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8 Attorneys for Respondents
BAKER COMMODITIES INC.

9
10 **BEFORE THE HEARING BOARD OF THE**
11 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**
12

13 **In The Matter Of**

14 SOUTH COAST AIR QUALITY
MANAGEMENT DISTRICT,

15 Petitioner,

16 v.

17 BAKER COMMODITIES INC.,

18 [Facility ID No. 800016]

19 Respondent.
20

Case No. 6223-1

**[PROPOSED] ORDER GRANTING
REQUEST TO MODIFY THE ORDER
FOR ABATEMENT**

Date: December 13, 2022

Time: 9:00 a.m.

Place: Hearing Board
South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

21 Baker Commodities Inc.'s Request to Modify the Order for Abatement was heard on
22 December 13, 2022, pursuant to notice in accordance with the Provision of California Health and
23 Safety Code section 40823 and 42451(a).

24 Having considered Baker Commodities Inc.'s requests, its supporting papers, the entire
25 record, public comment, and argument of counsel, the Hearing Board finds and orders as follows:
26
27
28

FINDINGS OF FACT

1
2 1. Baker Commodities Inc. ("Baker") has complied with all conditions of the Order
3 for Abatement dated September 30, 2022.

4 2. In compliance with the Order for Abatement dated September 30, 2022, Baker has
5 shut down its rendering operation at its Vernon facility, and pursuant to the Order of
6 Abatement, cannot restart its rendering operation without the Hearing Board's approval.

7 3. Rule 415, subdivision (l)(9) specifically exempts used cooking oil operations from
8 Rule 415.

9 4. Rule 415, subdivision (l) (1) (C) specifically exempts facilities that process trap
10 grease but do not conduct inedible animal rendering operations from Rule 415.

11 5. As a result of Conditions 1, 2 and 7 of the Order for Abatement, Baker has also
12 had to shut down its wastewater processing operations associated with trap grease and used
13 cooking oil at its Vernon facility.

14 6. Conditions 2 and 5 of the Order for Abatement interfere with Baker's ability to
15 comply with its Permit for Industrial Wastewater Discharge from the Los Angeles County
16 Sanitation District, including treatment and disposal of rainwater.

17 7. As a result of Baker shutting down its rendering operation, there is currently no
18 animal matter on rendering equipment at the Baker Vernon facility, and no means for raw
19 rendering materials to accumulate on rendering equipment at the Baker Vernon facility.

ORDER

20
21 THEREFORE, pursuant to Health and Safety Code section 40808, the Hearing Board
22 orders that Attachment A to the Order for Abatement, dated September 30, 2022, be modified to
23 read as indicated on Attachment A herein.

24 IT ITS SO ORDERED.

25 Board Member:

Dated:

26
27 _____
Cynthia Verdugo-Peralta, Chair

- 1 -

1 **Attachment A**

2 **Conditions for Baker Commodities**

- 3 1. Respondent shall stop receiving raw rendering materials, excluding trap grease, by 5 p.m.,
4 seven (7) days after the order is entered.
- 5 2. Respondent shall cease all rendering operations by 5 p.m., seven (7) days after the order is
6 entered.
- 7 3. Respondent shall remove or render all raw rendering materials by 5 p.m., seven (7) days
8 after the order is entered.
- 9 4. Respondent shall remove all wastewater materials from the Open-Air Pit and place it into
10 a container or containers by 5 p.m., seven (7) days after the order is entered.
- 11 5. Respondent shall provide a written timeline within seven (7) days after the order is
12 entered to the Clerk of the Board (ClerkofBoard@aqmd.gov) and to South Coast AQMD
13 (dharris@aqmd.gov) as to how it would abate the following violations:
- 14 a. Wastewater equipment or operations that are not within a permanent total
15 enclosure or within a closed system:
 - 16 i. Open-Air pit
 - 17 ii. Wastewater operations that are associated with grease processing
18 beginning with the screw conveyor and ending with the Open-Air Pit.
 - 19 iii. Sludge handling
 - 20 iv. Process from centrifuge to Open-Air Pit
 - 21 b. Rendering equipment or operations that are not within a permanent total enclosure
22 or within a closed system:
 - 23 i. Receipt of butcher trimmings
 - 24 ii. Conveyors
 - 25 iii. Grinders
 - 26 iv. Access door to magnet
 - 27 v. Presses
 - 28 vi. Clay press
 - vii. Trough outside of Plant 1
 - viii. Trough leading from Open-Air Pit to a sump
6. Before Respondent can restart rendering operations at Plant 1, operations or equipment
listed in condition 5 must be within a permanent total enclosure or within a closed system.
7. Respondent shall notify the Clerk of the Hearing Board (ClerkofBoard@aqmd.gov) and
South Coast AQMD (dharris@aqmd.gov) of final compliance within three (3) calendar
days of achieving final compliance.