



MONTEREY BAY AIR RESOURCES DISTRICT

24580 Silver Cloud Court, Monterey, CA 93940

MEETING DATE:	October 20, 2021	CONSENT AGENDA
TO:	Board of Directors	
FROM:	Amy Clymo, Engineering and Compliance Manager	
SUBJECT:	Accept and File Report of Summary of Mutual Settlement Program Actions for September 2021	

RECOMMENDATION

Accept and File Report of Summary of Mutual Settlement Program Actions for the Month of September 2021.

DISCUSSION

The Mutual Settlement Program resolves significant violations of air quality regulations without formal legal proceedings. Notices of Violation are usually settled by mutual agreement between the District and the respondent. When a mutual settlement has been reached, and its obligations fulfilled, the respondent is then released from liability for that incident. Settlements include civil penalties, emission reductions, and Supplemental Environmental Projects (SEP). The Mutual Settlement Program is operated from within the Compliance Division by District staff.

During the month of September 2021 three (3) cases were settled through MBARD's Mutual Settlement Program. The case involved violation of MBARD's Permit Regulations. MBARD issued five (5) Notice of Violations during the month of September 2021.

As of September 30, 2021, there were six (6) cases in process or pending settlement.

ATTACHMENTS

Table of Dispositions of Mutual Settlement Actions.

DISPOSITIONS OF MUTUAL SETTLEMENT ACTIONS
For the Month of September 2021

SOURCE (City)	NOV #	VIOLATION	SETTLEMENT
DELAVEAGA COLLISION (SANTA CRUZ)	PTO20-058	Violation of Rule 200.3.7 by the application of spray coatings outside of a sealed automotive paint spray booth; to wit, video evidence submitted in a compliant submitted to the district clearly showed spray coatings being applied in the yard of the facility.	\$408.00
CITY OF SCOTTS VALLEY (SCOTTS VALLEY)	PTO21-016	Violation of Rule 200.3.7 by failing to comply with Permit condition 4 on permits to operate 13336 and 8502B requiring logs of operating hours for emergency engine generators, to wit; the source failed to keep any operational records, but information from previous inspections verified that testing and exercise limits had not been exceeded. Violation of Rule 200.3.7 by failing to comply with Permit condition 4 on permits to operate 10706B, 13397A, 15444, 7949B, and GNR 0017917 requiring logs of operating hours for emergency engine generators, to wit; the source failed to keep any operational records, and information from previous inspections showed that that testing, and exercise limits may have been exceeded.	\$749.00
MONTEREY REGIONAL WASTE MGMT DISTRICT (MONTEREY COUNTY)	PTO21-027	Violation of District Rule 200.3.1 by the installation, alteration, or replacement of equipment without first obtaining a written Authority to Construct.	\$3,328.00