BOARD MEETING DATE: December 5, 2025 AGENDA NO. 14

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of October 1 through October 31, 2025.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file.

Micah Ali
Hearing Board Chair

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Attached are the following summaries: **October 2025 Hearing Board Cases,** and **Rules From Which Variances and Orders for Abatement Were Requested from October 1, 2025 through October 31, 2025**. The applicable South Coast AQMD Rules through **September** are also attached.

There were no appeals filed during the period of October 1, 2025 to October 31, 2025.

Report of October 2025 Hearing Board Cases

Case Name and Case No. (South Coast AQMD Attorney)	Rules	Reason for Petition/Hearing	South Coast AQMD Position/Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
1. Air Products and Chemicals, Inc. Case No. 4276-17 (N. Dwyer)	203(b) 1118(J)(10)(A) 2004(f)(1) 3002(c)(1)	Petitioner needs time to receive and install new transducers for recently installed Hydrogen Clean Service flares after manufacturing error was discovered that rendered the device irreparably nonfunctional.	Not Opposed/Granted	Ex Parte granted commencing 10/7/25 and continuing for 30 days or until the SV hearing scheduled for 10/28/2025	None
2. Air Products and Chemicals, Inc. Case No. 4276-17 (K. Manwaring)	203(b) 1118(j)(10(A) 2004(f)(1) 3002(c)(1)	Petitioner needs time to receive and install new transducers for recently installed Hydrogen Clean Service flares after manufacturing error was discovered that rendered the device irreparably nonfunctional.	Not Opposed/Granted	SV granted commencing 10/28/2025 and continuing through 01/04/2026	None
3. Bon Appetit Bakery Case No. 6280-1 (M. Reichert)	203(b) 1153.1	Petitioner encountered unexpected problems with burners in two new commercial ovens and needs time to troubleshoot, repair, and complete an initial source test.	Not Opposed/Granted	Ex Parte granted commencing 10/24/25 and continuing for 30 days or until the IV hearing scheduled for 11/18/2025	TBD by 11/18/25
4. South Coast AQMD vs. 6753 Hollywood Associates, LLC and Asset Management Case No. 6278-1 (Consent Calendar)	203(a)	Diesel-fueled engine driving an emergency fire pump cannot be permitted because it does not meet the applicable BACT requirements.	Stipulated/Issued	Stipulated O/A issued on 10/28/2025. Final compliance shall be achieved when a rule-compliant engine driving a fire pump is permitted.	N/A

5. South Coast AQMD vs. County of San Bernardino Case No. 6174-1 (Consent Calendar)	1196(d)(1) 1196(f)(8)(A) 1196(f)(10)	Extension requested, as well as to accommodate additional time needed to carry out pilot study in Condition 1 of the Order, and correction to non-substantive typographical errors.	Stipulated/Modified	Status report given. Mod. O/A issued commencing on 10/08/2025. The Hearing Board shall retain jurisdiction over this matter until 1/31/2028.	N/A
6. South Coast AQMD vs. Los Angeles City Sanitation Bureau, Hyperion Water Reclamation Plant Case No. 1212-39 (Consent Calendar)	3002(c)(1)	Submitted status update by way of declaration and other record materials.	No Action	The Stipulated Mod. O/A issued by the Board on 6/01/2023 shall remain in effect, and the Respondent shall appear at a status/modification hearing on October 8, 2026. The Hearing Board shall retain jurisdiction over this matter until and including 30 days after Respondent has achieved final compliance.	N/A

Acronyms
BACT: Best Available Control Technology
N/A: Not Applicable
Mod. O/A: Modification of Order for Abatement
O/A: Order for Abatement
SV: Short Variance
TBD: To Be Determined

Rules from which Variances and Orders for Abatement were Requested in 2025

Rules	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Actions
201		1											1
202						1							1
202(b)							1						1
203				1		1							2
203(a)		1								1			2
203(b)	4	5	5	6	5	1	5	3	4	3			41
218(b)(2)							1		1				2
218(b)(4)(C)									1				1
218.1									1				1
402			2	1		1			1				5
403(d)(1)(A)							1						1
403(d)(2)							1						1
403(d)(4)							1						1
415		1											1
415(f)						1							1
415(g)						1							1
431.1				1		1							2
461(c)(2)(B)			1										1
461(e)(5)								1	1				2
463(d)(3)				1									1
1100(d)(3)					1								1
1110.2(e)(10)					1								1
1118(j)(10)(A)										2			2
1128			1										1
1134	1												1
1134(d)(3)	1												1
1147			1										1
1148.1(d)(8)				2									2
1150				1		1							2
1153.1										1			1
1173(m)(1)				2									2
1196(d)(1)								1		1			2
1196(f)(8)(A)										1			1
1196(f)(10)										1			1
1426		1											1
1469		1											1
1469(h)(3)					1								1
1469(h)(4)(A)(iv)					1								1
1469(k)(6)					1								1
1470(c)(4)(A)					1								1
2004(f)	1												1
2004(f)(1)			1	2	1	1	3	2	3	2			15
2005							1						1
2011(c)(2)(A)							1						1
2012(c)(2)(A)							1						1

Rules from which Variances and Orders for Abatement were Requested in 2025													
Rules	**Jan**	**Feb**	**Mar**	**April**	**May**	**June**	**July**	**Aug**	**Sept**	**Oct**	**Nov**	**Dec**	**Total Actions**
2012(c)(3)(A)							2						2
3002				1		1							2
3002(c)(1)	3		2	2	1	1	4	2	2	3			20
CA H&S §41700			2	1		1			1				5

SOUTH COAST AQMD RULES AND REGULATIONS INDEX
FOR 2025 HEARING BOARD CASES AS OF OCTOBER 31, 2025

REGULATION II – PERMITS

Rule 201	Permit to Construct
Rule 202	Temporary Permit to Operate
Rule 203	Permit to Operate
Rule 218	Continuous Emission Monitoring
Rule 218.1	Continuous Emission Monitoring Performance Specifications

REGULATION IV - PROHIBITIONS

Rule 402	Nuisance
Rule 403	Fugitive Dust
Rule 415	Odors from Rendering Facilities
Rule 431.1	Sulfur Content of Gaseous Fuels
Rule 461	Gasoline Transfer and Dispensing
Rule 463	Organic Liquid Storage

REGULATION XI – SOURCE SPECIFIC STANDARDS

Rule 1100	Implementation Schedule for NOx Facilities
Rule 1110.2	Emissions for Gaseous – and Liquid-Fueled Engines
Rule 1118	Control of Emissions from Refinery Flares
Rule 1128	Paper, Fabric, and Film Coating Operations
Rule 1134	Emissions of Oxides of Nitrogen from Stationary Gas Turbines
Rule 1147	NOx Reductions from Miscellaneous Sources
Rule 1148.1	Oil and Gas Production Wells

Rule 1150 Excavation of Landfill Sites

Rule 1153.1 Emissions of Oxides of Nitrogen from Commercial Food Ovens

Rule 1173 Control of Volatile Organic Compound Leaks and Releases from Components at Petroleum Facilities and Chemical Plants

Rule 1196 Clean On-Road Heavy-Duty Public Fleet Vehicles

REGULATION XIV - TOXICS AND OTHER NON-CRITERIA POLLUTANTS

Rule 1426 Emissions from Metal Finishing Operations

Rule 1469 Hexavalent Chromium Emissions from Chromium Electroplating and Chromic Acid Anodizing Operations

Rule 1470 Requirements for Stationary Diesel-Fueled Internal Combustion and Other Compression Ignition Engines

REGULATION XX – REGIONAL CLEAN AIR INCENTIVES MARKET (RECLAIM)

Rule 2004 Requirements

Rule 2005 New Source Review for RECLAIM

Rule 2011 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Sulfur (SOx) Emissions

Rule 2012 Requirements for Monitoring, Reporting, and Recordkeeping for Oxides of Nitrogen (NOx) Emissions

REGULATION XXX – TITLE V PERMITS

Rule 3002 Requirements

CALIFORNIA HEALTH & SAFETY CODE

§41700 Prohibited Discharges