



**MONTEREY BAY AIR RESOURCES DISTRICT**

24580 Silver Cloud Court, Monterey, CA 93940

<b>MEETING DATE:</b>	June 16, 2021	<b>CONSENT AGENDA</b>
<b>TO:</b>	Board of Directors	
<b>FROM:</b>	Amy Clymo, Engineering and Compliance Manager	
<b>SUBJECT:</b>	Accept and File Report of Summary of Mutual Settlement Program Actions for May 2021	

RECOMMENDATION

Accept and File Report of Summary of Mutual Settlement Program Actions for the Month of May 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 May 2021 three (3) cases were settled through MBARD’s Mutual Settlement Program. The cases involved violation of MBARD’s Permit to Operate conditions and Nuisance Regulations.

MBARD issued two (2) Notice of Violations during the month of May 2021. As of May 31, 2021, there were five (5) cases in process or pending settlement.

ATTACHMENTS

Table of Dispositions of Mutual Settlement Actions.

**DISPOSITIONS OF MUTUAL SETTLEMENT ACTIONS  
For the Month of May 2021**

SOURCE (City)	NOV #	VIOLATION	SETTLEMENT
CALIFORNIA HIGHWAY PATROL (APTOS)	GDF21-001	Violation of District Rule 200.3.7 for failing to comply with Permit to Operate conditions, to wit; not conducting annual performance testing of aboveground gasoline tank by December 31, 2020.	\$816.00
GC FARMS, INC. (HOLLISTER)	NUIS20-002	Violation of District Rule 200.3.7 for failing to comply with condition 3 in Permit to Operate GNR-0017482; to wit, objectionable odors were discharged from the plant which caused a public nuisance on November 4 and 5, 2020.	\$2611.00
MARINA GAS, INC. (MARINA)	PTO20-090	Violation of District Rule 200.3.2 and 300.5.1.6 by the operation of the gasoline dispensing facility without a valid Permit to Operate, to wit Permit to Operate GNR-0017743 expired on December 11, 2020 due to non-payment of permit annual renewal fees.	\$3160.00