



Air Pollution Control Hearing Officer Meeting Annotated

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

8:00 a.m. – October 29, 2024

Hearing Officer: Holly Fic
Air Quality Staff: Shibi Paul, Compliance and Enforcement Manager
Anna Sutowska, Air Quality Supervisor

The Presentation Room is accessible to individuals with disabilities. With a 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) 455-3126, TDD (702) 385-7486, or TT/TDD: Relay Nevada 711, Toll-Free (800) 326-6868 or (800) 877-1219 (Spanish).

I. CALL TO ORDER 8:06 a.m.

II. NOTICES OF VIOLATION

A. 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. NEVADA SYSTEM OF HIGHER EDUCATION (Synthetic Minor Source Permit, Source ID: 634)

NOV #10018 – For installing and operating a 3,330 gallon per minute BAC Cooling Tower, two 4.0 MMBtu/hr Patterson Kelly Boilers, two 1.99 MMBtu/hr Lochnivar Boilers, and one 755 hp Cummins emergency generator with associated engine without first obtaining a revised permit authorizing the modification; and for allowing the actual emissions from two boilers (Emission Units (EUs): LLB04 and RAJ01) to exceed the potential to emit limit in any consecutive 12-month period, and for failing to limit the operation of two boilers (EUs: LLB04 and RAJ01) to 3,600 hours in any consecutive 12-month period, as identified by Senior Air Quality Specialist Michael Newell and Air Quality Specialist Joshua Frye during an on-site full compliance evaluation on February 21, 2024 at the public university known as University of Nevada, Las Vegas located at 4505 South Maryland Parkway, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$36,411.00

Violation #1 – 2020 Permit condition 5.1.10
2021 Permit condition 5.1.10
2022 Permit condition 5.1.10
Violation #2 – 2022 Permit condition 3.2.2
2022 Permit Table 3-2
2022 Permit condition 3.1.1

Continued from 7/18/2024 & 9/19/2024

**Continued to the next page.*

NEVADA SYSTEM OF HIGHER EDUCATION REQUESTED A CONTINUANCE OF NOV #10018.

HEARING OFFICER CONTINUED NEVADA SYSTEM OF HIGHER EDUCATION'S CASE TO NOVEMBER 21, 2024.

B. CONTESTED CASES

Construction and Vacant Land Violations:

1. ETON TRANSPORTATION CORP. (DCOP #57148)

NOV #9994 – For failing to employ Best Available Control Measures and comply with soil stabilization standards 24 hours a day, seven days a week, as identified by Air Quality Specialist Canduella Rowsell, Senior Air Quality Specialists Katrinka Byers and Andrew Kirk, and Air Quality Supervisor David Dean during a routine inspection on January 8, 2024, and follow-up inspections on January 9 and 17, 2024 at the STRATFORD-1 construction project, located on 2596 Stratford Avenue, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$4,687.50

Violation #1 – Sections 94.13(a) and (b)

Continued from 7/18/2024 & 9/19/2024

RECESS AT 10:16 a.m.

RESUME AT 10:26 a.m.

RECESS AT 11:55 a.m.

RESUME AT 12:16 p.m.

HEARING OFFICER CONTINUED ETON TRANSPORTATION CORP.'S CASE, NOV #9994, TO NOVEMBER 5, 2024.

2. ETON TRANSPORTATION CORP., ENVIRONMENTAL TRANSPORTATION OF NEVADA, LLC D/B/A ETON, AND MOE TRUMAN, INDIVIDUALLY (DCOP #57148)

NOV #10078 – For failing to employ Best Available Control Measures and comply with soil stabilization standards 24 hours a day, seven days a week; and for refusing entry or access to the Control Officer who requests entry for purposes of inspection, as identified by Air Quality Specialists Canduella Rowsell and Noel Crandall, and Senior Air Quality Specialist Andrew Kirk during a routine inspection on July 17, 2024, and follow-up inspections on July 25 and 31, 2024, and August 7 and 14, 2024, at the Stratford-1 construction project, located at 2596 Stratford Avenue, in Clark County, Nevada.

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**ETON TRANSPORTATION CORP., ENVIRONMENTAL TRANSPORTATION OF NEVADA, LLC
D/B/A ETON, AND MOE TRUMAN, INDIVIDUALLY continued**

Violation(s) Alleged:

Recommended Penalty: \$31,562.50

Violation #1 – Sections 94.13(a) and (b)

Violation #2 – Section 4.1(d)(1)

Continued from 9/19/2024

**HEARING OFFICER CONTINUED ETON TRANSPORTATION CORP.,
ENVIRONMENTAL TRANSPORTATION OF NEVADA, LLC D/B/A ETON, AND MOE
TRUMAN’S CASE, NOV #10078, TO NOVEMBER 5, 2024.**

III. ADJOURNMENT 12:18 p.m.