


## 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 month of December 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 month indicated. Included in the attached NOV Reports is one payment plan:

- 1) 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. One installment payment was received: \$1,500 in December.

### ATTACHMENTS:

- A. NOV Report, December 2021

ATTACHMENT A

Notice of Violations  
December, 2021

January 20, 2022

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 2021

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
12890	Platform Hidalgo	Feeport-McMoRan Oil & Gas, LLC	Santa Barbara County	Installed and operated a diesel engine over 50 bhp to provide prime power to Platform Hidalgo without a District permit		12/15/2021	201
12899	Airgas USA	Air Liquide Industrial US LP	Vandenberg Space Force Base	Failed to submit completion report by due date		12/15/2021	201
12900	Microdyn-Nadir US	Microdyn-Nadir US	Goleta	Exceeded a permitted Solvent Casting Emission Limit	x	12/20/2021	206
12901	Microdyn-Nadir US	Microdyn-Nadir US	Goleta	Failed to maintain emission calculation summaries required in 3 permits		12/20/2021	206
12904	Microdyn-Nadir US	Microdyn-Nadir US	Goleta	Failed to provide all records required by the permit to verify compliance with emission limits		12/20/2021	206
12905	Microdyn-Nadir US	Microdyn-Nadir US	Goleta	Failed to arrange for the Source Compliance Demonstration Period inspection by due date and failed to apply for a Permit to Operate by due date		12/20/2021	206
12906	Microdyn-Nadir US	Microdyn-Nadir US	Goleta	Operated equipment beyond the end date of the Source Compliance Demonstration Period without a District Permit to Operate		12/20/2021	201
12907	Platform A	DCOR, LLC	Santa Barbara County	Failed to seal an open-ended line		12/22/2021	331

### Penalty Settlement Payments Received December 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 3 of 6 for the Violation Settlement Agreement dated 09/01/2021)		Various	Various	12/3/2021	\$1,500
11369	J&A Santa Maria - Main St	J&A - Santa Maria II, LLC	Santa Maria	Installed and operated a sulfur treatment system and replacement engine blocks without District permits		12/7/2018	201	12/6/2021	\$2,920
12877	Blair Lease - Barham Ranch	Purissima Hills LLC	Los Alamos	Stored crude oil in a tank battery without a leak-free, properly installed, maintained and operated vapor recovery system		09/01/2021	325	12/6/2021	\$2,000
12488	Deckers Outdoor Corp.	Deckers Outdoor Corp.	Goleta	Failed to submit 2019 Annual Report by due date		8/14/2020	206	12/13/2021	\$500

**\$6,920**

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 3 of 6.