



## Air Pollution Control Hearing Officer Meeting Annotated

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

**9:00 a.m. – March 13, 2025**

Hearing Officer: Douglas Brooks, Esq.  
Air Quality Staff: Shibi Paul, Compliance and Enforcement Manager  
Anna Sutowska, Air Quality Supervisor  
Sheenaleigh Lucas, Senior Air Quality Specialist

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 9:01 a.m.**

### **II. NOTICES OF VIOLATION**

A. 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. BURKE CONSTRUCTION GROUP, INC. (DCOP #56939)**

**NOV #10127** – For failing to employ Best Available Control Measures and comply with soil stabilization standards 24 hours a day, seven days a week; and for allowing soil to be tracked out greater than 50 feet in length onto a paved surface, as identified by Senior Air Quality Specialists Katrinka Byers and Andrew Kirk during a routine inspection on January 16, 2025, and follow-up inspection on January 23, 2025, at the PC 087 3<sup>rd</sup> Street Assemblage construction project, located at East California Avenue and South 3<sup>rd</sup> Street, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$6,000.00

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

Violation #2 – Section 94.14(d)

#### **FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$6,000.00**

**Violation #1 – Sections 94.13(a) and (b) – \$4,000.00**

**Violation #2 – Section 94.14(d) – \$2,000.00**

2. **CEMEX CONSTRUCTION MATERIALS PACIFIC, LLC (Synthetic Minor Source Permit, Source ID: 303)**

**NOV #10118** – For failing to conduct and maintain records of annual burner efficiency tests on the 9.9 MMBtu/hr water heater (Emission Unit: E01) for the 2022 and 2023 calendar years, as identified by Senior Air Quality Specialist Scott Rowsell during an onsite full compliance evaluation on December 13, 2024 of the concrete batch plant located at 4001 North Losee Road, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$1,950.00

Violation #1 – 2021 Permit Condition 4.1.18  
2021 Permit Condition 4.3.21.b  
2021 Permit Condition 4.3.23

**FOUND IN VIOLATION.  
PENALTY ASSESSED: \$1,950.00**

3. **FIRST WESTERN REALTY INC. AND ELIZABETH LEONE, INDIVIDUALLY (Project #240608)**

**NOV #10125** – For failing to thoroughly inspect the Facility for the presence of Asbestos-Containing Materials prior to conducting renovation activities, as identified by Air Quality Specialist II Kevin Adoor during a routine patrol on November 6, 2024 of the vacant lot and buildings located at 2640, 2650, and 2660 Sherwood Street, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$3,750.00

Violation #1 – Section 13.1, 40 CFR §61.145(a)

**FOUND IN VIOLATION.  
PENALTY ASSESSED: \$3,750.00**

4. **FORUM SHOPS, LLC (Minor Source Permit, Source ID: 589)**

**NOV #10116** – For failing to conduct and maintain records of monthly visual emission (VE) checks from December 2, 2022, through June 4, 2023, and quarterly VE checks from June 5, 2023, through December 5, 2024, on the emergency generators, Emission Units (EUs): B01 through B03; and for failing to monitor and maintain a record of the maintenance and inspection of the diesel-fired emergency generators, EUs: B01 through B03, as identified by Air Quality Specialist Tina Tope during an onsite full compliance evaluation on December 2, 2024 at the commercial retail stores operation located at 3500 South Las Vegas Boulevard, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$2,085.00

Violation #1 – 2018 Permit Condition IV.C.1  
2018 Permit Condition IV.E.1.a  
2023 Permit Condition 4.1.2  
2023 Permit Condition 4.3.1.a  
2023 Permit Condition 4.3.3  
Violation #2 – 2018 Permit Condition IV.C.9  
2018 Permit Conditions IV.E.1.e and f  
2023 Permit Condition 4.1.11  
2023 Permit Conditions 4.3.1.f and g  
2023 Permit Condition 4.3.3

***\*Continued on the next page.***

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$2,085.00**

- Violation #1 – 2018 Permit Condition IV.C.1 – \$615.00**
  - 2018 Permit Condition IV.E.1.a**
  - 2023 Permit Condition 4.1.2**
  - 2023 Permit Condition 4.3.1.a**
  - 2023 Permit Condition 4.3.3**
- Violation #2 – 2018 Permit Condition IV.C.9 – \$1,470.00**
  - 2018 Permit Conditions IV.E.1.e and f**
  - 2023 Permit Condition 4.1.11**
  - 2023 Permit Conditions 4.3.1.f and g**
  - 2023 Permit Condition 4.3.3**

**5. HOLCIM – SWR, INC. (Part 70 Operating Permit, Source ID: 372)**

**NOV #10123** – For allowing fugitive dust to become airborne from an area below the Stacker, Emission Unit: A045, and travel over 100 yards from the point of origin, as identified by Air Quality Specialist Adam Mancini and Senior Air Quality Specialist Camon Liddell while performing a surveillance during the Dust Advisory period on January 7, 2025, of the sand and gravel, hot mix asphalt, and ready-mix concrete facility known as Holcim - SWR, Inc.: Sloan Quarry located at 5300 Sloan Road, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$4,500.00

- Violation #1 – 2022 Permit Condition III.D.12
- 2022 Permit Condition III.D.13

**HOLCIM – SWR, INC. WAS PRESENT.**

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$4,500.00**

**6. LAS VEGAS PAVING CORPORATION (DCOP #46645)**

**NOV #10132** – For failing to fully implement Best Available Control Measures resulting in a fugitive dust plume to extend more than 100 feet; and for failing to maintain a Dust Control Monitor on the project site at all times construction activities occur, as identified by Senior Air Quality Specialist Andrew Kirk while performing a routine inspection during a Construction Notice period on February 5, 2025, and a follow-up inspection during a Construction Notice period on February 6, 2025, at the Kapex LLC. construction project, located at 14075 Grand Valley Parkway, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$9,000.00

- Violation #1 – Section 94.14(a)(3)
- Violation #2 – Section 94.8(g)

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$9,000.00**

- Violation #1 – Section 94.14(a)(3) – \$8,000.00**
- Violation #2 – Section 94.8(g) – \$1,000.00**

7. **LGI HOMES- NEVADA, LLC (DCOP #53543)**

**NOV #10135** – 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 Richard Wyse while performing a routine inspection during a Construction Notice period on February 4, 2025, at the Hollywood 142 construction project, located at the intersection of North Hollywood Boulevard and Alto Avenue, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$1,500.00

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

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$1,500.00**

8. **LM CONSTRUCTION CO LLC (DCOP #58229)**

**NOV #10129** – 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 Marc Miller while performing a complaint investigation during a Construction Notice period on February 7, 2025, at the Zen Leaf - Ft Apache construction project, located at 5337 South Fort Apache Road, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$1,500.00

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

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$1,500.00**

9. **MOUNTAIN WEST EXCAVATION & UTILITIES L.L.C. (DCOP #58653)**

**NOV #10130** – For failing to fully implement Best Available Control Measures resulting in a fugitive dust plume to extend more than 100 feet, as identified by Air Quality Specialist Noel Crandall while performing a complaint investigation on January 11, 2025, at the Richardson Residence construction project, located at the northeast corner of Fort Apache Road and Helena Avenue, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$2,500.00

Violation #1 – Section 94.14(a)(3)

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$2,500.00**

10. **NEVADA ENVIRONMENTAL RESPONSE TRUST (Minor Source Permit, Source ID: 17249)**

**NOV #10114** – For installing and operating a rental 145 horsepower Clarke emergency diesel-fired pump without first obtaining a revised permit authorizing the modification, as identified by Air Quality Specialist Joshua Frye during an onsite full compliance evaluation on December 9, 2024, at the extraction and treatment plant, located at 510 South Fourth Street, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$4,470.00

Violation #1 – July 2023 Permit Condition 5.1.10

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$4,470.00**

**11. PN II, INC. (DCOP #57933)**

**NOV #10133** – For failing to fully implement Best Available Control Measures resulting in a fugitive dust plume to extend more than 100 feet, as identified by Air Quality Specialist Canduella Rowsell during a complaint investigation on January 14, 2025, at the Lakemoor construction project, located at East Lake Mead Parkway and Lake Las Vegas Parkway, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$2,000.00

Violation #1 – Section 94.14(a)(3)

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$2,000.00**

**12. R.A.M.M. CORP. (DCOP #57311)**

**NOV #10126** – For failing to fully implement Best Available Control Measures resulting in a fugitive dust plume to extend more than 100 feet in length, as identified by Air Quality Specialist Canduella Rowsell during a routine inspection on December 26, 2024, at the LLV Parcel 34 construction project, located west of Pyrenees Court and Lorin C Williams Parkway, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$2,500.00

Violation #1 – Section 94.14(a)(3)

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$2,500.00**

**13. ROCHE CONSTRUCTORS, INC. (DCOP #58030)**

**NOV #10128** – For failing to employ Best Available Control Measures and comply with soil stabilization standards 24 hours a day, seven days a week; and for allowing soil to be tracked out greater than 50 feet in length onto a paved surface, as identified by Air Quality Specialist Kalyn Bubbico while performing a routine inspection during a Construction Notice period on January 9, 2025, at the Laura Dearing ES Replacement construction project, located at 3046 Ferndale Street, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$4,000.00

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

Violation #2 – Section 94.14(d)

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$4,000.00**

**Violation #1 – Sections 94.13(a) and (b) – \$2,000.00**

**Violation #2 – Section 94.14(d) – \$2,000.00**

**14. STRATOSPHERE GAMING LLC (Minor Source Permit, Source ID: 564)**

**NOV #10120** – For allowing the Natural Gas Boiler, Emission Unit (EU): A17, to exceed the potential to emit limit for PM<sub>10</sub>, PM<sub>2.5</sub>, NO<sub>x</sub>, CO, and VOC in 2024; and for exceeding the annual operational limit of 5,000 hours for the Natural Gas Boiler, EU: A17, in 2024, as identified by Senior Air Quality Specialist Camon Liddell during an onsite full compliance evaluation on January 15, 2025 of the gaming and lodging operation located at 2000 South Las Vegas Boulevard, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$7,320.00

- Violation #1 – 2024 Permit Condition 3.2.2  
2024 Permit Table 3-2
- Violation #2 – 2024 Permit Condition 3.1.1

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$7,320.00**

- Violation #1 – 2024 Permit Condition 3.2.2 – \$3,000.00**  
**2024 Permit Table 3-2**
- Violation #2 – 2024 Permit Condition 3.1.1 – \$4,320.00**

**15. THE QUIKRETE COMPANIES, LLC (Minor Source Permit, Source ID: 324)**

**NOV #10117** – For failing to conduct and maintain records of daily visual emissions checks from the Facility while it was in operation, daily visual observations of baghouse and/or stack discharges for four and two baghouses, and daily visual observations of nine and ten bin vents; and for failing to conduct and maintain records of daily monitoring of the pressure drop across each baghouse cell with the installation and operation of a pressure differential gauge per manufacturer's specification for four and two baghouses, as identified by Senior Air Quality Specialist Mike Murphy during an onsite full compliance evaluation on December 12, 2024 of the concrete, sand, grout, decorative rock, and cement bagging operation located at 112 West Brooks Avenue, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$13,900.00

- Violation #1 – 2022 Permit Condition 4.1.2  
2022 Permit Condition 4.1.18  
2022 Permit Condition 4.1.19  
2022 Permit Condition 4.3.1.a  
2022 Permit Condition 4.3.3  
2024 Permit Condition 4.1.2  
2024 Permit Condition 4.1.17  
2024 Permit Condition 4.1.18  
2024 Permit Condition 4.3.1.a  
2024 Permit Condition 4.3.3
- Violation #2 – 2022 Permit Condition 4.1.13  
2022 Permit Condition 4.3.1.j  
2022 Permit Condition 4.3.3  
2024 Permit Condition 4.1.12  
2024 Permit Condition 4.3.1.h  
2024 Permit Condition 4.3.3

***\*Continued on the next page.***

**THE QUIKRETE COMPANIES, LLC continued**

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$13,900.00**

<b>Violation #1 – 2022 Permit Condition 4.1.2</b>	<b>– \$7,940.00</b>
<b>2022 Permit Condition 4.1.18</b>	
<b>2022 Permit Condition 4.1.19</b>	
<b>2022 Permit Condition 4.3.1.a</b>	
<b>2022 Permit Condition 4.3.3</b>	
<b>2024 Permit Condition 4.1.2</b>	
<b>2024 Permit Condition 4.1.17</b>	
<b>2024 Permit Condition 4.1.18</b>	
<b>2024 Permit Condition 4.3.1.a</b>	
<b>2024 Permit Condition 4.3.3</b>	
<b>Violation #2 – 2022 Permit Condition 4.1.13</b>	<b>– \$5,960.00</b>
<b>2022 Permit Condition 4.3.1.j</b>	
<b>2022 Permit Condition 4.3.3</b>	
<b>2024 Permit Condition 4.1.12</b>	
<b>2024 Permit Condition 4.3.1.h</b>	
<b>2024 Permit Condition 4.3.3</b>	

**RECESS AT 9:20 a.m.**

**RESUME AT 9:26 a.m.**

**B. CONTESTED CASES**

***Construction and Vacant Land Violations:***

**1. ADAVEN HOMES, LLC (DCOP #58517)**

**NOV #10134** – For failing to fully implement Best Available Control Measures resulting in a fugitive dust plume to cross a property line, as identified by Senior Air Quality Specialist Katrinka Byers while performing a complaint investigation during a Construction Notice period on February 7, 2025, at the Warm Springs And Topaz construction project, located at East Warm Springs Road and Topaz Street, in Clark County, Nevada.

Violation(s) Alleged:

Violation #1 – Section 94.14(a)(4)

Recommended Penalty: \$3,000.00

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$2,000.00**

2. **AGUSTIN SIMON AND NAVA TRUST (Construction Project #58792)**

**NOV #10131** – 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 Damon Lindsay while performing a complaint investigation during a Construction Notice period on January 8, 2025, at the 1987 N Michael Way construction project (parcel numbers 138-24-305-001 and 138-24-305-003), located at the southwest corner of North Michael Way and West Lake Mead Boulevard, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$1,500.00

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

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$1,500.00**

3. **J&E EXCAVATION LLC (Construction Project #58566)**

**NOV #10115** – For failing to employ Best Available Control Measures and comply with soil stabilization standards 24 hours a day; and for failing to obtain a Dust Control Operating Permit prior to commencing construction activities, as identified by Senior Air Quality Specialist Katrinka Byers and Air Quality Specialists Noel Crandall and Mike Englehart while performing routine patrol prior to a Construction Notice period on October 16, 2024, and a follow-up inspection on November 14, 2024, at the J&E Excavation construction project (parcel number 139-28-711-000), located at the southwest corner of West McWilliams Avenue and H Street, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$2,250.00

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

Violation #2 – Section 94.4.1(a)

*Continued from 1/16/2025*

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$2,250.00**

**Violation #1 – Sections 94.13(a) and (b) – \$1,250.00**

**Violation #2 – Section 94.4.1(a) – \$1,000.00**

4. **TBC – THE BORING COMPANY (DCOP #58736)**

**NOV #10136** – For allowing soil to be tracked out greater than 50 feet in length onto a paved surface, as identified by Air Quality Specialist Noel Crandall and Senior Air Quality Specialist Andrew Kirk during a routine inspection on January 13, 2025, and follow-up inspections on January 16, 2025 and January 23, 2025, at the Firefly Site - 3824 Paradise Rd construction project, located at 3824 Paradise Road, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$3,750.00

Violation #1 – Section 94.14(d)

**AIR QUALITY REPLACED EXHIBIT L WITH CORRECT DOCUMENT.**

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$3,750.00**

**RECESS AT 11:17 a.m.**



*Stationary Sources Violations:*

5. **DTG LAS VEGAS MANAGER, LLC (Minor Source Permit, Source ID: 602)**

**NOV #10119** – For installing and operating a 500-kW Generac emergency generator with 728 horsepower Perkins diesel-fired, model 2506C, engine, without first obtaining a revised permit authorizing the modification; for failing to conduct and maintain records of quarterly visual emission checks on the diesel-fired emergency generators, Emission Units (EUs): B01, B02, and B05, from June 26, 2023 through December 18, 2024; for failing to monitor and maintain a record of the maintenance and inspection of the diesel-fired emergency generators, EUs: B01, B02, and B05; and for failing to conduct annual burner efficiency tests on three 4.0 MMBtu/hr diesel-fired boilers, EUs: A14 through A16, for calendar year 2022, as identified by Air Quality Specialist Tina Tope during an onsite full compliance evaluation on December 18, 2024 of the hotel and casino operation known as The Downtown Grand Hotel and Casino, located at 206 North 3<sup>rd</sup> Street, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$7,905.00

- Violation #1 – 2023 Permit Condition 5.1.10
- Violation #2 – 2023 Permit Condition 4.1.2
  - 2023 Permit Condition 4.3.1.a
  - 2023 Permit Condition 4.3.3
- Violation #3 – 2018 Permit Condition 4.1.9
  - 2018 Permit Conditions 4.3.1.d and e
  - 2018 Permit Condition 4.3.3
  - 2023 Permit Condition 4.1.11
  - 2023 Permit Conditions 4.3.1.f and g
  - 2023 Permit Condition 4.3.3
- Violation #4 – 2018 Permit Condition 4.1.6
  - 2018 Permit Condition 4.3.1.c
  - 2018 Permit Condition 4.3.3

**FOUND IN VIOLATION.**

**PENALTY ASSESSED: \$6,470.00**

- Violation #1 – 2023 Permit Condition 5.1.10 – \$2,000.00**
- Violation #2 – 2023 Permit Condition 4.1.2 – \$535.00**
  - 2023 Permit Condition 4.3.1.a**
  - 2023 Permit Condition 4.3.3**
- Violation #3 – 2018 Permit Condition 4.1.9 – \$2,435.00**
  - 2018 Permit Conditions 4.3.1.d and e**
  - 2018 Permit Condition 4.3.3**
  - 2023 Permit Condition 4.1.11**
  - 2023 Permit Conditions 4.3.1.f and g**
  - 2023 Permit Condition 4.3.3**
- Violation #4 – 2018 Permit Condition 4.1.6 – \$1,500.00**
  - 2018 Permit Condition 4.3.1.c**
  - 2018 Permit Condition 4.3.3**

6. **NEVADA READY MIX CORPORATION (Synthetic Minor Source Permit, Source ID: 512) NOV #10121** – For failing to conduct and maintain a record of the annual burner efficiency test on the Boiler, Emission Unit (EU): P02, for calendar year 2023; for failing to submit performance test results to the Control Officer within 60 days of successfully completing a performance test; for failing to conduct Method 9 performance testing on the temporary jaw crusher and conveyor system, EUs: A064 and A065, within 180 days of initial startup; for failing to maintain the pressure drop across each baghouse, DC-9, DC-13, DC-14, DC-21, DC-23, DC-24, DC-25, DC-26 and DC-27, within the range of 1.0 to 6.0 inches of water column, and for failing to monitor and maintain a record of the pressure drop across 16 baghouses, DC-2, DC-9, DC-12, DC-13, DC-14, DC-15, DC-16, DC-20, DC-21, DC-22, DC-23, DC-24, DC-25, DC-26, and DC-27; for failing to conduct and maintain records of monthly Method 22 Evaluations on six bin vents at the Ready Mix Plant #1, EUs: M012 through M014, M028, M030, and M031, for seven months; for failing to limit the throughput of ammonium nitrate-fuel oil for blasting operations, EU: I011, to 528 tons and 634 tons in any consecutive 12-month period during 2023 and 2024; and for conducting blasting events during a Construction Notice period on May 1, 2023, as identified by Senior Air Quality Specialist Michael Newell during an onsite full compliance evaluation on November 13, 2024, of the sand and gravel operation that also manufactures ready-mix concrete located at 10811 West Washburn Avenue, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$13,620.00

- Violation #1 – November 2022 Permit Condition 4.1.32  
November 2022 Permit Condition 4.3.1.b  
2023 Permit Condition 4.1.33  
2023 Permit Condition 4.3.1.b
- Violation #2 – 2024 Permit Condition 4.2.14
- Violation #3 – 2024 Permit Condition 4.2.1  
2024 Permit Condition 4.2.3.a
- Violation #4 – November 2022 Permit Condition 2.1  
November 2022 Permit Condition 2.2.6  
November 2022 Permit Table 2-1  
2024 Permit Condition 2.1  
2024 Permit Condition 2.2.5  
2024 Permit Table 2-1  
November 2022 Permit Condition 4.1.19  
November 2022 Permit Condition 4.3.1.s  
November 2022 Permit Condition 4.3.3  
2024 Permit Condition 4.1.19  
2024 Permit Condition 4.3.1.p  
2024 Permit Condition 4.3.3
- Violation #5 – November 2022 Permit Condition 4.1.29  
November 2022 Permit Condition 4.3.1.b  
November 2022 Permit Table 4-1  
2023 Permit Condition 4.1.29  
2023 Permit Condition 4.3.1.b  
2023 Permit Table 4-1

*\*Continued on the next page.*

**NEVADA READY MIX CORPORATION continued**

Violation #6 – November 2022 Permit Condition 3.1.2  
November 2022 Permit Condition 3.2.2  
November 2022 Permit Table 3-3  
2024 Permit Condition 3.1.2  
2024 Permit Condition 3.2.2  
2024 Permit Table 3-3

Violation #7 – November 2022 Permit Condition 2.2.24

**NOV #10121 WAS MOVED TO THE END OF THE NON-CONTESTED PORTION OF THE DOCKET.**

**AIR QUALITY AMENDED NOV #10121 TO EXCLUDE 112 DAYS OF FAILING TO MONITOR AND MAINTAIN A RECORD OF THE PRESSURE DROP ACROSS 15 BAGHOUSES FROM VIOLATION #4, REDUCING THE TOTAL RECOMMENDED PENALTY AMOUNT TO \$11,940.00.**

**NEVADA READY MIX CORPORATION CHANGED ITS PLEA AND IS NOT CONTESTING THE AMENDED NOV #10121.**

**FOUND IN VIOLATION. HEARING OFFICER ASSESSED AN \$11,940.00 PENALTY: \$1,125.00 FOR VIOLATION #1, \$1,972.50 FOR VIOLATION #2, \$1,500.00 FOR VIOLATION #3, \$3,915.00 FOR VIOLATION #4, \$795.00 FOR VIOLATION #5, \$1,695.00 FOR VIOLATION #6, AND \$937.50 FOR VIOLATION #7.**

**7. REPUBLIC DUMPCO, INC. (Part 70 Operating Permit, Source ID: 395)**

**NOV #10095** – For failing to submit a sufficient corrective action analysis and corresponding implementation timeline with each of the 75-day notifications for 160°F wellhead temperature exceedances that will take longer than 120 days to correct; for failing to correct wellhead temperature exceedances for five wells that exceeded the 160°F permitted limit within the 120-day regulatory timeline; for failing to limit drilling operations to 4,680 holes per consecutive 12-month period from October 2023, through June 2024; and for operating the open combustion flare, Emission Unit (EU): G27, when the enclosed combustion flare, EU: W11, was operating for 29 non-consecutive days from January 1, 2024, through May 29, 2024, as identified by Senior Air Quality Specialist Michael Newell during an off-site partial compliance evaluation on September 5, 2024 at the Municipal Waste Management facility known as Apex Regional Landfill, located at 13550 North Highway 93, in Clark County, Nevada.

*\*Continued to the next page.*

**REPUBLIC DUMPCO, INC. continued**

Violation(s) Alleged: Recommended Penalty: \$17,060.00  
Violation #1 – Section 13.2, 40 CFR Part 63, Subpart AAAA, § 63.1981(j)(2)  
Section 13.2, 40 CFR Part 63, Subpart AAAA, § 63.1981(h)(7)  
Violation #2 – 2022 Permit Condition III.B.3.aa  
2022 Permit Condition III.B.3.dd.ii  
Section 13.2, 40 CFR Part 63, Subpart AAAA, § 63.1960(a)(4)(i)(B)  
Violation #3 – 2022 Permit Condition III.B.1.h  
2022 Permit Condition III.B.2.e  
Violation #4 – 2022 Permit Condition III.B.2.o

*Continued from 1/16/2025*

**NOV #10095 WAS MOVED TO THE BEGINNING OF THE CONTESTED PORTION OF THE DOCKET.**

**AIR QUALITY REQUESTED A CONTINUANCE OF NOV #10095.**

**HEARING OFFICER CONTINUED REPUBLIC DUMPCO, INC.'S CASE TO MAY 22, 2025.**

***Asbestos Violations:***

8. **ADVANCED MANAGEMENT GROUP NEVADA LLC (Project #250035)**  
**NOV #10124** – For failing to thoroughly inspect the Facility for the presence of Asbestos-Containing Materials prior to conducting renovation activities, as identified by Air Quality Specialist II Kevin Adoor during routine patrol on January 28, 2025 at The Eighty 8 located at 217 South Maryland Parkway, in Clark County, Nevada.

Violation(s) Alleged: Recommended Penalty: \$2,500.00  
Violation #1 – Section 13.1, 40 CFR §61.145(a)

**NOV #10124 WAS MOVED BEFORE CASE #5 OF THE CONTESTED PORTION OF THE DOCKET.**

**ADVANCED MANAGEMENT GROUP NEVADA LLC VERBALLY CHANGED ITS PLEA AND IS NOT CONTESTING NOV #10124.**

**FOUND IN VIOLATION.  
PENALTY ASSESSED: \$2,500.00**

**9. MORAN HOME LLC AND SHEYANTHI WELIKALA SEPARATE PROPERTY TRUST (Project #240604)**

**NOV #10122** – For failing to thoroughly inspect the Facility for the presence of Asbestos-Containing Materials prior to conducting renovation activities; for failing to notify Air Quality 10 working days prior to the removal of Regulated Asbestos-Containing Material (RACM) at the Facility; for failing to adequately wet all removed RACM and ensure it remains wet until properly disposed; for failing to have at least one onsite representative trained in the provisions of the National Emission Standards for Hazardous Air Pollutants asbestos regulations and the means of complying with them; and for allowing visible emissions and failing to seal all Asbestos-Containing Waste Materials in leak tight containers while wet, as identified by Air Quality Specialist II Whitney Francis during an inspection on November 6, 2024, in Unit 344 at Casablanca Condominiums located at 750 Royal Crest Circle, in Clark County, Nevada.

Violation(s) Alleged:

Recommended Penalty: \$4,500.00

Violation #1 – Section 13.1, 40 CFR §61.145(a)

Violation #2 – Section 13.1, 40 CFR §61.145(b), and 40 CFR §61.145(b)(3)(i)

Violation #3 – Section 13.1, 40 CFR §61.145(c)(6)(i)

Violation #4 – Section 13.1, 40 CFR §61.145(c)(8)

Violation #5 – Section 13.1, 40 CFR §61.150(a), and 40 CFR §61.150(a)(1)(iii)

**NOV #10122 WAS MOVED TO THE BEGINNING OF THE CONTESTED PORTION OF THE DOCKET.**

**MORAN HOME LLC AND SHEYANTHI WELIKALA SEPARATE PROPERTY TRUST REQUESTED A CONTINUANCE OF NOV #10122.**

**HEARING OFFICER CONTINUED MORAN HOME LLC AND SHEYANTHI WELIKALA SEPARATE PROPERTY TRUST'S CASE TO MAY 22, 2025.**

**III. ADJOURNMENT            11:40 a.m.**