




air pollution control district  
SANTA BARBARA COUNTY

Agenda Item: F-1  
Agenda Date: December 16, 2021  
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) 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 October and November 2021.

### 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 are two payment plans:

- 1) California Asphalt Production, Inc. – Conditional Settlement Agreement and Release civil penalty of \$97,200 is being paid in six installments. One installment payment was received: \$5,000 in October.
- 2) California Asphalt Production, Inc. – Violation Settlement Agreement civil penalty of \$35,750 is being paid in six installments, with the last due in March 2022. Two installment payments were received: \$500 in October and \$750 in November.

### ATTACHMENTS:

- A. NOV Report, October 2021
- B. NOV Report, November 2021

Aeron Arlin Genet, Air Pollution Control Officer

ATTACHMENT A

Notice of Violations  
October, 2021

December 16, 2021

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 2021

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
12884	Newlove Lease	Pacific Coast Energy Company LP	Orcutt	Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system		10/08/2021	325
12886	Grevino, LLC.	Grevino, LLC.	Santa Maria	Used an emergency firewater pump for unpermitted activities and exceeded permitted emission limits between July 5, 2021 and July 12, 2021		10/19/2021	206
12887	H St, 1001 N. (MVFF)	Pommerville's Automotive & Gas	Lompoc	Failed to maintain required records		10/21/2021	206
12888	Main St, 815 W. #0693 (MVFF)	Apro, LLC.	Santa Maria	Failed to maintain required records		10/22/2021	206
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

### Penalty Settlement Payments Received October 2021

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
Multiple <sup>1</sup>	Santa Maria Asphalt Refinery	California Asphalt Production	Santa Maria	Violated requirements for asphalt refinery operations (Payment for the Conditional Settlement Agreement and Release dated 03/09/2021)		Various	Various	10/04/2021	\$5,000
Multiple <sup>2</sup>	Santa Maria Asphalt Refinery	California Asphalt Production	Santa Maria	Violated requirements for asphalt refinery operations (Payment 1 of 6 for the Violation Settlement Agreement dated 09/01/2021)		Various	Various	10/04/2021	\$500
12051	Tognazzini Lease	Terracore Operating Company, LLC	Santa Maria	Exceeded sulfur content for fuel gas combusted, exceeded the number of allowable leaks		10/18/2019	311, 331	10/05/2021	\$1,250
12638	Broadway, 1611 S. (MVFF)	Anita's Spirit	Santa Maria	Failed to conduct and document required weekly nozzle inspections		12/17/2020	206, 316	10/13/2021	\$500
12414	Main St, 1204 E. (MVFF)	Au Energy, LLC.	Santa Maria	Failed to submit 2019 Annual Report by due date		10/30/2020	206	10/20/2021	\$250
12258	Sonos	Global Power Supply	Santa Barbara	Failed to submit 2019 Annual Report by due date		08/14/2020	206	10/22/2021	\$250
12260	Buena Vista Care Center	Buena Vista Care Center	Santa Barbara	Failed to submit 2019 Annual Report by due date		10/30/2020	206	10/25/2021	\$250
12574	Dental Surgery Centers of America	Dental Surgery Centers of America	Santa Maria	Failed to submit permit application for Transfer of Owner/Operator by due date		10/07/2020	206	10/25/2021	\$250
11434	SAR Contracting and Resource Drilling, Inc.	SAR Contracting and Resource Drilling, Inc.	Carpinteria	Operated diesel engine greater than 50 bhp without a District permit and failed to comply with the PM emission standards required by the ATCM		11/26/2018	201, Portable Diesel Engine ATCM	10/27/2021	\$10,000
11487	Carrillo St, 101 W. (MVFF)	Channel Auto Services, LP	Santa Barbara	Failed to conduct weekly nozzle inspections		03/01/2019	206, 316	10/27/2021	\$250
12363	Bonita Packing Company	Bonita Packing Company	Santa Maria	Failed to submit 2019 Annual Report by due date		08/14/2020	206	10/27/2021	\$250
12502	DenMat Holdings, LLC.	DenMat Holdings, LLC.	Lompoc	Exceeded daily and annual ROC emissions permit limit		09/01/2020	206	10/27/2021	\$2,500
12770	Mission Linen Supply	Mission Linen Supply	Santa Maria	Failed to submit 2020 Annual Report by due date		06/16/2021	206	10/27/2021	\$1,000
12772	Classic Design	Classic Design	Santa Barbara	Failed to submit 2020 Annual Report by due date		06/16/2021	206	10/27/2021	\$250
12784	Hollandia Produce, LLC.	Hollandia Produce, LLC.	Carpinteria	Failed to submit 2020 Annual Report by due date		06/16/2021	206	10/27/2021	\$500
12563	Highway 154, 2275 (MVFF)	Cachuma Lake Store	Cachuma Lake	Failed initial Vapor Recovery System test		09/17/2020	316	10/29/2021	\$500

**\$23,500**

1. Payment was received for the following 19 Notices of Violation: 11253, 11334, 11335, 11336, 11337, 11381, 11382, 11573, 11601, 11774, 12026, 12030, 12187, 12437, 12460, 12461, 12462, 12503, and 12615. These violations were issued between October 2017 and November 2020. The total civil penalty of \$97,200 for these violations is being paid in 6 installments.

2. Payment was received for the following 9 Notices of Violation: 12640, 12678, 12713, 12725, 12726, 12727, 12789, 12807, and 12808. These violations were issued between December 2020 and July 2021. The total civil penalty of \$35,750 for these violations is being paid in 6 installments, with the last due in March 2022.

ATTACHMENT B

Notice of Violations  
November, 2021

December 16, 2021

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 2021

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
12891	Los Flores Ranch Well Site	City of Santa Maria	Santa Maria	Operated diesel engines over 50 bhp without a District permit		11/9/2021	201
12892	Canary Hotel	Canary Hotel	Santa Barbara	Exceeded the maintenance and testing annual limits in 2019, 2020, and 2021	x	11/16/2021	206
12893	6495 Santa Rosa Road	Pro Farms	Santa Barbara County	Installed and operated a diesel engine over 50 bhp without a District permit		11/18/2021	201
12894	5958 Corta Street	Surfer's Delight	Goleta	Failed to submit a written request for permit exemption		11/19/2021	202
12895	5958 Corta Street	Yee Shapes	Goleta	Failed to submit a written request for permit exemption		11/19/2021	202

### Penalty Settlement Payments Received November 2021

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
12473	Champion SB Auto Body and Paint	Champion SB Auto Body and Paint	Santa Barbara	Failed to submit 2019 Annual Report by due date		08/14/2020	206	11/01/2021	\$250
Multiple <sup>1</sup>	Santa Maria Asphalt Refinery	California Asphalt Production	Santa Maria	Violated requirements for asphalt refinery operations (Payment 2 of 6 for the Violation Settlement Agreement dated 09/01/2021)		Various	Various	11/4/2021	\$750
12785	Highway 246, 188 E. (MVFF)	Aljnar, Inc.	Buellton	Failed to submit 2020 Annual Report by due date		06/16/2021	206	11/08/2021	\$500
12768	Union Sugar - ICE	Team Operating, LLC.	Santa Maria	Failed to submit 2020 Annual Report by due date		06/16/2021	206	11/15/2021	\$250
12707	Chamberlin Lease	Team Operating, LLC.	Santa Maria	Failed to complete multiple Source Compliance Demonstration Period requirements by due dates		04/21/2021	206	11/16/2021	\$1,000
12265	Alto Lucero Transitional Care	LCCH Investments Company, Inc.	Santa Barbara	Failed to submit 2019 Annual Report by due date		8/18/2020	206	11/17/2021	\$250
12266	Gold Coast Surgery Center	Gold Coast Surgery Center, LLC.	Santa Barbara	Failed to submit 2019 Annual Report by due date		10/30/2020	206	11/17/2021	\$250
12267	Regal Theaters - Santa Maria	Regal Theaters	Santa Maria	Failed to submit 2019 Annual Report by due date		10/05/2020	206	11/17/2021	\$250
12278	Cecil Cook Place, 1600 (Aviation Fuel)	Signature Flight Support Corporation	Goleta	Failed to submit 2019 Annual Report by due date		10/30/2020	206	11/17/2021	\$250
12737	Alto Lucero Transitional Care	LCCH Investments Company, Inc.	Santa Barbara	Failed to submit 2020 Annual Report by due date		06/16/2021	206	11/17/2021	\$250
12708	Davis Lease	Team Operating, LLC.	Santa Maria	Failed to complete multiple Source Compliance Demonstration Period requirements by due dates		04/21/2021	206	11/19/2021	\$1,250
12822	Davis Lease	Team Operating, LLC.	Santa Maria	Exceeded the number of allowable leaks and failed to seal an open-ended line		08/20/2021	331	11/19/2021	\$1,750
12308	State of CA - Forensic Lab	State of California	Goleta	Failed to submit 2019 Annual Report by due date		10/05/2020	206	11/22/2021	\$500
12781	Mission Dr, 3101 (MVFF)	Chumash CA Gas Station, LLC.	Santa Ynez	Failed to submit 2020 Annual Report by due date		06/16/2021	206	11/22/2021	\$250
12280	Ellen's Danish Pancake House	Ellen's Danish Pancake House	Buellton	Failed to submit 2019 Annual Report by due date		10/05/2020	206	11/23/2021	\$500
12306	DermaSpaMED	DermaSpaMED	Santa Maria	Failed to submit 2019 Annual Report by due date		08/14/2020	206	11/23/2021	\$500
12268	Columbia Business Center Partners	Columbia Business Center Partners, LP.	Santa Maria	Failed to submit 2019 Annual Report by due date		10/30/2020	206	11/24/2021	\$250
12259	Garden St, 801 (CSC)	FBK, LLC.	Santa Barbara	Failed to submit 2019 Annual Report by due date		10/30/2020	206	11/29/2021	\$250
12319	Lompoc Nursing & Rehabilitation	Lompoc Nursing & Rehabilitation	Lompoc	Failed to submit 2019 Annual Report by due date		10/30/2020	206	11/29/2021	\$250
12734	Santa Barbara Main Post Office	United States Postal Service	Santa Barbara	Failed to submit 2020 Annual Report by due date		07/13/2021	206	11/29/2021	\$250
12766	Broadway, 2301 S. (MVFF)	Santa Maria Car Wash	Santa Maria	Failed to submit 2020 Annual Report by due date		06/16/2021	206	11/29/2021	\$250
12298	Broadway, 1493 S. (MVFF)	Ralphs Grocery Co./Food4Less	Santa Maria	Failed to submit 2019 Annual Report by due date		10/30/2020	206	11/30/2021	\$250

**\$10,250**

1. Payment was received for the following 9 Notices of Violation: 12640, 12678, 12713, 12725, 12726, 12727, 12789, 12807, and 12808. These violations were issued over various time periods between December 2020 and July 2021. The total civil penalty of \$35,750 for these violations is being paid in 6 installments, with the last due in March 2022. This is Payment 2 of 6.