



## Annotated Agenda

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

**August 2, 2023 – 1:30 P.M.**

**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](mailto: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, 2<sup>nd</sup> 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](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  
Daniel Bartlett  
Elspeth Cordua (Absent)  
Troy Hildreth  
William Kremer (Absent)  
Lauren Rosenblatt

Deputy District Attorney

Catherine Jorgenson

Air Quality Staff

Marci Henson, Director  
Shibi Paul, Compliance & Enforcement Manager <sup>SP</sup>  
Anna Sutowska, Air Quality Supervisor

Administrative Secretary

Sherrie Rogge, Phone: 702-455-0354; Email [sherrie.rogge@clarkcountynv.gov](mailto:sherrie.rogge@clarkcountynv.gov)  
Business Address: Clark County Department of Environment & Sustainability,  
4701 W. Russell Road, 2<sup>nd</sup> Floor, Las Vegas NV 89118

1. **CALL TO ORDER** 1:30 p.m.

2. **PUBLIC COMMENT**

NONE

3. **OATHS OF OFFICE**

A. Daniel Bartlett (Professional Licensed Engineer)  
Term of Office: 4/4/2023 through 4/3/2026

**ACTION: ANNA SUTOWSKA ADMINISTERED THE OATH OF OFFICE TO DANIEL BARTLETT**

4. **APPROVAL OF MINUTES**

Approval of October 5, 2022 meeting minutes.  
(For possible action)

**ACTION: APPROVED MINUTES AS RECOMMENDED**  
**BY: Board Member Rosenblatt**  
**SECOND: Board Member Hildreth**  
**VOTE: 3-0**  
**VOTING AYE: Troy Hildreth, Lauren Rosenblatt, Danny Sanders**  
**ABSTAINING: Daniel Bartlett, Ryan Dennett**  
**ABSENT: Elspeth Cordua, William Kremer**

5. **APPEAL OF HEARING OFFICER DECISION – PROPOSED SETTLEMENT**

A. **AHUSA SERIES 2 LLC (DCOP #53484) – NOV #9784** – On January 19, 2023, the Hearing Officer found AHUSA Series 2 LLC (AHUSA) in violation of Sections 94.13(a) and (b) of the AQRs for failure to employ Best Available Control Measures (BACM) and comply with soil stabilization standards at their site 24 hours a day, seven days a week, as identified by Air Quality Specialist Satyra George while performing routine and follow-up inspections on October 18, 26 and 27, 2022, and a follow-up inspection during a Construction Notice period on November 2, 2022 at the Inspiration at The Village construction project, located at Manor Green Lane and Corwood Green Lane, in Clark County Nevada. The Hearing Officer assessed a penalty amount of \$4,750.00. AHUSA Series 2 LLC appealed the Air Pollution Control Hearing Officer's Order.

To resolve this appeal, the parties have agreed to settle the NOV in accordance with the terms and conditions of the attached settlement agreement. The Hearing Board may approve or disapprove the settlement agreement. If a settlement agreement is approved, the Hearing Board 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 appeal will be rescheduled for a hearing at a subsequent meeting.

(For possible action.)

**ACTION:** APPROVED THE SETTLEMENT AGREEMENT FOR NOV #9784, WHICH INCLUDES A TOTAL SUM OF \$4,000.00 TO BE PAID IN FULL WITHIN 30 DAYS OF THE SIGNED ORDER.

**BY:** Board Member Dennett

**SECOND:** Board Member Rosenblatt

**VOTE:** 5-0

**VOTNG AYE:** Daniel Bartlett, Ryan Dennett, Troy Hildreth, Lauren Rosenblatt, Danny Sanders

**VOTING NAY:** None

**ABSTAINING:** None

**ABSENT:** Elspeth Cordua, William Kremer

6. **NEW MEMBER ORIENTATION**

Presentation by Catherine Jorgenson, Deputy District Attorney (Materials to be provided at the meeting.)

**ACTION:** RECEIVED ORIENTATION

7. **REPORT BY DEPARTMENT OF AIR QUALITY STAFF**

A. General Update

**ACTION:** RECEIVED REPORT

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

NONE

9. **PUBLIC COMMENT**

NONE

10. **ADJOURNMENT** 2:26 p.m.

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](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)

Signature: Shibi Paul  
Shibi Paul (Aug 8, 2023 09:01 PDT)

Email: shibi.paul@clarkcountynv.gov