




air pollution control district
SANTA BARBARA COUNTY

Agenda Item: D-3
Agenda Date: October 24, 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 August and September 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 two payment plans:

- 1) GSR, LLC. – Violation Settlement Agreement civil penalty of \$5,500 was paid in four installments. The second installment payment of \$915 was received on August 5, 2024, the third installment payment of \$925 was received on September 4, 2024, and the last installment payment of \$2,745 was received on September 17, 2024.
- 2) Santa Barbara Tree Service – Violation Settlement Agreement civil penalty of \$1,540 was paid in two installments. The last installment payment of \$770 was received on September 6, 2024.

ATTACHMENTS:

- A. NOV Report, August 2024
- B. NOV Report, September 2024

Aeron Arlin Genet, Air Pollution Control Officer

ATTACHMENT A

Notice of Violations
August, 2024

October 24, 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 August 2024

| Nov # | Facility | Company | Location | Violation Description | Self Reported | Violation Issued | Rule |
|-------|--|--|-------------|--|---------------|------------------|------|
| 13780 | 1700 Lynne Drive, Santa Maria | Monterey Villas HOA | Santa Maria | Failed to provide asbestos NESHAP notification for demolition activities at a regulated facility | | 08/01/2024 | 1001 |
| 13791 | Vandenberg SFB, Space Launch Delta 30 | United States Space Force | VSFB | Installed and operated six prime diesel engines without a District permit | | 08/09/2024 | 201 |
| 13789 | Space Exploration Technologies | Space Exploration Technologies | VSFB | Submitted permit application documents to the District with false information | | 08/23/2024 | 204 |
| 13793 | Space Exploration Technologies | Space Exploration Technologies | VSFB | Failed to meet boat trip requirements on 3/4/2024 - 3/8/3024 including exceeded fuel use, operational hours, and maximum speed; and failed to report all required fuel use and submit Boat Trip Report by due date | | 08/23/2024 | 206 |
| 13794 | Space Exploration Technologies | Space Exploration Technologies | VSFB | Failed to meet boat trip requirements on 3/16/2024 - 3/20/3024 including exceeded permitted emissions, fuel use, operational hours, and maximum speed; and failed to submit Boat Trip Report by due date | | 08/23/2024 | 206 |
| 13795 | Space Exploration Technologies | Space Exploration Technologies | VSFB | Exceeded boat trip requirements on 4/1/2024 - 4/7/3024 including fuel use, operational hours, and maximum speed | | 08/23/2024 | 206 |
| 13796 | Space Exploration Technologies | Space Exploration Technologies | VSFB | Failed to meet boat trip requirements on 4/17/2024 - 4/20/3024 including exceeded fuel use and failed to submit Boat Trip Report by due date | | 08/23/2024 | 206 |
| 13797 | Space Exploration Technologies | Space Exploration Technologies | VSFB | Failed to meet boat trip requirements on 5/16/2024 - 5/21/3024 including exceeded fuel use and maximum speed; and failed to submit Boat Trip Report by due date | | 08/23/2024 | 206 |
| 13798 | Legacy Homes | Legacy Homes | Los Alamos | Failed to implement required track-out/carry-out control measures for construction activities | | 08/23/2024 | 345 |
| 13799 | County of Santa Barbara - Tajiguas Anaerobic Digestion | County of Santa Barbara - Public Works | Goleta | Released biogas into the atmosphere on 7/25/2024 in violation of their District permit condition | | 08/23/2024 | 206 |
| 13792 | 3375 Foothill Road, Carpinteria | Las Canchas Homeowners Association | Carpinteria | Failed to determine whether asbestos was present and notify prior to commencing renovation/demolition activities | | 08/24/2024 | 1001 |

Penalty Settlement Payments Received August 2024

| Nov # | Facility | Company | Location | Violation Description | Self Reported | Violation Issued | Rule | Date Paid | Total Penalty Received |
|-----------------------|---|---|---------------|--|---------------|------------------|------|------------|------------------------|
| Multiple ¹ | Harbordt Lease & Mortenson Lease | GSR, LLC | Santa Maria | Failed to thoroughly inspect for asbestos and notify the District prior to demolition of 10 regulated structures at two facilities | | 05/24/2022 | 1001 | 08/05/2024 | \$915 |
| 13721 | Woolfolk Furniture Refinishing & Repair | Woolfolk Furniture Refinishing & Repair | Santa Barbara | Failed to submit 2023 Annual Report by due date | | 05/20/2024 | 206 | 08/12/2024 | \$250 |
| 13726 | Kimsey Vineyard | Kimsey Vineyard, LLC. | Buellton | Failed to submit 2023 Annual Report by due date | | 05/20/2024 | 206 | 08/15/2024 | \$250 |
| 13755 | Calle Real, 11992 (CSC) | Erburu Trustees c/o MusickPeeler | Goleta | Failed to submit closure report by due date | | 06/20/2024 | 206 | 08/15/2024 | \$250 |
| 13723 | True Believer, LLC. | True Believer, LLC. | Santa Maria | Failed to submit 2023 Annual Report by due date | | 05/20/2024 | 206 | 08/19/2024 | \$250 |
| 13727 | Feliz Noche Cellars | Feliz Noche Cellars, LLC. | Los Olivos | Failed to submit 2023 Annual Report by due date | | 05/20/2024 | 206 | 08/19/2024 | \$250 |
| 13788 | Westmont College | Westmont College | Montecito | Failed to submit the 2022 Annual Reports by due date for three permits | | 07/30/2024 | 206 | 08/19/2024 | \$1,770 |
| 13262 | Imerys Filtration Minerals, Inc. | Imerys Filtration Minerals, Inc. | Lompoc | Failed to calibrate a portable analyzer as required | x | 02/17/2023 | 206 | 08/20/2024 | \$1,110 |
| 13728 | Tyler Winery | Tyler Winery | Lompoc | Failed to submit 2023 Annual Report by due date | | 05/20/2024 | 206 | 08/22/2024 | \$250 |

\$5,295

1. Payment was received for the following two Notices of Violation: 12956 and 12958. The total civil penalty of \$5,500 for these violations is being paid in 4 installments. This is Payment 2.

ATTACHMENT B

Notice of Violations
September, 2024

October 24, 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 September 2024

| Nov # | Facility | Company | Location | Violation Description | Self Reported | Violation Issued | Rule |
|-------|----------------------------|-----------------------------|-------------|--|---------------|------------------|----------|
| 13800 | Cantin Lease | Cat Canyon Resources, LLC. | Santa Maria | Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system and failed to control produced gas | | 09/06/2024 | 206, 325 |
| 13801 | Los Alamos Fee | Cat Canyon Resources, LLC. | Santa Maria | Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system and failed to control produced gas | | 09/06/2024 | 206, 325 |
| 13802 | GWP Fee | Cat Canyon Resources, LLC. | Santa Maria | Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system and failed to control produced gas | | 09/06/2024 | 206, 325 |
| 13803 | Recruit Fee | Cat Canyon Resources, LLC. | Santa Maria | Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system and failed to control produced gas | | 09/06/2024 | 206, 325 |
| 13804 | Tognazzini Lease | Cat Canyon Resources, LLC. | Santa Maria | Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system and failed to control produced gas | | 09/06/2024 | 206, 325 |
| 13805 | Williams Holding Lease | Cat Canyon Resources, LLC. | Santa Maria | Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system and failed to control produced gas | | 09/06/2024 | 206, 325 |
| 13806 | Blair Lease - Barham Ranch | Purisima Hills LLC | Los Alamos | Failed to properly maintain stock tanks 1 and 2 equipment | | 09/13/2024 | 206 |
| 13808 | 600 Pine Avenue, Goleta | GreenCoast Landscapes, Inc. | Goleta | Operated a portable engine without a Portable Equipment Registration Program registration | | 09/19/2024 | 202 |

Penalty Settlement Payments Received September 2024

| Nov # | Facility | Company | Location | Violation Description | Self Reported | Violation Issued | Rule | Date Paid | Total Penalty Received |
|-----------------------|--|--|---------------|--|---------------|------------------|------|------------|------------------------|
| Multiple ¹ | Harbordt Lease & Mortenson Lease | GSR, LLC | Santa Maria | Failed to thoroughly inspect for asbestos and notify the District prior to demolition of 10 regulated structures at two facilities | | 05/24/2022 | 1001 | 09/04/2024 | \$925 |
| 13533 ² | 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 | 09/06/2024 | \$770 |
| 13155 | Westmont College | Westmont College | Santa Barbara | Failed to maintain recordkeeping | | 08/03/2022 | 206 | 09/09/2024 | \$2,400 |
| 13156 | Westmont College | Westmont College | Santa Barbara | Installed and operated an emergency/standby diesel generator without a District permit | | 08/04/2022 | 201 | 09/09/2024 | \$6,000 |
| 13086 | Figuroa Mountain Brewing | Figuroa Mountain Brewing, LLC. | Buellton | Failed to submit 2021 Annual Report by due date | | 07/27/2022 | 206 | 9/23/2024 | \$500 |
| Multiple ¹ | Harbordt Lease & Mortenson Lease | GSR, LLC | Santa Maria | Failed to thoroughly inspect for asbestos and notify the District prior to demolition of 10 regulated structures at two facilities | | 05/24/2022 | 1001 | 09/17/2024 | \$2,745 |
| 13019 | Cottage Health System/Pacific Diagnostic Lab | Cottage Health System/Pacific Diagnostic Lab | Santa Barbara | Failed to submit 2021 Annual Report by due date | | 7/27/2022 | 206 | 09/17/2024 | \$250 |
| 13030 | Fess Parker Wine Center | Fess Parker Wine Center | Santa Maria | Failed to submit 2021 Annual Report by due date | | 7/27/2022 | 206 | 09/17/2024 | \$500 |
| 13066 | Donovan Rd, 740 E. (MVFF) | SLO Gas & Mart, Inc. | Santa Maria | Failed to submit 2021 Annual Report by due date | | 7/27/2022 | 206 | 09/17/2024 | \$250 |
| 13104 | East Valley Road, 1476 (MVFF) | Valley Improvement Company | Santa Barbara | Failed to submit 2021 Annual Report by due date | | 7/27/2022 | 206 | 09/17/2024 | \$250 |
| 13180 | Tognazzini - Adams Lease | Krummrich Engineering Corporation | Santa Maria | Exceeded the number of allowable leaks | | 09/19/2022 | 331 | 09/17/2024 | \$1,250 |
| 13181 | Tognazzini - Adams Lease | Krummrich Engineering Corporation | Santa Maria | Failed to submit process heater tuning records | | 09/19/2022 | 206 | 09/17/2024 | \$250 |

\$14,395

1. Payment was received for the following two Notices of Violation: 12956 and 12958. The total civil penalty of \$5,500 for these violations was paid in 4 installments. Payment 3 was received on 9/4/2024 and the final payment was received on 9/17/2024.

2. The total civil penalty of \$1,540 for NOV 13533 is being paid in 2 installments. This is Payment 2 of 2.