



Air Pollution Control Hearing Officer Annotated Docket

Clark County Building Department – Presentation Room
4701 West Russell Road, Las Vegas, NV

9:00 a.m. – July 18, 2019

Hearing Officer: Christine T. Smith

Air Quality Staff: Shibi Paul, Compliance and Enforcement Manager
Anna Sutowska, Air Quality Supervisor
Jeffrey Robb, Senior Air Quality Specialist
Pamela Thompson, Senior Secretary

Jodi Scott

The Presentation Room is accessible to individuals with disabilities. With 48-hour advance request, a sign language interpreter or TDD may be made available; phone (702) 455-3126, TDD (702) 385-7486, or TT/TDD: Relay Nevada 711, Toll-Free (800) 326-6868 or (800) 877-1219 (Spanish).

I. CALL TO ORDER 9:00 a.m.

II. NOTICES OF VIOLATION

A. RESCISSION OF REVOCATION

1. LUCKY DRAGON LP (Source ID: 17719)
NOV #9270 issued on 4/11/2019

Outstanding Balance: \$5,137.44

Invoice Number: 035009
Invoice issued: 1/2/2019
Invoice due date: 2/1/2019

Late fee assessed 45 days after invoice issued date

HEARING OFFICER RESCINDED MAY 16, 2019 ORDER, REINSTATED OPERATING PERMIT FOR SOURCE ID: 17719, AND WITHIN 30 DAYS OF THE SIGNED ORDER, 300 WEST SAHARA LLC SHALL PAY THE OUTSTANDING BALANCE OF \$5,137.44, AND SUBMIT AN APPLICATION FOR STATIONARY SOURCE PERMIT TRANSFER/NAME CHANGE TO AIR QUALITY.

B. SETTLED CASES: The Hearing Officer may approve or disapprove the settlement agreements. If a settlement agreement is approved, the Hearing Officer will enter an order requiring compliance with the settlement agreement, including setting a deadline for payment of any penalty. If a settlement agreement is disapproved, the notice of violation will be rescheduled for hearing at a subsequent meeting.

1. **CTC CRUSHING LLC (Source ID: 15773)**

NOV #9235 – For operating a diesel-fired generator with a higher rating than permitted; for exceeding the hours of operation limitation for Emission Unit (EU): B12 during 2017 and 2018; for exceeding the annual material throughput on EUs: B01 through B06 during 2017 and 2018; for operating a diesel-fired generator at one location for longer than 12 months; for failing to conduct 40 CFR 63, Subpart ZZZZ performance tests on the diesel-fired generator; and for failing to submit and accurate annual emissions inventory report for calendar years 2016 and 2017, as identified by Air Quality Specialist Syed Hyder during a full compliance evaluation conducted on December 19, 2018 of the sand and gravel mining operation located south of Bicentennial Parkway and Via Inspirada, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$12,000.00

Violation #1 – Permit condition II.A.9

Violation #2 – Permit condition IV.A.3.e

Violation #3 – Permit condition IV.A.3.a

Violation #4 – Permit condition IV.A.3.e

Violation #5 – Section 13.2, 40 CFR Part 63, Subpart ZZZZ, §63.6612(a)

Violation #6 – Permit condition II.C.5.b.iii

**Continued from 5/16/19*

HEARING OFFICER APPROVED THE PROPOSED SETTLEMENT AGREEMENT FOR NOV #9235, WHICH INCLUDES A \$5,000.00 PENALTY TO BE PAID IN FULL WITHIN 30 DAYS OF THE SIGNED ORDER.

C. NON-CONTESTED CASES: The Hearing Officer may approve or disapprove Air Quality staff's proposed order levying the recommended penalty. If the proposed order is disapproved, the notice of violation will be rescheduled for hearing at a subsequent meeting.

1. **AGGREGATE INDUSTRIES-SWR, INC. (Part 70 Source ID: 372)**

NOV #9282 – For allowing controllable fugitive dust plumes extending more than 200 yards without taking reasonable precautions to prevent the emissions, as identified by Senior Air Quality Specialist Camon Liddell during a partial compliance evaluation conducted on April 9, 2019 of the construction sand and gravel, hot mix asphalt, and ready mix concrete operation identified as Aggregate Industries Sloan Quarry located at 5300 Sloan Road, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$5,000.00

Violation #1 – Permit condition III.C.10
Section 41.1.2

FOUND IN VIOLATION.

PENALTY ASSESSED: \$5,000.00

2. **CEMEX CONSTRUCTION MATERIALS SOUTH, LLC (Source ID: 15659)**

NOV #9296 – For failing to install a magnehelic gauge on the baghouse for EU: A08; and failing to accurately monitor and record readings of the differential pressure of the baghouse on EU: A08, as identified by Senior Air Quality Specialist Camon Liddell during a full compliance evaluation conducted on May 20, 2019 of the ready-mix concrete manufacturing operation identified as CEMEX Construction Materials South, LLC located at 10025 Moccasin Road, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$5,300.00

- Violation #1 – 2014 Permit condition IV.C.8
2016 Permit condition IV.C.8
2019 Permit condition 4.1.7
- Violation #2 – 2016 Permit condition IV.C.8
2016 Permit condition IV.E.1.d
2019 Permit condition 4.1.7
2019 Permit condition 4.3.1.i

FOUND IN VIOLATION.

PENALTY ASSESSED: \$5,300.00

- Violation #1 – 2014 Permit condition IV.C.8 - \$4,000.00**
2016 Permit condition IV.C.8
2019 Permit condition 4.1.7
- Violation #2 – 2016 Permit condition IV.C.8 - \$1,300.00**
2016 Permit condition IV.E.1.d
2019 Permit condition 4.1.7
2019 Permit condition 4.3.1.i

3. **CENTURY COMMUNITIES OF NEVADA, LLC (DCOP #48768)**

NOV #9277 – For failing to apply all control measures necessary to maintain site soils in a stabilized condition 24 hours a day, seven days a week, as identified by Air Quality Specialist Cris Melo while performing a routine inspection during a Dust Advisory period on April 9, 2019 at the Sedona construction site located northwest of 5th Street and Ann Road, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$1,750.00

- Violation #1 – Section 94.9.2

FOUND IN VIOLATION.

PENALTY ASSESSED: \$1,750.00

4. **CIRCLE K STORES INC. (Source ID: 9013)**

NOV #9289 – For failing to conduct and pass Phase I and Phase II subsequent vapor recovery system tests on or before the three year anniversary date of the previous successful tests; and for failing to retest until the Facility successfully passed all aspects of the vapor recovery system tests, as identified by Air Quality Specialist Josh Kelley during a full compliance evaluation conducted on April 23, 2019 at the gasoline dispensing operation known as Circle K Store #5399 located at 2308 South Las Vegas Boulevard, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$5,550.00

Violation #1 – Permit conditions IV.D.4.b and IV.D.7.b
Table IV-D-1

FOUND IN VIOLATION.

PENALTY ASSESSED: \$5,550.00

5. **FISHER SAND & GRAVEL CO. (DCOP #49214)**

NOV #9275 – For failing to apply control measures from the Dust Mitigation Plan (BMP 23) and allowing loaded haul trucks to leave their site with uncovered loads, as identified by Air Quality Supervisor David Dean and Air Quality Specialist Ross Grover during routine inspections on April 5, 2019 at the Pittman North Detention Basin, Phase 3 construction site located at Bermuda Road and Volunteer Boulevard, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$1,250.00

Violation #1 – Section 94.9.2

FOUND IN VIOLATION.

PENALTY ASSESSED: \$1,250.00

6. **GOLDEN AGE GARDENS, LLC (DCOP #49673)**

NOV #9287 – For failing to implement all control measures necessary to maintain soil stability 24 hours a day, seven days a week, as identified by Air Quality Specialists Mike Englehart and Ross Grover during a complaint investigation at the time of a Construction Notice period on March 27, 2019, and follow-up inspection on April 1, 2019 at the Golden Age Gardens construction project located at 160 North Mohican Street, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$2,750.00

Violation #1 – Section 94.9.2

FOUND IN VIOLATION.

PENALTY ASSESSED: \$2,750.00

7. **GYPSUM RESOURCES, LLC (Part 70 Source ID: 17286)**

NOV #9280 – For handling material in the excavation and blasting area in a manner that allowed controllable particulate matter to become airborne; for allowing fugitive dust emissions from the unpaved BLM haul road (Emission Unit: B01); for failing to use water to control dust during drilling operations that resulted in plumes of fugitive dust; for conducting blasting during a Construction Notice period; and for allowing loaded haul trucks, after loading, to leave the site without covering their loads, as identified by Senior Air Quality Specialist Scott Rowsell and Air Quality Specialist I Mike Murphy during a complaint investigation on March 28, 2019 and a follow-up inspection on April 5, 2019 of the gypsum processing operation located at 8360 Nevada Highway 159, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$24,000.00

- Violation #1 – Section 41.1.2
- Violation #2 – Part 70 Permit condition III.B.3.23
- Violation #3 – Part 70 Permit condition III.B.3.31
- Violation #4 – Part 70 Permit condition III.B.3.21
- Violation #5 – Part 70 Permit condition III.B.3.25

FOUND IN VIOLATION.

PENALTY ASSESSED: \$24,000.00

- Violation #1 – Section 41.1.2 - \$10,000.00**
- Violation #2 – Part 70 Permit condition III.B.3.23 - \$5,500.00**
- Violation #3 – Part 70 Permit condition III.B.3.31 - \$2,750.00**
- Violation #4 – Part 70 Permit condition III.B.3.21 - \$3,000.00**
- Violation #5 – Part 70 Permit condition III.B.3.25 - \$2,750.00**

8. **HIGH GRADE GYPSUM LLC (Source ID: 17884)**

NOV #9283 – For constructing unpermitted emission units (EUs) without first obtaining a revised permit authorizing their construction; and for allowing controllable particulate matter from haul truck loading (EUs: A01 and A02), unpaved haul roads (EU: A04), and facility grounds to become airborne, without taking reasonable precautions, as identified by Senior Air Quality Specialist Camon Liddell while on routine patrol during a Dust Advisory period on April 9, 2019 at the non-metallic mineral operations known as High Grade Gypsum located south of Water Well Drill Road and Dixon Street, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$3,500.00

- Violation #1 – 2019 Permit condition 5.1.8
- Violation #2 – 2019 Permit condition 2.2.6

FOUND IN VIOLATION.

PENALTY ASSESSED: \$3,500.00

- Violation #1 – 2019 Permit condition 5.1.8 - \$1,000.00**
- Violation #2 – 2019 Permit condition 2.2.6 - \$2,500.00**

9. **IMPALA, LLC (DCOP #50225)**

NOV #9274 – For failing to fully apply best available control measures resulting in plumes of fugitive dust to extend more than 100 feet in length from the point of origin, as identified on a routine inspection during a Dust Advisory period, by Air Quality Specialist Ross Grover, on April 9, 2019 at the Impala construction site located northwest of Larson Lane and Radcliff Street, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$3,000.00

Violation #1 – Section 94.11.3(b)

FOUND IN VIOLATION.

PENALTY ASSESSED: \$3,000.00

10. **KB HOME LAS VEGAS INC. (DCOP #50074)**

NOV #9278 – For failing to fully apply control measures to maintain soil stability during a Dust Advisory that resulted in plumes of fugitive dust that crossed the property line, as identified on a routine inspection during a Dust Advisory, by Air Quality Specialist Cris Melo, on April 9, 2019 at the Mirage Landings construction site located northeast of North Rancho Drive and Lone Mountain Road, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$4,000.00

Violation #1 – Section 94.11.3(c)

FOUND IN VIOLATION.

PENALTY ASSESSED: \$4,000.00

11. **KB HOME LAS VEGAS INC. (DCOP #49391)**

NOV#9279 – For allowing mud or dirt to be tracked out onto a paved road where the mud or dirt extended 50 feet or more and resulted in fugitive dust, as identified by Air Quality Specialist Cris Melo during a complaint investigation and follow-up inspection on April 15 and 16, 2019 at the Village 4 at Tule Springs construction site located northwest of Deer Springs Way and Lawrence Street, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$6,500.00

Violation #1 – Section 94.11.6

FOUND IN VIOLATION.

PENALTY ASSESSED: \$6,500.00

12. **KB HOME LAS VEGAS INC. (DCOP #50074)**

NOV #9297 – For failing to implement control measures necessary to maintain soil stability 24 hours a day, seven days a week, as identified by Air Quality Specialist Cris Melo during a complaint investigation on May 13, 2019 at the Mirage Landings construction site located at North Rainbow and North Rancho Drive, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$1,750.00

Violation #1 – Section 94.9.2

FOUND IN VIOLATION.

PENALTY ASSESSED: \$1,750.00

13. LEWIS INVESTMENT COMPANY OF NEVADA, LLC (DCOP #49074)

NOV #9286 – For failing to fully apply control measures to maintain soil stability that resulted in plumes of fugitive dust to cross the property line, as identified by Air Quality Specialist Mike Englehart while performing a routine inspection during the Dust Advisory period on April 9, 2019 at the Blue Diamond West Offsites construction project located on East Serene Avenue between Hualapai Way and Park Street, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$3,000.00

Violation #1 – Section 94.11.3(c)

FOUND IN VIOLATION.

PENALTY ASSESSED: \$3,000.00

14. MIDJIT MARKET, INC. (Source ID: 9839)

NOV #9294 – For failing to conduct and pass subsequent Phase I and Phase II vapor recovery system tests on or before the three year anniversary date of the previous tests, as identified by Air Quality Specialist Patricia Ringgenberg during a full compliance evaluation conducted on May 7, 2019 of the gasoline dispensing operation identified as Green Valley Grocery #20 located at 8215 West Flamingo Road, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$2,980.00

Violation #1 – Permit condition IV.D.4.b

Permit Table IV-D-1

FOUND IN VIOLATION.

PENALTY ASSESSED: \$2,980.00

15. RAFAEL CONSTRUCTION, INC. (DCOP #48909)

NOV #9293 – For failing to apply control measures listed in the Dust Mitigation Plan during sawing/cutting construction activities, as identified by Air Quality Supervisor David Dean on April 24, 2019 at the Southern Highlands Storage One construction site located at 3001 Robert Trent Jones Lane, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$1,500.00

Violation #1 – Section 94.9.2

FOUND IN VIOLATION.

PENALTY ASSESSED: \$1,500.00

16. RICHMOND AMERICAN HOMES OF NEVADA, INC. (DCOP #48584)

NOV#9276 – For failing to apply control measures necessary to maintain site soils in a stabilized condition 24 hours a day, seven days a week, as identified by Air Quality Specialist Cris Melo while performing a routine inspection during the Dust Advisory period on April 9, 2019 at the Breccia Bay construction site located at Ann Road and Camino Al Norte, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$2,250.00

Violation #1 – Section 94.9.2

FOUND IN VIOLATION.

PENALTY ASSESSED: \$2,250.00

17. SWITCH, LTD. (Part 70 Source ID: 16304)

NOV #9273 – For failing to submit the 2017 Annual Compliance Certification on or before January 30, 2018; for failing to report two deviations that occurred during the reporting period of the 1st semi-annual report of 2018; and for failing to submit written notification to Air Quality 15 calendar days after commencing operation of EUs: H04, H17 and H18, as identified by Senior Air Quality Specialist Scott Rowsell during a full compliance evaluation conducted on March 1, 2019 of the business services, data processing, hosting, and related services operation located at 7135 South Decatur Boulevard, in Clark County, Nevada.

Violation(s) alleged: Recommended Penalty: \$3,000.00

Violation #1 – November 2017 Permit condition II.D.6
November 2017 Permit condition III.F.4.c

Violation #2 – June 2018 Permit condition II.D.8
June 2018 Permit condition III.F.4.a
June 2018 Permit condition III.F.4.c

Violation #3 – 2015 ATC Permit condition II.C.2

FOUND IN VIOLATION.

PENALTY ASSESSED: \$3,000.00

Violation #1 – November 2017 Permit condition II.D.6 - \$1,000.00
November 2017 Permit condition III.F.4.c

Violation #2 – June 2018 Permit condition II.D.8 - \$1,000.00
June 2018 Permit condition III.F.4.a

June 2018 Permit condition III.F.4.c - \$1,000.00
Violation #3 – 2015 ATC Permit condition II.C.2

18. THE QUIKRETE COMPANIES, LLC (Source ID: 324)

NOV #9290 – For handling material in a manner that allowed controllable particulate matter to become airborne, as identified by Air Quality Specialist Patricia Ringgenberg during a complaint investigation on April 2, 2019 of the concrete products and other miscellaneous nonmetallic mineral product manufacturing operation known as Quikrete Companies located at 112 West Brooks Avenue, in Clark County, Nevada.

Violation(s) alleged: Recommended Penalty: \$2,000.00

Violation #1 – Permit condition 2.2.8

FOUND IN VIOLATION.

PENALTY ASSESSED: \$2,000.00

19. TOLL NORTH LV LLC (DCOP #50149)

NOV #9292 – For allowing mud or dirt extending more than 50 feet in length to be tracked out onto a paved road and result in emissions of fugitive dust, as identified by Air Quality Specialist Cris Melo during a routine inspection on April 22, 2019 at the Jones/Dorrell construction site located at 6250 West Deer Springs Way, in Clark County, Nevada.

Violation(s) alleged: Recommended Penalty: \$2,500.00

Violation #1 – Section 94.11.6

FOUND IN VIOLATION.

PENALTY ASSESSED: \$2,500.00

20. TURANO NEVADA BAKING LLC (Source ID: 17908)

NOV #9281 – For exceeding the emission limitation for emission unit: A01/D01, as identified by Senior Air Quality Specialist Kenneth Weiss during an offsite partial compliance evaluation conducted on April 3, 2019 of the bread and bread products operation identified as Turano Nevada Baking LLC located at 409 East Bruner Avenue, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$1,900.00

Violation #1 – October 2017 Permit condition IV.A.2.b

FOUND IN VIOLATION.

PENALTY ASSESSED: \$1,900.00

D. CONTESTED CASES

Construction and Vacant Land Violations:

1. DOUMANI DEVELOPMENT, LLC (DCOP #50747)

NOV #9302 – For allowing tracked out soil onto a paved roadway in excess of 50 feet in length and 0.25 inches in depth that resulted in plumes of fugitive dust, as identified by Air Quality Specialist Cris Melo during a complaint investigation on June 3, 2019 at the Doumani Entrance and Exit Site construction project located at the southwest corner of Lamb Boulevard and Azure Avenue, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$2,500.00

Violation #1 – Section 94.11.6

DOUMANI DEVELOPMENT, LLC PRESENTED ADDITIONAL DOCUMENTS AS EXHIBITS 1A AND 1B.

FOUND IN VIOLATION.

PENALTY ASSESSED: \$2,000.00

2. LONGVIEW CONSTRUCTION & DEVELOPMENT, INC. (DCOP #50519)

NOV #9301 – For allowing mud or dirt extending more than 50 feet in length to be tracked out onto a paved road; and for allowing mud or dirt extending more than 50 feet in length to be tracked out onto a paved road and result in emissions of fugitive dust, as identified by Air Quality Specialist Carlton Monroe during routine and follow-up inspections on April 18 and 24, 2019 at the Town Wash DB construction site located at 350 Canyon Crest Boulevard, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$3,250.00

Violation #1 – Section 94.11.6

Violation #2 – Section 94.11.6

LONGVIEW CONSTRUCTION & DEVELOPMENT, INC. REQUESTED A CONTINUANCE.

HEARING OFFICER CONTINUED LONGVIEW CONSTRUCTION & DEVELOPMENT, INC.'S CASE TO SEPTEMBER 19, 2019.

3. **MARIO VELEZ (DCOP #48697)**

NOV #9285 – For failing to apply control measures necessary to maintain site soils in a stabilized condition 24 hours a day, seven days a week, as identified by Senior Air Quality Specialist Andrew Kirk while performing a routine inspection during a Dust Advisory period on April 20, 2019 at the Velez Residence construction site located at 3840 West Torino Avenue, in Clark County, Nevada.

Violation(s) alleged:

Violation #1 – Section 94.9.2

Recommended Penalty: \$1,500.00

FOUND IN VIOLATION.

PENALTY ASSESSED: \$1,500.00

Asbestos Violations:

4. **ACT REALTY GROUP LLC, NATALIE ZEEMAN, AND ARTUR TERABELIAN (Project #191034)**

NOV #9299 – For failing to conduct a thorough inspection for the presence of asbestos-containing materials prior to conducting renovation activities, as identified during an inspection by Air Quality Specialist Kevin Adoor on May 7, 2019 at a facility owned and/or operated by ACT Realty Group LLC, Natalie Zeeman, and Artur Terabelian located at 2405 Sunrise Avenue, in Clark County, Nevada.

Violation(s) alleged:

Violation #1 – Section 13.1, 40CFR61 Subpart M, Part 61.145(a)

Recommended Penalty: \$2,000.00

ACT REALTY GROUP LLC, NATALIE ZEEMAN, AND ARTUR TERABELIAN REQUESTED A CONTINUANCE.

HEARING OFFICER CONTINUED ACT REALTY GROUP LLC, NATALIE ZEEMAN, AND ARTUR TERABELIAN'S CASE TO SEPTEMBER 19, 2019.

Stationary Sources Violations:

5. **NEVADA READY MIX CORPORATION (Source ID: 512)**

NOV #9291 – For handling materials in a manner that caused the discharge of fugitive dust in excess of 100 yards from the point of origin, and handling material in a manner that allowed controllable particulate matter to become airborne, as identified by Air Quality Specialist Mike Murphy during a partial compliance evaluation conducted on April 4, 2019 of the concrete manufacturer with sand and gravel, and gasoline dispensing operation known as Nevada Ready Mix located at 10811 West Washburn Avenue, in Clark County, Nevada.

Violation(s) alleged:

Violation #1 – Permit condition 2.2.26
Permit condition 2.2.1

Recommended Penalty: \$2,000.00

NEVADA READY MIX CORPORATION REQUESTED A CONTINUANCE.

HEARING OFFICER CONTINUED NEVADA READY MIX CORPORATION'S CASE TO SEPTEMBER 19, 2019.

6. NEVADA READY MIX CORPORATION (Source ID: 512)

NOV #9298 – For operating emission units without first obtaining a revised permit authorizing their operation; for operating EU: A026 in a manner which created fugitive dust that traveled in excess of 100 yards from the point of origin; for operating five baghouses outside of the permitted differential pressure drop operating range of 1.0 to 6.0 inches of water column; for failing to conduct and maintain records of quarterly EPA Method 22 evaluations for 16 baghouses; for failing to conduct and maintain records of monthly interior inspections of 15 baghouses; for failing to conduct and maintain a record of the 2017 burner efficiency testing on EU: P01; and for failing to conduct flow rate tests on the 500 gallon and 1,000 gallon above ground gasoline storage tanks (EUs: Q01 and Q02), as identified by Senior Air Quality Specialist Camon Liddell during a full compliance evaluation conducted on May 8, 2019 of the concrete manufacturing with sand and gravel, and gasoline dispensing operation known as Nevada Ready Mix located at 10811 West Washburn Avenue, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$21,050.00

- Violation #1 – November 2018 Permit condition 5.1.8
- Violation #2 – November 2018 Permit condition 2.2.26
- Violation #3 – November 2018 Permit condition 2.2.6
- Violation #4 – June 2018 Permit condition IV.C.12
 - June 2018 Permit condition IV.E.1.a
 - November 2018 Permit condition 4.1.17
 - November 2018 Permit condition 4.3.1.a
- Violation #5 – 2016 Permit condition IV.C.12
 - 2016 Permit condition IV.E.4.b
 - January 2018 Permit condition IV.C.13
 - January 2018 Permit condition IV.E.1.b
 - June 2018 Permit condition IV.C.14
 - June 2018 Permit condition IV.E.1.b
 - November 2018 Permit condition 4.1.19
 - November 2018 Permit condition 4.3.1.b
- Violation #6 – 2016 Permit condition IV.C.20
 - 2016 Permit condition IV.E.4.b
- Violation #7 – November 2018 Permit condition 4.2.5
 - November 2018 Permit condition 4.2.8.b
 - November 2018 Permit Table 4-4

NEVADA READY MIX CORPORATION REQUESTED A CONTINUANCE.

HEARING OFFICER CONTINUED NEVADA READY MIX CORPORATION'S CASE TO SEPTEMBER 19, 2019.

7. QUARRY 187, LLC (Source ID: 83)

NOV #9284 – For failing to effectively cover all loaded trucks leaving the Facility; and for failing to take measures to prevent particulate matter from becoming airborne, as identified by Air Quality Specialist Josh Kelley while performing a partial compliance evaluation during a Dust Advisory period conducted on April 9, 2019 of the nonmetallic mineral processing operations identified as Quarry 187 located two miles south of US93 and US95 intersection of Impact Street, in Clark County, Nevada.

**Continued on the next page.*

QUARRY 187, LLC continued

Violation(s) alleged:

Recommended Penalty: \$4,688.00

Violation #1 – 2018 Permit condition 2.2.9

Violation #2 – 2018 Permit condition 2.2.1

QUARRY 187, LLC REQUESTED A CONTINUANCE.

HEARING OFFICER CONTINUED QUARRY 187, LLC'S CASE TO SEPTEMBER 19, 2019.

8. REBEL LAND AND DEVELOPMENT, LLC (Source ID: 9020)

NOV #9295 – For failing to conduct and maintain records of Phase I and Phase II vapor recovery equipment inspections; and failing to operate Phase I vapor recovery equipment according to manufacturer's specifications by operating Emission Unit (EU): A04 without a cap on the vapor recovery adapter, EU: A03 with vapors emitting from the fill pipe, and EU: A05 with a broken cap on the vapor recovery side, as identified by Air Quality Specialists Josh Kelley and Syed Hyder during a full compliance evaluation conducted on April 18, 2019 and follow-up partial compliance evaluations conducted on April 26, 2019 and May 7, 2019 of the gasoline dispensing operation identified as Rebel Store #2160 located at 4325 East Charleston Boulevard, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$3,805.00

Violation #1 – 2015 Permit condition IV.C.3.a through g

2015 Permit condition IV.C.4.a through i

2015 Permit condition IV.E.2.a

Violation #2 – 2015 Permit condition IV.B.1.b.iii

FOUND IN VIOLATION.

PENALTY ASSESSED: \$3,805.00

Violation #1 – 2015 Permit condition IV.C.3.a through g - \$355.00

2015 Permit condition IV.C.4.a through i

2015 Permit condition IV.E.2.a

Violation #2 – 2015 Permit condition IV.B.1.b.iii - \$3,450.00

9. REBEL OIL COMPANY, INCORPORATED (Source ID: 129)

NOV #9305 – For failing to meet the volatile organic compound control efficiency on two carbon adsorber systems associated with Emission Units: A06 and A17 during performance testing, as identified by Senior Air Quality Specialist Kenneth Weiss during an offsite partial compliance evaluation conducted on May 31, 2019 of the performance test results report for the bulk petroleum station and terminal operation located at 5054 North Sloan Lane, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$7,140.00

Violation #1 – 2017 Permit condition IV.B.5

2018 Permit condition 2.2.5

FOUND IN VIOLATION.

PENALTY ASSESSED: \$7,140.00

10. WELLS CARGO, INC. (Source ID: 12)

NOV #9300 – For failing to install covers on conveyor systems related to Emission Units: RAP8 and TT13 by May 15, 2019, as identified by Senior Air Quality Specialist Camon Liddell during a partial compliance evaluation conducted on May 22, 2019 of their aggregate processing facility and hot mix asphalt plant located at 7770 West Spring Mountain Road, in Clark County, Nevada.

Violation(s) alleged:

Recommended Penalty: \$5,835.00

Violation #1 – 2019 Permit condition 2.2.7
2019 Permit Table 2-2

WELLS CARGO, INC. REQUESTED A CONTINUANCE.

HEARING OFFICER CONTINUED WELLS CARGO, INC.'S CASE TO SEPTEMBER 19, 2019.

E. POST-HEARING CASES

1. WELLS CARGO, INC. (Source ID: 12)

NOV #9069 – For failing to complete construction of the odor control system no later than December 1, 2017; and for allowing the discharge of such quantities of air contaminants from the Wells Cargo, Inc. facility to cause excessive odors constituting a nuisance, as identified during complaint investigations and partial compliance evaluations conducted by Senior Air Quality Specialist Scott Rowsell, Air Quality Supervisor Scott Jelinek, and Air Quality Compliance Manager Shibi Paul on November 27, December 4 and 20, 2017 of their aggregate processing facility and hot mix asphalt plant located at 7770 West Spring Mountain Road, in Clark County, Nevada.

Violation(s) alleged:

Violation #1 – 2017 Permit Condition IV-B-25
2017 Permit Condition IV-B-26
Modified Hearing Officer's Order
Violation #2 – 2016 Permit Condition IV-B-32
2017 Permit Condition IV-B-39
Section 43.1

WELLS CARGO, INC. REQUESTED A CONTINUANCE.

HEARING OFFICER CONTINUED WELLS CARGO, INC.'S CASE TO SEPTEMBER 19, 2019.

2. WELLS CARGO, INC. (Source ID: 12)

NOV #9084 – For failing to operate the required odor control system while storing asphalt in the hot mix asphalt silos as identified during a complaint investigation conducted by Senior Air Quality Specialist Scott Rowsell on February 2, 2018 of their aggregate processing facility and hot mix asphalt plant located at 7770 West Spring Mountain Road, in Clark County, Nevada.

Violation(s) alleged:

Violation #1 – Permit Condition IV-B-28

WELLS CARGO, INC. REQUESTED A CONTINUANCE.

**HEARING OFFICER CONTINUED WELLS CARGO, INC.'S CASE TO
SEPTEMBER 19, 2019.**

III. ADJOURNMENT 11:20 a.m.