locations	Lash Construction	Santa Barbara	Failed to submit 2021 Annual Report by due date		07/27/2022	206	01/11/2023	\$250
13162	The Nature Conservancy	The Nature Conservancy	Santa Cruz Island	Failed an initial Vapor Recovery System test		08/16/2022	316	01/17/2023	\$250

**\$750**

ATTACHMENT B

Notice of Violations  
February, 2023

March 16, 2023

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 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
13256	Williams Holding Lease	Terracore Operating Company, LLC.	Santa Maria	Failed to submit 2 source test reports for Steam Generators by due date		02/01/2023	342
13258	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit 2 source test reports for MRF engines by due date		02/01/2023	206
13259	801 San Ysidro Lane, Montecito	Hansen Well-Do Service, Inc.	Montecito	Operated a portable diesel engine without a District permit		02/03/2023	201
13260	San Andres St, 1502 (MVFF)	Clean Energy Holdings, LLC.	Santa Barbara	Failed to notify the District prior to startup vapor recovery system testing		02/14/2023	206
13261	Blair Lease - Barham Ranch	Purissima Hills LLC	Los Alamos	Failed to properly maintain 2 stock tanks leak-free		02/17/2023	206
13262	Imerys Filtration Minerals, Inc.	Imerys Filtration Minerals, Inc.	Lompoc	Failed to calibrate a portable analyzer as required	x	02/17/2023	206
13263	J&A Santa Maria - Main St	J&A - Santa Maria II, LLC	Santa Maria	Failed to submit source test results for landfill gas engine at the Santa Maria Regional Landfill by due date		02/23/2023	206
13264	J&A Santa Maria - Church St	J&A - Santa Maria, LLC	Santa Maria	Failed to submit source test results for landfill gas engine at Marian Medical by due date		02/23/2023	206

## Penalty Settlement Payments Received February 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
13248	Bradley Rd, 1710 S. (Costco Gas)	Costco Wholesale Corp.	Santa Maria	Failed an initial Vapor Recovery System test		01/11/2023	206, 316	02/02/2023	\$1,000
13214	La Goleta	Southern California Gas Company	Goleta	Created a public nuisance to a considerable number of individuals from a degassing operation		11/03/2022	303	02/06/2023	\$5,000
12706	Bell Lease (Cat Canyon)	Team Operating, LLC.	Santa Maria	Failed to complete multiple Source Compliance Demonstration Period requirements by due dates		04/21/2021	206	02/13/2023	\$750
12967	Security Fee/Thomas Lease	Team Operating, LLC.	Santa Maria	Installed an uncertified boiler		05/23/2022	360	02/13/2023	\$250
13183	Bradley Lands/Bradley Consolidated Lease	Team Operating, LLC.	Santa Maria	Failed to inspect components in 1Q21, and failed to provide PRV records, H2S sensor records, and results of quarterly cylinder gas audits for 2021		09/19/2022	206, 331	02/13/2023	\$4,250
13184	Davis "C" Lease	Team Operating, LLC.	Santa Maria	Failed to inspect components in 2Q21		09/19/2022	331	02/13/2023	\$250
13188	Davis Lease	Team Operating, LLC.	Santa Maria	Exceeded the repair timeframe for a leak over 50,000 ppm, and failed to provide required diluent records		09/19/2022	206, 331	02/13/2023	\$6,000
13191	Goodwin A Lease	Team Operating, LLC.	Santa Maria	Failed to perform quarterly inspections of out of service tanks in 2021		09/19/2022	206	02/13/2023	\$5,000
13192	Jim Hopkins Lease	Team Operating, LLC.	Santa Maria	Failed to inspect components in 1Q21		09/19/2022	331	02/13/2023	\$250
13193	Security Fee/Thomas Lease	Team Operating, LLC.	Santa Maria	Failed to inspect components in 2Q21, and failed to provide required diluent records		09/19/2022	206, 331	02/13/2023	\$500
13218	Bradley Lands/Bradley Consolidated Lease	Team Operating, LLC.	Santa Maria	Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system		11/22/2022	325	02/13/2023	\$2,500
13219	Jim Hopkins Lease	Team Operating, LLC.	Santa Maria	Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system		11/22/2022	325	02/13/2023	\$1,000
13220	Security Fee/Thomas Lease	Team Operating, LLC.	Santa Maria	Exceeded the number of allowable leaks		11/22/2022	331	02/13/2023	\$500
Multiple <sup>1</sup>	Giffin Equipment	Mel Giffin, Inc.	Goleta & Santa Barbara	Operated 7 portable diesel engines without District permits or PERP registrations		12/13/2022	201	02/13/2023	\$1,465
12975	Space Exploration Technologies	Space Exploration Technologies	VSFB	Exceeded emissions limits, failed to comply with operational restrictions, recordkeeping, reporting, and the Marine Vessel Monitoring and Reporting Plan requirements		06/3/2022	206	02/13/2023	\$9,000
12355	O Street, 1401 N. (MVFF)	Aceco Equipment Company, Inc.	Lompoc	Failed to submit 2019 Annual Report by due date		08/14/2020	206	02/13/2023	\$500
12769	O Street, 1401 N. (MVFF)	Aceco Equipment Company, Inc.	Lompoc	Failed to submit 2020 Annual Report by due date		06/16/2021	206	02/13/2023	\$500
13095	O Street, 1401 N. (MVFF)	Aceco Equipment Company, Inc.	Lompoc	Failed to submit 2021 Annual Report by due date		07/27/2022	206	02/13/2023	\$500
12304	Maravilla Senior Living Community	Maravilla Senior Living Community	Goleta	Failed to submit 2019 Annual Report by due date		08/20/2020	206	02/17/2023	\$250
13190	Carpinteria Gas Plant	Chevron U.S.A., Inc.	Carpinteria	Caused a public nuisance when loading crude oil from a storage tank into transport trucks, in preparation for decommissioning		09/19/2022	303	02/21/2023	\$10,000
12704	Imerys Filtration Minerals, Inc.	Imerys Filtration Minerals, Inc.	Lompoc	Exceeded the PM10 limit on Baghouse 135 during a source test		04/20/2021	206	02/23/2023	\$5,000

**\$54,465**

1. Payment was received for the following 7 Notices of Violation: 13229, 13230, 13231, 13232, 13233, 13234, and 13235. These violations were issued on December 13, 2022. The total civil penalty of \$8,790 for these violations is being paid in 6 installments, with the last due in July 2023. This is Payment 1 of 6.