




air pollution control district
SANTA BARBARA COUNTY

Agenda Item: F-3
Agenda Date: January 18, 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 October, November, and December 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.

ATTACHMENTS:

- A. NOV Report, October 2023
- B. NOV Report, November 2023
- C. NOV Report, December 2023

Aeron Arlin Genet, Air Pollution Control Officer

 (805) 979-8050

 260 N. San Antonio Rd., Ste. A Santa Barbara, CA 93110

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ATTACHMENT A

Notice of Violations
October, 2023

January 18, 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 October 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
13511	Lockheed Martin - SB Focalplane	Lockheed Martin - SB Focalplane	Goleta	Failed to notify of Source Compliance Demonstration Period startup, arrange for an inspection by the due date, and submit a permit application by the due date		10/02/2023	201, 206
13512	Lockheed Martin - SB Focalplane	Lockheed Martin - SB Focalplane	Goleta	Failed to submit the Regenerative Thermal Oxidizer source test results to the District by the due date		10/02/2023	206
13513	Slippery Rock Ranch, LLC. - 1745 N. La Patera	Slippery Rock Ranch, LLC.	Goleta	Failed to notify of Source Compliance Demonstration Period startup, arrange for an inspection by the due date, and submit a permit application by the due date		10/05/2023	201, 206
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
13515	Highway 166, 5007 (MVFF)	New Cuyama Gas Station	New Cuyama	Failed three gas station Vapor Recovery System tests		10/09/2023	206, 316
13516	Highway 166, 5007 (MVFF)	New Cuyama Gas Station	New Cuyama	Failed to perform and keep records of nozzle inspections		10/09/2023	206
13517	Main St, 815 W. #0693 (MVFF)	Apro, LLC.	Santa Maria	Failed one gas station Vapor Recovery System test		10/10/2023	206, 316
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
13519	Foster Rd, 912 W. (MVFF)	County of Santa Barbara	Santa Maria	Failed one gas station Vapor Recovery System test		10/24/2023	206, 316
13520	Highway 166, 5007 (MVFF)	New Cuyama Gas Station	New Cuyama	Dispensed gasoline without an operational vapor recovery system and failed to cease operations of non-compliant equipment upon notification from the District		10/24/2023	206, 316
13521	Highway 246, 206 E. (MVFF)	H&S Energy, LLC.	Buellton	Failed to maintain required records		10/25/2023	206
13522	Waller Lane, 505 W. (MVFF)	Santa Maria Country Club	Santa Maria	Installed and operated gasoline dispensing equipment without a District permit		10/26/2023	201
13523	Obispo St., 151	Central Coast Processing, LLC	Guadalupe	Installed and operated a cannabis processing facility without a District permit		10/26/2023	201
13524	Obispo St., 151	Central Coast Processing, LLC	Guadalupe	Created a public nuisance to a considerable number of persons from a cannabis processing operation		10/26/2023	303
13525	Preisker Lane, 1935 (MVFF)	United Rentals	Santa Maria	Failed to perform gas station Vapor Recovery System tests by due date		10/27/2023	206
13526	Platform C	DCOR, LLC.	Santa Barbara County	Exceeded annual emission limits for the North Pedestal Crane	x	10/27/2023	206
13527	Teledyne FLIR Commercial Systems, Inc.	FLIR Systems, Inc.	Goleta	Failed to conduct the annual source test by due date		10/31/2023	206

Penalty Settlement Payments Received October 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
13213	Space Exploration Technologies	Space Exploration Technologies	VSFB	Exceeded boat trip requirements between 6/21/2022 and 9/5/22 including emission limits, daily fuel use, and operational hour limits		11/16/2022	206	10/09/2023	\$29,500
12782	Champion SB Auto Body and Paint	Champion SB Auto Body and Paint	Santa Barbara	Failed to submit 2020 Annual Report by due date		06/16/2021	206	10/11/2023	\$250
13100	Champion SB Auto Body and Paint	Champion SB Auto Body and Paint	Santa Barbara	Failed to submit 2021 Annual Report by due date		07/27/2022	206	10/11/2023	\$500
13366	Champion SB Auto Body and Paint	Champion SB Auto Body and Paint	Santa Barbara	Failed to submit 2022 Annual Report by due date		05/26/2023	206	10/11/2023	\$500
12924	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit 2H21 CVR by due date		03/02/2022	206	10/13/2023	\$500
13195	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to obtain District approval of the Source Test Plan prior to conducting source testing of the ADF engines		09/20/2022	206	10/13/2023	\$500
13196	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to obtain District approval of the Source Test Plan prior to conducting source testing of the ADF flare		09/20/2022	206	10/13/2023	\$500
13215	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit variance monthly reports by due date for Variance 2021-12-R		11/10/2022	HSC 42402	10/13/2023	\$5,000
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	10/13/2023	\$500
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	10/13/2023	\$1,000
13266	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Installed and operated an odor eliminating misting system in the MRF tipping area without a District permit		05/03/2023	201	10/13/2023	\$500
13310	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to measure hydrogen sulfide, acetaldehyde, methanol, naphthalene, ethylbenzene, and perchloroethylene during the source test of the windrows		05/03/2023	206	10/13/2023	\$3,000
13312	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to measure hydrogen sulfide, acetaldehyde, methanol, naphthalene, ethylbenzene, and perchloroethylene during the source test of the Anaerobic Digester Facility biofilter		05/03/2023	206	10/13/2023	\$3,000
13313	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit source test results by due date		05/03/2023	206	10/13/2023	\$500
13315	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit monthly reports by the due date for 3 reporting periods as required by Variance Order 2021-12-M1		05/03/2023	206	10/13/2023	\$2,250
13318	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to vent exhaust from the Anaerobic Digester Facility to the biofilter	x	05/10/2023	206	10/13/2023	\$1,000
12632	417 N 8th Street	Sunbelt Rentals	Lompoc	Failed to keep required PERP documents with engine, failed to provide engine renter with a copy of registration		12/04/2020	PERP	10/23/2023	\$1,000

\$50,000

ATTACHMENT B

Notice of Violations
November, 2023

January 18, 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 November 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
13528	844 Cieneguitas Road, Santa Barbara	Rodney Lund	Santa Barbara	Caused a nuisance to a considerable number of individuals from smoke		11/03/2023	303
13530	Guadalupe St, 1080 #2054 (MVFF)	H&S Energy, LLC.	Guadalupe	Failed one gas station Vapor Recovery System test		11/03/2023	206, 316
13531	Santa Barbara City College	Santa Barbara City College	Santa Barbara	Operated an emergency standby diesel engine without a working non-resettable hour meter		11/07/2023	206
13533	5518 Armitos Ave, Goleta	Santa Barbara Tree Service	Goleta	Operated a portable diesel engine that does not comply with the Portable ATCM emission standards		11/08/2023	ATCM
13491	Park Lane (985) ES Engine	Colin Flynn	Santa Barbara	Failed to submit a transfer application by due date		11/09/2023	203
13542	San Andres St, 1502 (MVFF)	San Andres St LLC.	Santa Barbara	Failed to submit a transfer application by due date		11/14/2023	203
13534	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to conduct the MRF flare source test by due date		11/15/2023	206
13535	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to conduct the ADF flare source test by due date		11/15/2023	206
13536	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to conduct the ADF biofilter source test by due date		11/15/2023	206
13537	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit the ADF biofilter source test plan by due date		11/15/2023	206
13538	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to conduct source testing on the Windrows by due date		11/15/2023	206
13539	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit a the Windrow source test plan by due date		11/15/2023	206
13540	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to conduct the ADF CHP Engine 1 source test by due date		11/15/2023	206
13541	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to conduct the ADF CHP engine 2 source test by due date		11/15/2023	206
13543	Platform Hillhouse	DCOR, LLC.	Santa Barbara County	Exceeded the number of allowable leaks		11/15/2023	331
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
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

Penalty Settlement Payments Received November 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
13028	Lucas & Lewellen - Buellton	Lucas & Lewellen Vineyards	Buellton	Failed to submit 2021 Annual Report by due date		08/17/2022	206	11/06/2023	\$250
13338	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Installed and operated the Gore composting pilot project without a District permit		05/26/2023	201	11/07/2023	\$500
13426	Outdoor Hardware Supply	Lowe's Home Centers, LLC.	Goleta	Failed to submit 2022 Annual Report by due date		05/26/2023	206	11/08/2023	\$500
12952	Chamberlin Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Failed to submit a Permit to Operate application by due date		05/11/2022	206	11/13/2023	\$500
13301	Chamberlin Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Failed to submit the annual measurement of the True Vapor Pressure and API gravity of the diluent		05/01/2023	206	11/13/2023	\$1,000
13306	Davis Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Failed to submit the annual measurement of the True Vapor Pressure and API gravity of the diluent		05/02/2023	206	11/13/2023	\$1,000
13307	Union Sugar Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Failed to submit quarterly produced gas H2S readings, failed to submit quarterly inspection records for the non-operational Heater Treater		05/02/2023	206	11/13/2023	\$3,500
13308	Goodwin A Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Failed to perform quarterly inspections for out-of-service tanks, loading racks, and external combustion units		05/03/2023	206	11/13/2023	\$16,000
13309	Lloyd Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Failed to perform quarterly inspections of wastewater tanks, loading rack, heater treater, and boiler		05/03/2023	206	11/13/2023	\$5,000
13321	Morganti Lease	Pacific Coast Energy Acquisitions, LLC. (in order to transfer from Team Operating, LLC.)	Santa Maria	Failed to perform quarterly inspections for out-of-service boilers and heater treater		05/12/2023	206	11/13/2023	\$3,000
13511	Lockheed Martin - SB Focalplane	Lockheed Martin - SB Focalplane	Goleta	Failed to notify of Source Compliance Demonstration Period startup, arrange for an inspection by the due date, and submit a permit application by the due date		10/02/2023	201, 206	11/20/2023	\$750
13512	Lockheed Martin - SB Focalplane	Lockheed Martin - SB Focalplane	Goleta	Failed to submit the Regenerative Thermal Oxidizer source test results to the District by the due date		10/02/2023	206	11/20/2023	\$250
13048	Federal Aviation Admin - Santa Maria Airport	Federal Aviation Administration	Santa Maria	Failed to submit 2021 Annual Report by due date		7/27/2022	206	11/21/2023	\$250

\$32,500

ATTACHMENT C

Notice of Violations
December, 2023

January 18, 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 December 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
13547	Firefly Aerospace	Firefly Aerospace	VSBF	Installed and operated an emergency/standby diesel engine that did not meet the required emission standards		12/04/2023	206
13548	Teledyne FLIR Commercial Systems, Inc.	FLIR Systems, Inc.	Goleta	Failed the annual air face velocity test for a solvent bench		12/05/2023	206
13549	UCSB	University of California - Santa Barbara	Santa Barbara	Failed to submit Title V permit renewal application by due date	x	12/06/2023	206
13546	City of Santa Maria Landfill	City of Santa Maria	Santa Maria	Exceeded the methane surface emission limit of 500 parts per million at seven locations		12/07/2023	206 and CCR §95465
13550	1701 E. Laurel Ave., Lompoc	Williams Homes	Lompoc	Used a prohibited method (blower) to remove track-out at a construction site		12/08/2023	345
13554	600 Olive Street, Santa Barbara	Arnoldi-Schall Jeanette Irrevocable Trust	Santa Barbara	Failed to determine whether asbestos was present prior to commencing renovation activities		12/15/2023	1001
13553	Broadway, 2404 S. (MVFF)	Santa Maria Petroleum, Inc.	Santa Maria	Failed a gas station Vapor Recovery System test		12/18/2023	206, 316
13555	H St, 1400 N. (MVFF)	Circle K Stores, Inc.	Lompoc	Failed to maintain required records		12/21/2023	206
13556	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit the ADF flare source test report by due date		12/21/2023	206
13557	County of Santa Barbara - Tajiguas Anaerobic Digestion	Mustang Renewable Power Ventures, LLC.	Goleta	Failed to submit the MRF flare source test report by due date		12/21/2023	206

Penalty Settlement Payments Received December 2023

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
13499	Bradley Rd, 1710 S. (Costco Gas)	Costco Wholesale Corp.	Santa Maria	Failed initial Vapor Recovery System tests for three nozzles		09/15/2023	206, 316	12/05/2023	\$3,000
12824	DenMat Holdings, LLC.	DenMat Holdings, LLC.	Lompoc	Exceeded the permitted daily emissions limit during 6 months of 2020		09/28/2021	206	12/12/2023	\$8,000
12994	UCSB	University of California - Santa Barbara	Santa Barbara	Failed to tune two boilers in Building 549 in accordance with the District Tune-Up Procedures	x	6/29/2022	361	12/19/2023	\$1,000
12995	UCSB	University of California - Santa Barbara	Santa Barbara	Failed to tune two boilers in Building 860 in accordance with District Tune-Up Procedures		6/30/2022	361	12/19/2023	\$1,500
13217	UCSB	University of California - Santa Barbara	Santa Barbara	Causing uncontrolled emissions from 3-inch deep gasoline puddle inside fill cabinet and unable to drain entire amount to tank		11/21/2022	316	12/19/2023	\$500
13549	UCSB	University of California - Santa Barbara	Santa Barbara	Failed to submit Title V permit renewal application by due date	x	12/06/2023	206	12/19/2023	\$2,500
12573	Kang Family Partners LLC dba SYV Marriott	Kang Family Partners LLC	Santa Ynez	Operated a boiler that does not meet rule emission limits, failed to perform annual boiler tune-ups, and submit Annual Reports for multiple years		10/05/2020	361	12/21/2023	\$28,227

\$44,727