

# **Appendix B**

## **Documentation of the Public Review Process**

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## 1.0 30-DAY PUBLIC COMMENT PERIOD

### 1.1 Newspaper Notice

#### AFFIDAVIT OF PUBLICATION

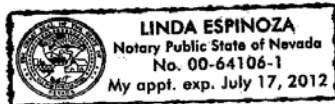
STATE OF NEVADA)  
COUNTY OF CLARK) SS:

Stacey M. Lewis, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

CC AIR QUAL MGMT 3868527CC 7677528

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/15/2012 to 01/15/2012, on the following days:

01/15/2012



Signed:

*Stacey M. Lewis*  
SUBSCRIBED AND SWORN BEFORE ME THIS, THE

*11* day of *January*, 2012.

*Linda Espinoza*  
Notary Public

**PUBLIC NOTICE**  
OF A 30-DAY NOTIFICATION  
PERIOD FOR THE  
PROPOSED PARTICULATE  
MATTER (PM<sub>10</sub>)  
REDESIGNATION REQUEST  
AND MAINTENANCE PLAN

NOTICE IS HEREBY GIVEN of a public hearing for a proposed Particulate Matter (PM<sub>10</sub>) Redesignation Request and Maintenance Plan (Plan) that Clark County prepared for submittal to the U.S. Environmental Protection Agency (EPA).

In August 2010, the EPA determined that the Las Vegas Valley was in attainment for the 1987 24-hour PM<sub>10</sub> National Ambient Air Quality Standards (NAAQS) of 150 µg/m<sup>3</sup>. Air quality monitoring data shows that the County attained the standard in 2006 and has maintained compliance with the standard through 2011.

Clark County prepared the proposed Plan for submittal to the EPA for approval and to redesignate the Clark County PM<sub>10</sub> Nonattainment Area to attainment status for the 1987 24-hour PM<sub>10</sub> NAAQS.

A public hearing will be held by the Clark County Board of County Commissioners on March 20, 2012, at 10:00 am in the Clark County Commission Chambers, Government Center, 500 South Grand Central Parkway, Las Vegas, Nevada. The Clark County Board of County Commissioners will consider approving the plan including any changes made to the public review draft based on written comments received during the comment period.

A 30-day comment period commences on Monday, January 16, 2012. All comments must be received by Wednesday, February 15, 2012, at 5:00 PM.

The Plan and the associated Technical Support Document are available for public inspection at the front counter of the Clark County Department of Air Quality and Environmental Management (DAQEM) located at 500 S. Grand Central Parkway, Las Vegas, Nevada 89106. The Plan is also available on the DAQEM Web site at <http://www.clarkcountynv.gov/dcps/daqem>.

Comments must be submitted in writing to DAQEM at either the address given above and placed to the attention of Steve Devo, Assistant Planning Manager, or by email to [devo@ClarkCountyNV.gov](mailto:devo@ClarkCountyNV.gov). Mr. Devo can be reached at 702-455-1676.

PUB: January 15, 2012  
LV Review-Journal

## 1.2 Webpage Notices

### Webpage Notice #1:

Retrieved from [www.clarkcountynv.gov/depts/daqem/pages/default.aspx](http://www.clarkcountynv.gov/depts/daqem/pages/default.aspx), 1/15/2012

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Clark County > Departments > Air Quality

The Department of Air Quality and Environmental Management is the control agency for all of Clark County, Nevada. Established by the Clark County Board of County Commissioners in 2001, Air Quality administers programs to improve the health and welfare of our citizens by ensuring that the quality of the air in Clark County meets healthful, regulatory standards

### Air Quality

Announcements

Proposed SIP Revision

Proposed SIP revisions for Pb and PM<sub>10</sub>. *More Information*

Monitoring Network Plan for Public Inspection

This annual plan reports the status of the Clark County Air Monitoring Network. *More Information*

DAQEM 2011 Fees

Revised Department of Air Quality Fee Schedule. *More Information*

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## **Webpage Notice #2:**

Retrieved from [www.clarkcountynv.gov/depts/daqem/pages/planning General Info.aspx](http://www.clarkcountynv.gov/depts/daqem/pages/planning%20General%20Info.aspx), 1/15/2012

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Clark County > Departments > Air Quality > Planning

The **Air Quality Planning** Division is responsible for the development and implementation of air quality plans and policies. The primary functions performed by the Planning Division include: plan development, emissions inventories, air quality computer modeling and mobile sources programs.

Planning staff prepare long-term planning documents and reports, and conduct studies related to the criteria pollutants. Plans and reports include State Implementation Plans (SIPs), Progress Reports, and Exceptional Event packages for nonattainment areas in Clark County. Long-term plans demonstrate how Clark County will meet and continue to maintain compliance with the National Ambient Air Quality Standards (NAAQS). So far, plans developed in Clark County consist of those for Particulate Matter (PM<sub>10</sub>), Ozone (O<sub>3</sub>) and Carbon Monoxide (CO).

The emissions inventory and modeling staff compile emissions inventories of air pollutant emissions from all sources within Clark County. These staff uses computer models to simulate dispersion and formation of pollutants in the atmosphere to help demonstrate compliance and identify pollutant sources that require control.

The mobile sources program staff develops and implements programs to reduce emissions from mobile sources. These include cars, trucks, buses, construction equipment, RVs, off-road vehicles, and lawn or garden equipment. The program also includes identifying the air quality impacts of transportation issues, which include vehicle inspection and maintenance, clean fuels, and highway construction. The section also assists in the development of transportation conformity analysis and transportation planning.

**NEWS:** DAQEM has prepared the following two documents:

An Infrastructure State Implementation Plan for Lead (Pb) that shows that DAQEM has measures in place to implement, maintain, and enforce the National Ambient Air Quality Standards for Lead; and

A proposed Particulate Matter (PM<sub>10</sub>) Redesignation Request and Maintenance Plan to requesting EPA to redesignate Clark County to attainment for the 1987 24-hour NAAQS.

The public has the opportunity to review and comment on both draft documents.

The 30-day public comment period is from January 16, 2012 through February 15, 2012. Formal written comments must be received by Wednesday February 15, 2012 at 5:00 PM. Written comments will be considered prior to the submittal of the proposed Plan to the Clark County (BCC). The BCC will conduct a public hearing on the Plan on March 20, 2012

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### 1.3 Public Comment Report

Public Notice: *Las Vegas Review-Journal*, January 15, 2012

Public Comment Period: January 16, 2012 to February 15, 2012

Formal Comments Received:

1. Email from Karina O'Connor, U.S. EPA, Region IX dated February 15, 2012

Email text:

EPA has done a preliminary review of the draft PM<sub>10</sub> Maintenance Plan which is currently available for public review. Our review has indicated some initial concerns regarding the data relied upon in the plan to support the design value calculations, maintenance demonstration and motor vehicle emission budgets. Therefore we are providing some initial comments and questions for you to consider before you finalize the plan.

The draft plan indicates that data from two days identified as exceptional events, February 13, 2008, and May 21, 2008, have been excluded from the design value calculations and that Clark County has requested that these exceedance days be excluded from regulatory consideration. However, the risk in excluding the data from these two events in the PM<sub>10</sub> maintenance plan is that EPA will be unable to approve the plan and redesignation request unless and until EPA reviews the related documentation and concurs on their exclusion as exceptional events under 40 CFR 50.14. At the very least, then, EPA's approval of the plan and redesignation request will be delayed. Furthermore, it would appear, based on the ambient PM<sub>10</sub> data presented in the draft plan, that Clark County could demonstrate maintenance and provide for a motor vehicle emissions budget safety margin even without exclusion of these two events. Thus, we recommend that Clark County consider revising the design value calculations and the associated maintenance plan and motor vehicle budget demonstrations with inclusion of the 2008 events or consider a more recent 3 year period.

In addition, we are concerned about incomplete data reports for some of the PM<sub>10</sub> high sites in Clark County in 2010 and 2011. Without complete data for these sites, it may be difficult for EPA to verify attainment of the PM<sub>10</sub> standard in Clark County as required as a prerequisite to redesignation under Clean Air Act section 107(d)(3)(E)(i).

We would appreciate further discussion of these issues and the overall approach of increasing the motor vehicle budgets significantly, before you finalize and submit the plan to EPA. If you have any questions regarding these comments or would like to set up a follow-up conference call, please contact Michael Flagg at (415) 972-3372 or myself at (775) 434-8176.

Clark County DAQ response:

- a. Data relied upon in the plan to support the design value calculations

Clark County DAQ and EPA had several teleconferences to discuss the issue of revising the design value calculations and the associated draft maintenance plan with exclusion of the 2008 ex-



ceptional event demonstrations. Based on those discussions, the EPA agreed to allow DAQ to submit the draft maintenance plan with the existing design values based on the inclusion of the 2008 exceptional event demonstrations.

b. Motor vehicle emission budgets

After further review, EPA rescinded their request that DAQ significantly decrease the motor vehicle emission budgets contained in the draft maintenance plan.

c. Incomplete data reports for the East Craig Road monitoring site

The EPA stated that without complete data for the East Craig Road site, it would be difficult to verify attainment of the PM<sub>10</sub> standard in Clark County as required as a prerequisite to redesignate Clark County, NV under Clean Air Act section 107(d)(3)(E)(i). DAQ has reviewed the completeness criteria set forth in 40 CFR Part 50, Appendix K, 2.3(c) and has concluded that the 2010 data set for the East Craig Road site can be used to verify attainment of the PM<sub>10</sub> NAAQS in Clark County under the provisions of Clean Air Act section 107(d)(3)(E)(i). Specifically, the minimum data capture requirement of 75 percent was achieved from the total sampling days. DAQ is currently working with EPA to determine the future status of the East Craig Road monitoring site.

2.0 PUBLIC WORKSHOP

2.1 Newspaper Notice

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Stacey M. Lewis, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

CC AIR QUAL MGMT 3868527CC 7697389

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/27/2012 to 01/27/2012, on the following days:

01/27/2012

PUBLIC NOTICE OF PUBLIC WORKSHOP FOR THE PROPOSED PARTICULATE MATTER (PM10) REDESIGNATION REQUEST AND MAINTENANCE PLAN

NOTICE IS HEREBY GIVEN of a Public Workshop for a proposed Particulate Matter (PM10) Redesignation Request and Maintenance Plan (Plan) that Clark County prepared for submittal to the U.S. Environmental Protection Agency (EPA).

The Public Workshop will take place on February 1, 2012 from 11:00 A.M. to 1:00 P.M. at the Clark County Public Administrator and Public Guardian (PA/PG) offices at 515 Shadow Lane, Las Vegas, Nevada. Workshop activities will commence in the training classroom on the first floor of the building. The Public Workshop will consist of a brief presentation by staff on the key elements of the proposed plan and provide opportunity for questions and discussion. The Plan and the associated Technical Support Document will be available for public inspection during the workshop, and copies of the documents will be available on compact disc (CD) for distribution.

The Plan and associated Technical Support Document are currently available for public inspection at the front counter of the Clark County Department of Air Quality and Environmental Management (DAQEM) located at 500 S. Grand Central Parkway, Las Vegas, Nevada 89106. The documents are also posted on the DAQEM Web site at http://www.clarkcountynv.gov/depts/daqem.

Formal written comments must be received by Wednesday, February 15, 2012, at 5:00 PM, the end of the 30-day comment period. Comments must be submitted in writing to DAQEM at either the DAQEM address given above and placed to the attention of Steve Deyo, Assistant Planning Manager, or by email to deyo@ClarkCountyNV.gov. Mr. Deyo can be reached at 702-455-1675. PUB: January 27, 2012 LV Review-Journal

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE 27th day of January, 2012.

Janet E. Miles
Notary Public

JANET E. MILES
Notary Public State of Nevada
No. 09-8939-1
My appt. exp. Nov. 13, 2012

## **2.2 Public Workshop Summary**

Public Notice: *Las Vegas Review-Journal*, January 27, 2012

Public Workshop Date: February 1, 2012 from 11:00 a.m. to 1:00 p.m.

Public Workshop Location: Clark County Public Administrator/Public Guardian Bldg.  
515 Shadow Lane  
Las Vegas, NV 89106

Formal Comments Received: None

The Public Workshop took place on February 1, 2012, from 11:00 AM to 1:00 PM at the Clark County Public Administrator and Public Guardian offices, 515 Shadow Lane, Las Vegas, Nevada. Activities were held in the training classroom on the first floor of the building. The workshop consisted of a brief presentation by staff on the key elements of the proposed plan. Afterwards, the public was provided the opportunity to ask questions. No formal comments were received. The plan and associated technical support document was available for inspection during the workshop, as well as CD copies.

### 3.0 PUBLIC HEARING

#### 3.1 Webpage Notices

##### Webpage Notice #1:

Retrieved from [www.clarkcountynv.gov/depts/daqem/pages/default.aspx](http://www.clarkcountynv.gov/depts/daqem/pages/default.aspx), 8/23/2012

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Clark County > Departments > Air Quality

The Department of Air Quality and Environmental Management is the control agency for all of Clark County, Nevada. Established by the Clark County Board of County Commissioners in 2001, Air Quality administers programs to improve the health and welfare of our citizens by ensuring that the quality of the air in Clark County meets healthful, regulatory standards

##### Air Quality

Announcements

Air Quality Website Address Change

Air Quality Website Address Change *More Information*

Proposed Particulate Matter (PM10) Redesignation Request and Maintenance Plan (PLAN)

Public Hearing set for the proposed PM10 PLAN *More Information*

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## Webpage Notice #2:

Retrieved from

[http://www.clarkcountynv.gov/Depts/AirQuality/Announcements/Pages/ProposedParticulateMatter\(PM10\)RedesignationRequestandMaintenancePlan\(PLAN\).aspx](http://www.clarkcountynv.gov/Depts/AirQuality/Announcements/Pages/ProposedParticulateMatter(PM10)RedesignationRequestandMaintenancePlan(PLAN).aspx), 8/23/2012

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### 7/27/2012 - Proposed Particulate Matter (PM10) Redesignation Request and Maintenance Plan (PLAN)

Contact: Stephen Deyo - Assistant Planning Manager

Phone: 702-455-1675

Email: [deyo@clarkcountynv.gov](mailto:deyo@clarkcountynv.gov)

NOTICE IS HEREBY GIVEN of a public hearing for the proposed *Particulate Matter (PM10) Redesignation Request and Maintenance Plan (PLAN)* that Clark County has prepared for submital to the U.S. Environmental Protection Agency (EPA).

In August 2010, EPA determined the Las Vegas Valley had attained the 24-hour National Ambient Air Quality Standard for particulate matter (150 µg/m<sup>3</sup>). Air quality monitoring data shows that the county attained the standard in 2006 and maintained compliance through 2011. The county is therefore requesting that EPA redesignate the Clark County PM10 nonattainment area to attainment status.

The Clark County Board of County Commissioners (BCC) will hold a public hearing on:

**AUGUST 21, 2012, AT 10:00 A.M. IN THE CLARK COUNTY COMMISSION CHAMBERS, GOVERNMENT CENTER, 500 S. GRAND CENTRAL PARKWAY, LAS VEGAS, NEVADA.**

The BCC will consider approving the plan and authorizing staff to submit it to the state of Nevada and EPA for review, approval, and incorporation as a revision to the Nevada state implementation plan.

The PLAN is available for public review on the Clark County, NV website at:

<http://www.clarkcountynv.gov/depts/airquality/Pages/StateImplementationPlans.aspx>

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### **3.2 Public Comment Report**

Formal Comments Received during Public Hearing:

Testimony from Joseph Pantuso, Southern Nevada Home Builders Association

Comment:

Good morning, my name is Joseph Pantuso, I represent the Southern Nevada Home Builders Association. I am here to express our full support and endorsement of the Maintenance Plan for Particulate Matter. Over the years, the SNHBA has worked very closely with the Department of Air Quality in a partnership in dealing with the crafting and application of workable regulations for the control of dust from construction activities. That work has contributed to the successful attainment of NAAQS in the Las Vegas Valley. Our endorsement today represents an expression of our full support of the activities of the department and a commitment, as a stakeholder, to continue to work with the department of air quality in all related future activities.

### 3.3 Board of County Commissioners Approval

BCC JOINT MEETING REGULAR - 8/21/2012

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- 66 property (Assessor's Parcel Number 177-06-402-014) located east of Decatur Boulevard and north of Warm Springs Road, Las Vegas, Nevada, for not less than the minimum appraised value of \$140,000: approve and authorize the Chair to sign a Resolution of Acceptance and Sale of Real Property; authorize the Director of Real Property Management or her designee to sign the quitclaim deed and any other necessary documents to complete the transaction; or take other action as appropriate. (For possible action)

ATTACHMENT: Clark County Agenda Item Template.doc

ATTACHMENT: Auction 17706402014.pdf

**MOVED BY: Steve Sisolak**

**ACTION: ACCEPTED HIGHEST BID (FROM LARRY KATZ FOR \$140,005); APPROVED AND AUTHORIZED CHAIR TO SIGN RESOLUTION OF ACCEPTANCE; AND AUTHORIZED DIRECTOR OF REAL PROPERTY MANAGEMENT OR HER DESIGNEE TO SIGN QUITCLAIM DEED UPON RECEIPT OF TOTAL BID PRICE, AND TO SIGN ANY OTHER DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION AS RECOMMENDED**

**VOTE: 6-0**

**VOTING AYE: Steve Sisolak, Lawrence Weekly, Chris Giunchigliani, Mary Beth Scow, Susan Brager, Larry Brown**

**VOTING NAY: NONE**

**ABSTAINING: NONE**

**ABSENT: Tom Collins**

- 67 Conduct a public hearing; approve and adopt the Particulate Matter (PM<sub>10</sub>) Redesignation Request and Maintenance Plan; authorize the Director of the Department of Air Quality or his designee to incorporate relevant public comments from the public hearing into the plan and submit the plan to the state of Nevada and the U.S. Environmental Protection Agency for approval as a revision to the Nevada State Implementation Plan. (For possible action)

ATTACHMENT: Clark County Agenda Item Template.doc

ATTACHMENT: PM10Plan.pdf

ATTACHMENT: PM10Appendix A.pdf

ATTACHMENT: PM10Appendix B.pdf

ATTACHMENT: AIDR 3389-PM10.pdf

**MOVED BY: Chris Giunchigliani**

**ACTION: APPROVED AS RECOMMENDED**

**VOTE: 7-0**

**VOTING AYE: Steve Sisolak, Lawrence Weekly, Chris Giunchigliani, Mary Beth Scow, Susan Brager, Tom Collins, Larry Brown**

**VOTING NAY: NONE**

**ABSTAINING: NONE**

**ABSENT: NONE**

- 68** Conduct a public hearing; and approve, adopt, and authorize the Chair to sign a resolution approving a Public Finance Authority tax exempt 501(c)(3) revenue bond issue in an amount not to exceed \$60,000,000 for the refinancing of previously issued debt for Las Ventanas Retirement Community. (For possible action)

ATTACHMENT: Clark County Agenda Item Template.doc

ATTACHMENT: Las Ventanas Resolution.pdf

**MOVED BY: Mary Beth Scow**

**ACTION: APPROVED AS RECOMMENDED**

**VOTE: 7-0**

**VOTING AYE: Steve Sisolak, Lawrence Weekly, Chris Giunchigliani, Mary Beth Scow, Susan Brager, Tom Collins, Larry Brown**

**VOTING NAY: NONE**

**ABSTAINING: NONE**

**ABSENT: NONE**

**SEC. 7. BUSINESS ITEMS**

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- 69** Ratify the pass through grant application submitted by the District Attorney Family Support Division (DAFS) to the Nevada Department of Health and Human Services, Division of Welfare and Supportive Services for the five-year employment demonstration project, "Strengthening Human Capital through Networked Alliances" (or SHC Project) by the Administration for Children and Families (ACF), Office of Child Support Enforcement (OCSE) under the Funding Opportunity HHS-2012-ACF-OCSE-FD-0297 in the amount of \$2,212,205 for the period from October 1, 2012 through September 30, 2017; accept funds awarded; and authorize the District Attorney or his designee to sign the grant documents. (For possible action)

ATTACHMENT: Clark County Agenda Item Template.doc

ATTACHMENT: Strengthening\_Human\_Capital\_SUBMITTED[1].pdf

**DELETED FROM AGENDA**