



MONTEREY BAY AIR RESOURCES DISTRICT

24580 Silver Cloud Court, Monterey, CA 93940

MEETING DATE:	April 21, 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 March 2021	

RECOMMENDATION

Accept and File Report of Summary of Mutual Settlement Program Actions for the Month of March 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 March 2021 four (4) cases were settled through MBARD’s Mutual Settlement Program. The cases involved violation of MBARD’s Permit to Operate conditions.

MBARD issued six (6) Notice of Violations during the month of March 2021. As of March 30, 2021, there were twelve (12) cases in process or pending settlement.

ATTACHMENTS

Table of Dispositions of Mutual Settlement Actions.

DISPOSITIONS OF MUTUAL SETTLEMENT ACTIONS
For the Month of March 2021

SOURCE (City)	NOV #	VIOLATION	SETTLEMENT
COUNTY OF MONTEREY PARKS DEPT (BRADLEY)	GDF20-029	Violation of District Rule 200.3.7 for failing to comply with Permit to Operate #15110, conditions 15 & 16, to wit; 1) failure to submit passing 2019 static pressure performance test results, TP206.3, and 2) failure to submit a 24hr test failure notification to the District following the cessation of the TP206.3 test failure.	\$408.00
KEITH DAY COMPANY, INC. (San Lucas)	PTO21-001	Violation of District Rule 200.3.7 condition 3b stated that Start and finish engine hour meter readings be recorded in a log maintained in a readily accessible location; to wit reviewed operating records for permit GNR-0018036 had the start and finish hour meter reading missing.	\$816.00
ALLIANCE ENVIRONMENTAL GROUP, LLC (MONTEREY)	PTO21-006	Violation of District Rule 200.3.1 by the installation, alteration, or replacement of equipment without first obtaining a written Authority to Construct. Violation of District Rule 200 for operation of an emission source without a permit; to wit a portable power washer with a diesel engine over 50 horsepower was observed operating at an asbestos abatement project with an expired PERP registration number 175135.	\$816.00
CHEVRON U.S.A. INC (SAN ARDO)	PTO21-007	Violation of District Rule 200.3.7 for failing to comply with Permit to Operate 15701 condition 1, to wit: the source test report received indicated the North 50 steam generator 5201 NOx concentration to be 14.56ppm @ 3%O2, in exceedance of the permitted limit of 13.5ppm NOx @ 3% O2.	\$6,528.00