

Timothy Stapleton

From: Edwin Pupka [EPupka@aqmd.gov]
Sent: Wednesday, February 04, 2015 10:28 AM
To: Timothy Stapleton
Cc: Bayron Gilchrist
Subject: Baldwin Hills CAP / December 11, 2014

Good morning Tim,

In follow up to my December 5th email to you, here is information about the Notice of Violation issued to Plains Exploration and Production (PXP) on October 19, 2012.

Notice of Violation (P56565) was issued to PXP for violation of various requirements of South Coast Air Quality Management District's (SCAQMD) Rule 1166 - Volatile Organic Compound (VOC) Emissions from Decontamination of Soil. Specifically:

1. Rule 1166 (c)(1)(A): Failure to apply for, obtain and operate pursuant to an SCAQMD Rule 1166 Mitigation Plan approved by the SCAQMD's Executive Officer prior to the commencement of excavation or handling of soil containing VOC materials;
2. Rule 1166 (c)(2): Not properly segregating VOC-contaminated soil from non-VOC contaminated soil, failure to maintain records identifying the source of the VOC contaminated soil, and continuously storing VOC contaminated soil on-site for more than thirty (30) days;
3. Rule 1166 (c)(4): Treating VOC-contaminated soil without first obtaining an SCAQMD Permit to Construct / Operate the treatment equipment and operating the treatment site in a manner not approved by the SCAQMD; and,
4. Rule 1166 (c)(5): Engaging in the on-site spreading and grading of VOC-contaminated soil resulting in uncontrolled evaporation of VOC to the atmosphere.

The violation, which occurred on October 16, 2012, was based on direct field observations, monitoring of the VOC contaminated soils, and review of available associated records by SCAQMD inspectors. PXP timely complied with the Notice of Violation by submitting for AQMD review and approval, a site specific Rule 1166 Mitigation Plan which included sampling and characterization of the VOC contaminated soils, treatment and mitigation measures, and handling and disposal procedures.

On January 30, 2014, the Notice of Violation was settled for \$3,000.00 (along with another unrelated Notice of Violation), and the cases were closed.

Pursuant to the Public Records Request Act, the SCAQMD has received and responded to request(s) for information related to our investigation into the incident to which we have fully complied.

SCAQMD will continue to respond to any air quality related complaints in the area of the Freeport-McMoran Oil and Gas (formerly PXP) site and conduct regular unannounced inspections of the operations and activities at the facility.

Questions regarding the settlement of this violation can be directed to Bayron Gilchrist, Assistant Chief Deputy Counsel, at 909.396.3459. For all other related questions, please contact me at 909.396.3332. Best. Ed.

*Edwin L. Pupka | Senior Enforcement Manager | Engineering & Compliance
Toxics | Waste Management, Refinery | Energy, South Bay Industrial Team*

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