



Clark County Air Pollution Control Hearing Board
Clark County Building Department
Presentation Room
4701 West Russell Road
Las Vegas, NV 89118

April 6, 2022 – 1:30 P.M.

Agenda

Note:

- Items on the agenda may be taken out of order.
- The Air Pollution Control Hearing Board may combine two (2) or more agenda items for consideration.
- The Air Pollution Control Hearing Board may remove an item from the agenda or delay discussion relating to an item at any time.
- No action may be taken on any matter not listed on the posted agenda.
- Please turn off or mute all cell phones and other electronic devices.
- Please take all private conversations outside the room.
- With a forty-eight (48) hour advance request, a sign language interpreter or other reasonable efforts to assist and accommodate persons with physical disabilities, may be made available by calling (702) 455-0354, TDD at (702) 385-7486, or Relay Nevada toll-free at (800) 326-6868, TD/TDD
- Supporting material provided to the Board members for this meeting may be requested from Sherrie Rogge, Administrative Secretary, at sherrie.rogge@clarkcountynv.gov or (702) 455-0354.
 - Supporting material is also available at the Clark County Department of Environment & Sustainability, 4701 West Russell Road, 2nd Floor, Las Vegas NV 89118.
 - Supporting material is/will be available on the Department's website at: https://www.clarkcountynv.gov/government/departments/environment_and_sustainability/compliance/enforcement_notices.php

Hearing Board Members Daniel Sanders, Chair
 Ryan L. Dennett, Esq., Vice-Chair
 Elspeth Cordua
 Troy Hildreth
 William Kremer
 Lauren Rosenblatt

Deputy District Attorney Catherine Jorgenson

Air Quality Staff Marci Henson, Director
 Shibi Paul, Compliance & Enforcement Manager
 Anna Sutowska, Air Quality Supervisor

Administrative Secretary Sherrie Rogge, Phone: 702-455-0354; Email sherrie.rogge@clarkcountynv.gov
Business Address: Clark County Department of Environment & Sustainability,
4701 W. Russell Road, 2nd Floor, Las Vegas NV 89118

1. **CALL TO ORDER**

2. **PUBLIC COMMENT**

This is a period devoted to comments by the general public about items on this agenda. No discussion, action, or vote may be taken on this agenda item. You will be afforded the opportunity to speak on individual Public Hearing Items at the time they are presented. If you wish to speak to the Board about items within its jurisdiction but not appearing on this agenda, you must wait until the "Comments by the General Public" period listed at the end of this agenda. Comments will be limited to three (3) minutes. Please step up to the speaker's podium, if applicable, clearly state your name and address and please **spell** your last name for the record. If any member of the Board wishes to extend the length of a presentation, this will be done by the Chairperson or the Board by majority vote.

3. **OATHS OF OFFICE**

A. Elspeth Cordua (Lay Member)

Term of Office: 9/21/2021 through 9/20/2024

B. Daniel Sanders (Contractor Member)

Term of Office: 9/21/2021 through 9/20/2024

4. **ELECTION OF CHAIR**

New term – 4/6/2022 through end of term

(For possible action)

Clark County Air Quality Regulations (AQRs) Subsection 7.1(b)(1)(H) states, “The Hearing Board shall select a Chair, Vice-Chair, and such other officers it deems necessary.”

5. **APPROVAL OF MINUTES**

Approval of August 4, 2021 meeting minutes.

(For possible action)

6. **APPEAL OF HEARING OFFICER DECISION**

TAND INC (DCOP #52878) – NOV #9630 – On January 20, 2022, the Hearing Officer found Tand, Inc. in violation of Section 94.14(g) of the AQRs for constructing soil stockpiles greater than 8 feet in height within 100 yards of occupied buildings as identified by Air Quality Specialist Carlton Monroe while performing routine and follow up inspections on October 7, 13, 14 and 15, 2021 at the Ann Road Improvements CC-215 to Durango Drive construction project located on Ann Road between CC-215 and Durango Drive, in Clark County, Nevada. The Hearing Officer assessed a penalty amount of \$5,500. Tand, Inc., appealed the Air Pollution Control Hearing Officer’s Order.

(For possible action.)

7. **APPEAL OF CONTROL OFFICER’S PERMIT DETERMINATION**

LHOIST NORTH AMERICA OF ARIZONA, APEX PLANT – PART 70 OPERATING PERMIT, SOURCE ID: 00003 – On February 14, 2022, the Clark County Department of Environment and Sustainability, Division of Air Quality issued revised Part 70 Operating Permit (Permit), Source ID: 00003, for the Lhoist North America of Arizona Apex Plant (Lhoist). Lhoist

appealed the Control Officer's decision to include Permit conditions associated with the applicable requirements in Section 94 of the AQRs. The applicable Permit conditions subject to this appeal are III.C.1.m and III.C.3.h through m, and III.C.3.gg.
(For possible action.)

8. **IDENTIFY EMERGING ISSUES TO BE DISCUSSED BY THE BOARD AT FUTURE MEETING**

9. **PUBLIC COMMENT**

A period devoted to comments by the general public about matters relevant to the Board's jurisdiction will be held. No vote may be taken on a matter not listed on the posted agenda. Comments will be limited to three (3) minutes. Please step up to the speaker's podium, if applicable, clearly state your name and address and please **spell** your last name for the record. If any member of the Board wishes to extend the length of a presentation, this will be done by the Chairperson or the Board by majority vote.

10. **ADJOURNMENT**

The Presentation Room is accessible to individuals with disabilities. Within forty-eight (48) hour advanced request, a sign language interpreter may be made available by contacting (702) 455-0354 or TDD (702) 385-7486 or Nevada Relay toll-free (800) 326-6868, TT/TDD. Assistive listening devices are available upon request.

This meeting has been properly noticed and posted online at: https://clarkcountynv.gov/government/departments/environment_and_sustainability/compliance/enforcement/notices.php and Nevada Public Notice at <https://notice.nv.gov/> and in the following location:

Clark County Operations Center, West, 4701 W. Russell Road, Las Vegas, Nevada (Principal Office)