




air pollution control district
SANTA BARBARA COUNTY

Agenda Item: D-3
Agenda Date: August 15, 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 June and July 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 is being paid in six installments, with the last due in December 2024. The first installment payment of \$925 was received on July 3, 2024.
- 2) Santa Barbara Tree Service – Violation Settlement Agreement civil penalty of \$1,540 is being paid in two installments, with the last due in September 2024. The first installment payment of \$770 was received on July 30, 2024.

ATTACHMENTS:

- A. NOV Report, June 2024
- B. NOV Report, July 2024

Aeron Arlin Genet, Air Pollution Control Officer

ATTACHMENT A

Notice of Violations
June, 2024

August 15, 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 June 2024

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
13753	City of Santa Maria Landfill	City of Santa Maria	Santa Maria	Exceeded surface methane emission limits at four locations		06/05/2024	206
13754	1911 State Street, Unit C	Wang Family Trust	Santa Barbara	Failed to determine whether asbestos was present prior to commencing renovation/demolition activities		06/07/2024	1001
13755	Calle Real, 11992 (CSC)	Erburu Trustees c/o MusickPeeler	Goleta	Failed to submit closure report by due date		06/20/2024	206
13757	MNUS	MANN+HUMMEL Water & Fluid Solutions, Inc.	Goleta	Failed to submit thermal oxidizer source test plan and obtain District approval by due date		06/26/2024	206
13758	MNUS	MANN+HUMMEL Water & Fluid Solutions, Inc.	Goleta	Failed to conduct the thermal oxidizer annual source test by due date		06/26/2024	206
13761	MNUS	MANN+HUMMEL Water & Fluid Solutions, Inc.	Goleta	Failed to submit wet scrubber #2 source test plan and obtain District approval by due date		06/26/2024	206
13762	MNUS	MANN+HUMMEL Water & Fluid Solutions, Inc.	Goleta	Failed to perform wet scrubber #2 annual source test by due date		06/26/2024	206
13763	MNUS	MANN+HUMMEL Water & Fluid Solutions, Inc.	Goleta	Failed to maintain records of the wet scrubber #1 water recirculation rate and rate of fresh water added from May 22, 2024 to June 17, 2024		06/26/2024	206
13764	Platform Irene	Freeport-McMoRan Oil & Gas, LLC.	Santa Barbara County	Exceeded the number of allowable leaks		06/26/2024	331
13765	Teledyne FLIR Commercial Systems, Inc.	FLIR Systems, Inc.	Goleta	Failed to submit the thermal oxidizer source test results by due date		06/26/2024	206
13748	County of Santa Barbara - Tajiguas Anaerobic Digestion	County of Santa Barbara - Public Works	Goleta	Failed to install and operate a required biogas release alarm system		06/28/2024	206
13766	Goleta Valley Cottage Hospital	Goleta Valley Cottage Hospital	Goleta	Failed to submit source test results for three boilers by due date		06/28/2024	206
13767	County of Santa Barbara - Tajiguas Anaerobic Digestion	County of Santa Barbara - Public Works	Goleta	Released biogas into the atmosphere on 6/15/2024 in violation of their District permit condition	x	06/28/2024	206
13769	Cottage Health Care - Pueblo Street	Santa Barbara Cottage Hospital	Santa Barbara	Failed to submit source test plans for three boilers by due date, failed to calibrate the fuel meter, and failed to perform source tests for three boilers by due date		06/28/2024	206
13770	County of Santa Barbara - Tajiguas Anaerobic Digestion	County of Santa Barbara - Public Works	Goleta	Exceeded the ROC emission limits during source testing of the compost piles		06/28/2024	206

Penalty Settlement Payments Received June 2024

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
13092	SBA Towers II, LLC. - Broadcast Peak (CA12653-A)	SBA Towers II, LLC.	Santa Barbara	Failed to submit 2021 Annual Report by due date		07/27/2022	206	06/04/2024	\$500
13282	SBA Towers II, LLC. - Broadcast Peak (CA12653-A)	Santa Barbara Tower, LLC.	Santa Barbara	Failed to keep required records, notify the District when the transfer switch failed, and properly maintain the diesel generator		04/04/2023	206	06/04/2024	\$750
Multiple ¹	Central Coast Agriculture - 1201 W Chestnut Ave.	Central Coast Agriculture, Inc.	Lompoc	Installed and operated cannabis manufacturing facility equipment without a District permit between October 2020 and July 2023		Various	201	06/10/2024	\$1,300,000
13527	Teledyne FLIR Commercial Systems, Inc.	FLIR Systems, Inc.	Goleta	Failed to conduct the annual source test by due date		10/31/2023	206	06/28/2024	\$590
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	06/28/2024	\$590
13765	Teledyne FLIR Commercial Systems, Inc.	FLIR Systems, Inc.	Goleta	Failed to submit the thermal oxidizer source test results by due date		06/26/2024	206	06/28/2024	\$590

\$1,303,020

1. Payment was received for the following eight Notices of Violation: 12587, 12987, 12988, 12989, 12990, 13462, 13463, and 13464. These violations were issued over various time periods between October 2020 and July 2023.

ATTACHMENT B

Notice of Violations
July, 2024

August 15, 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 July 2024

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule
13771	The Pictsweet Company	The Pictsweet Company	Santa Maria	Failed to submit source test plan and conduct source test for Steam Boiler #1 by due dates		07/01/2024	206
13772	The Pictsweet Company	The Pictsweet Company	Santa Maria	Failed to submit source test plan and conduct source test for Steam Boiler #2 by due dates		07/01/2024	206
13773	The Pictsweet Company	The Pictsweet Company	Santa Maria	Failed to submit source test plan and conduct source test for Steam Boiler #3 by due dates		07/01/2024	206
13775	Lash Const. (5 S. Calle Cesar Chavez)	Lash Construction	Santa Barbara	Failed to submit source test plan and conduct source test for the prime diesel engine by due dates		07/01/2024	206
13776	County of Santa Barbara - Tajiguas Landfill	County of Santa Barbara - Public Works	Goleta	Exceeded surface methane emission limits at two locations		07/09/2024	206
13778	County of Santa Barbara - Tajiguas Anaerobic Digestion	County of Santa Barbara - Public Works	Goleta	Released biogas into the atmosphere on 7/10/2024 in violation of their District permit condition	x	07/11/2024	206
13779	Klein Blvd, 3901 (MVFF)	United States Department of Justice	Lompoc	Failed a gas station Vapor Recovery System test		07/11/2024	206, 316
13781	County of Santa Barbara - Tajiguas Landfill	County of Santa Barbara - Public Works	Goleta	Failed to maintain calibration records	x	07/19/2024	206
13777	Imerys Filtration Minerals, Inc.	Imerys Filtration Minerals, Inc.	Lompoc	Installed and operated a diesel engine without a District permit		07/23/2024	201
13782	County of Santa Barbara - Tajiguas Anaerobic Digestion	County of Santa Barbara - Public Works	Goleta	Failed to submit and obtain approval of the CEMS Plan, LF Condensate Disposal Plan, and Rule 333 Inspection and Maintenance Plan		07/23/2024	206
13783	Calle Real, 6465 (MVFF)	California Highway Patrol	Goleta	Failed to conduct a gas station Vapor Recovery System Test		07/23/2024	206
13784	County of Santa Barbara - Tajiguas Anaerobic Digestion	County of Santa Barbara - Public Works	Goleta	Operated Biofilter Scrubber 1 outside of the required operational parameters		07/23/2024	206
13785	County of Santa Barbara - Tajiguas Anaerobic Digestion	County of Santa Barbara - Public Works	Goleta	Released biogas into the atmosphere on 7/11/2024 in violation of their District permit condition	x	07/23/2024	206
13786	County of Santa Barbara - Tajiguas Anaerobic Digestion	County of Santa Barbara - Public Works	Goleta	Released biogas into the atmosphere on 7/22/2024 in violation of their District permit condition	x	07/23/2024	206
13787	La Patera (990 N) ES Engine	Raw Land Development Company, LLC	Goleta	Installed an emergency standby diesel generator without a District permit		07/30/2024	201
13788	Westmont College	Westmont College	Montecito	Failed to submit the 2022 Annual Reports by due date for three permits		07/30/2024	206

Penalty Settlement Payments Received July 2024

Nov #	Facility	Company	Location	Violation Description	Self Reported	Violation Issued	Rule	Date Paid	Total Penalty Received
13754	1911 State Street, Unit C	Wang Family Trust	Santa Barbara	Failed to determine whether asbestos was present prior to commencing renovation/demolition activities		06/07/2024	1001	07/02/2024	\$1,000
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	07/03/2024	\$925
13666	The Home Depot - Lompoc	The Home Depot	Lompoc	Failed to submit 2023 Annual Report by due date		05/20/2024	206	07/09/2024	\$250
13775	Lash Const. (5 S. Calle Cesar Chavez)	Lash Construction	Santa Barbara	Failed to submit source test plan and conduct source test for the prime diesel engine by due dates		07/01/2024	206	07/16/2024	\$3,380
13053	Exquisite Auto Body and Painting	Exquisite Auto Body and Painting	Santa Barbara	Failed to submit 2021 Annual Report by due date		7/27/2022	206	07/17/2024	\$250
13362	Exquisite Auto Body and Painting	Exquisite Auto Body and Painting	Santa Barbara	Failed to submit 2022 Annual Report by due date		05/26/2023	206	07/17/2024	\$250
13571	176 Toro Canyon Rd, Carpinteria	Terra Firma Drilling, Inc.	Carpinteria	Operated a portable diesel engine that does not comply with the Portable ATCM emission standards		01/24/2024	ATCM	07/25/2024	\$5,990
13199	Guadalupe St, 751 (MVFF)	Fastrip Oil Company, L.P.	Guadalupe	Installed and operated gasoline dispensing equipment without a District permit		09/26/2022	201	07/30/2024	\$500
13200	Guadalupe St, 751 (MVFF)	Fastrip Oil Company, L.P.	Guadalupe	Failed to conduct and pass Vapor Recovery System tests by due date		09/26/2022	206	07/30/2024	\$500
13298	Guadalupe St, 751 (MVFF)	Fastrip Oil Company, L.P.	Guadalupe	Failed an initial Vapor Recovery System test		04/20/2023	206	07/30/2024	\$1,000
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	07/30/2024	\$770
13763	MNUS	MANN+HUMMEL Water & Fluid Solutions, Inc.	Goleta	Failed to maintain records of the wet scrubber #1 water recirculation rate and rate of fresh water added from May 22, 2024 to June 17, 2024		06/26/2024	206	07/30/2024	\$625

\$15,440

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 6 installments, with the last due in December 2024. This is Payment 1 of 6.
2. The total civil penalty of \$1,540 for NOV 13533 is being paid in 2 installments, with the last due in September 2024. This is Payment 1 of 2.