

**State Implementation Plan Revision to Meet the
Ozone Infrastructure SIP Requirements of the
Clean Air Act Section 110(a)(2).**

Clark County, Nevada

February 2013

Clark County Department of Air Quality
4701 W Russell Road, Suite 200
Las Vegas, NV 89118

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ACRONYMS AND ABBREVIATIONS

Acronyms

AERR	Air Emissions Reporting Requirements
AQR	Clark County Air Quality Regulations
BCC	Clark County Board of County Commissioners
CAA	Clean Air Act
CFR	Code of Federal Regulations
DAQ	Clark County Department of Air Quality
EPA	U.S. Environmental Protection Agency
FR	Federal Register
GHG	Green House Gasses
I-SIP	Infrastructure State Implementation Plan
NAAQS	National Ambient Air Quality Standards
NAC	Nevada Administrative Code
NDEP	Nevada Division of Environmental Protection
NESHAP	National Emission Standards for Hazardous Air Pollutants
NRS	Nevada Revised Statutes
NSPS	New Source Performance Standards
NSR	New Source Review
SNRPC	Southern Nevada Regional Planning Coalition
PSD	Prevention of Significant Deterioration
QA	Quality Assurance
QC	Quality Control
SIP	State Implementation Plan
TAC	Technical Advisory Committee
RTC	Regional Transportation Commission
USC	United States Code

Abbreviations

O ₃	Ozone
ppb	Parts per billion
µg/m ³	Micrograms per cubic meter

Introduction and Background

Sections 110(a)(1) and (2) of the federal Clean Air Act (CAA), 42 U.S.C. § 7410(a)(1) and (2) hereafter referred to as the “Infrastructure” State Implementation Plan (I-SIP) requirements, requires states and delegated local agencies to submit an implementation plan to the U. S. Environmental Protection Agency (EPA) demonstrating their ability and authority to implement, maintain, and enforce each National Ambient Air Quality Standard (NAAQS).

Section 110(a)(1) addresses the submittal requirements for I-SIPs which are due to EPA not later than 3 years after promulgation of a new or revised NAAQS. An I-SIP needs to be submitted regardless of whether or not a jurisdiction has any nonattainment areas.

This SIP revision submittal addresses Clark County’s authority to implement, maintain and enforce the 2008 Ozone NAAQS within the County’s jurisdiction.

Section 110(a)(2) lists the required elements that cover the I-SIP. These elements include: enforceable emission limitations, air quality modeling, enforcement programs, ambient air monitoring programs, and confirmation of adequate personnel, resources and legal authorities. The following elements are addressed in this I-SIP:

- Enforceable Emission Limitations and Other Control Measures (110(a)(2)(A))
- Air Quality Monitoring, Compilation, Data Analysis, and Reporting (110(a)(2)(B))
- Enforcement and Stationary Source Permitting (110(a)(2)(C))
- Resources, Conflict of Interest, and Emergency Backstop (110(a)(2)(E))
- Stationary Source Emissions Monitoring and Reporting (110(a)(2)(F))
- Emergency Powers and Contingency Plans (110(a)(2)(G))
- Revision For Revised Air Quality Standards or New Attainment Methods (110(a)(2)(H))
- Consultation and Public Notification (110(a)(2)(J))
- Air Quality Modeling and Reporting (110(a)(2)(K))
- Major Stationary Source Permitting Fees (110(a)(2)(L))
- Consultation with Local Entities (110(a)(2)(M))

In accordance with the EPA guidance memo¹ dated October 17, 2011, two elements identified in Section 110(a)(2) are not governed by the 3-year submission deadline of Section 110(a)(1). The elements pertain to part D, in Title I of the CAA, which addresses plan requirements for nonattainment areas. Therefore, the following Section 110(a)(2) elements are considered by EPA to be outside the scope of infrastructure SIP actions:

- (1) Section 110(a)(2)(C) to the extent it refers to permit programs (known as "nonattainment new source review") under part D; and
- (2) Section 110(a)(2)(I) in its entirety.

¹ Guidance on Infrastructure State Implementation Plan (SIP) Elements Required Under Section 110(a)(1) and 110(a)(2) for the 2008 Lead (Pb) National Ambient Air Quality Standards (NAAQS), October 17, 2011

Section 110(a)(2)(D) is exempt from the I-SIP due to the recent Cross-State Air Pollution Rule (CSAPR)² decision. EPA does not intend to make findings that states failed to address the good neighbor obligation in Element D.

² Memorandum from Gina McCarthy, November 19, 2012

CAA 110(a)(2)(A)-(M) Requirements for the Clark County Infrastructure State Implementation Plan for O₃

<p>Element (A)</p>	<p><u>Emission limits and other control measures:</u> Requires State Implementation Plans (SIP) to include enforceable emission limits and other control measures, means, or techniques, and schedules for compliance.</p>
<p>The Clark County Board of County Commissioners (BCC), in accordance with NRS Chapter 445B, has adopted the Clark County Air Quality Regulations (AQR) and has delegated enforcement authority to the Department of Air Quality (DAQ). Emission sources within Clark County are required to comply with all existing rules and regulations through federally enforceable state implementation plan regulations³.</p> <p>Clark County has a SIP Approved PSD program and most of the AQRs are SIP approved. Several AQR updates have been adopted by the BCC and submitted to EPA for incorporation in the SIP (submittal dates in parentheses). A complete index of all AQRs (SIP approved and local-only) is included in Attachment B.</p> <p>The following is a list of rules that have been revised and submitted for incorporation into the SIP:</p> <ul style="list-style-type: none"> • Section 0 - Definitions (revised as part of the Section 12.1 rulemaking and the Section 12.2 et al rulemaking); • Section 12.0 - Applicability, General Requirements, Transition Procedures (adopted 11-09, submitted 02-10); • Section 12.1 - Permit Requirements for Minor Sources (adopted 11-09, submitted 02-10); • Section 12.2 - Permit Requirements for Major Sources in Attainment Areas (PSD) (adopted 05-10, submitted 8-10); • Section 12.3 - Permit Requirements for Major Sources in Nonattainment Areas (adopted 05-10, submitted 8-10); • Section 12.4 - Authority to Construct Application and Permit Requirements for Part 70 Sources (adopted 05-10, submitted 8-10); • Section 12.11 - General Permits for Minor Stationary Sources (adopted 11-09, submitted 02-10); • Section 25 - Affirmative Defense For Excess Emissions Due to Malfunctions, etc. (adopted 05-10, submitted 08-10). <p>In addition, the emissions limitations in the following SIP-approved rules in the Clark County portion of the Nevada SIP reduce ozone by limiting ozone precursors, including chlorine and VOC:</p> <ul style="list-style-type: none"> • Section 33 – Chlorine in Chemical Processes; • Section 50 – Storage of Petroleum Products; 	

³ Although not a SIP rule, DAQ administers the Part 70 (Title V) permit requirements through the implementation of Section 12.5 – Part 70 Operating Permit Requirements.

- Section 51 – Petroleum Product Loading into Tank Trucks and Trailers.

Several AQRs such as Section 12.9 – Annual Emissions Inventory Requirement, and Section 12.10 – Continuous Monitoring Requirements for Stationary Sources, are local-only rules.

Section 0 and Section 12.2 were revised in November, 2010 specifically for the purpose of meeting the Greenhouse Gas (GHG) Tailoring Rule requirements, submitted as a SIP revision on January 4, 2011.

Section 9 - Civil Penalties and Section 10 - Compliance Schedules are part of the DAQ enforcement programs. Clark County also enforces Hazardous Air Pollutants (Section 13) rules and New Source Performance Standards (Section 14).

Clark County will continue to implement the permitting and enforcement programs and enforce control measures with respect to the requirements in the CAA.

Element (B)	<u>Ambient air quality monitoring/data system:</u> Requires SIPs to provide for establishment and operation of ambient air quality monitors, collection and analysis of ambient air quality data, and to make these data available to EPA upon request.
<p>Clark County operates an extensive air quality monitoring network, including nine permanent and two seasonal ozone monitors, in accordance with 40 CFR § 58. The quality control (QC) flow rate verifications and quality assurance (QA) flow rate audits meet EPA guidelines for all monitors in the network. An Annual Monitoring Network Plan is completed and submitted to EPA as required in 40 CFR § 58.10 (Attachment A). Monitoring data is submitted to EPA via the Air Quality System; monitoring data is also available on DAQ's website in near-real time.</p>	

Element (C)	<u>Program for enforcement of control measures:</u> Requires SIPs to include a program providing for enforcement of all SIP measures and the regulation of construction of new and modified stationary sources as necessary to assure that the NAAQS are achieved, including a permit program as required in Parts C and D.
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AQR Section 4 - Control Officer, authorizes the Control Officer to enforce all AQRs including the following sections:

- Section 10 - Compliance Schedules;
- Section 12.1 - Permit Requirements for Minor Sources;
- Section 12.2 - Permit Requirements for Major Sources in Attainment Areas;
- Section 12.3 - Permit Requirements for Major Sources in Nonattainment Areas;
- Section 12.4 - Authority to Construct Application and Permit Requirements for Part 70 Sources;
- Section 12.11 - General Permits for Minor Stationary Sources;
- Section 13 - National Emission Standards for Hazardous Air Pollutants;
- Section 14 - New Source Performance Standards
- Section 25 - Affirmative Defense For Excess Emissions Due to Malfunctions;
- Section 26 - Emission of Visible Air Contaminants;
- Section 27 - Particulate Matter from Process Weight Rate;
- Section 28 - Fuel Burning Equipment.

Section 12.2 was revised in November 2010 to include provisions for GHG, the SIP revision was submitted January 4, 2011.

Other sections from the AQRs are not part of the SIP; therefore they are local-only rules. They have been adopted by the BCC and are enforced by the Control Officer.

<p>Element (D)</p>	<p><u>Interstate transport provisions:</u> Requires SIPs to contain adequate provisions prohibiting emissions generated within the state from contributing significantly to nonattainment in, or interfering with maintenance by, any other state with respect to the NAAQS, or from interfering with measures required to be included in the SIP of any other state to prevent significant deterioration or to protect visibility.</p>
<p>Gina McCarthy, Assistant Administrator of the US EPA issued a memo on November 19, 2012 to EPA Air Division Directors, Regions 1-10, regarding states' and US EPA's obligations with respect to the requirements of (D)(i)(I). Ms. McCarthy notes:</p> <p style="padding-left: 40px;">“I would also like to note that the recent CSAPR decision made certain holdings regarding the requirement for states to submit SIPs addressing the provisions of Clean Air Act section 110(a)(2)(D)(i)(I), the good neighbor provision that addresses upwind emissions linked to NAAQS attainment problems in downwind states. The decision states that a SIP cannot be deemed deficient for failing to meet the good neighbor obligation before the EPA quantifies that obligation. Although we have filed a petition for rehearing of the Court's decision, including this element of the decision, and although the mandate for that decision has not yet been issued, we intend to act in accordance with the decision during the pendency of the appeal. Therefore, at this time the EPA does not intend to make findings that states failed to submit SIPs to comply with section 110(a)(2)(D)(i)(I). To the extent that states may inquire about their obligations to submit SIPs addressing this provision, we believe it would be appropriate to convey that at this time we do not intend to make such findings with respect to section 110(a)(2)(D)(i)(I).”</p> <p>Because US EPA has not informed Nevada of its contribution to any ozone NAAQS attainment problem in downwind states, DAQ concludes that it is not obligated to address this requirement at this time.</p>	

<p>Element (E)</p>	<p><u>Adequate resources:</u> Requires SIPs to provide necessary assurances for adequate personnel, funding, and authority under state law to carry out its SIP, to contain requirements addressing potential conflicts of interest, and to provide necessary assurances that the state retains responsibility for ensuring adequate implementation of the SIP where the state relies on a local or regional government for implementation of any SIP provision.</p>
<p>NRS 445B.500 authorizes Clark County to implement and administer air quality management programs within the geographic boundaries of Clark County. These programs are managed through the DAQ, with a current air quality budget of approximately \$28.7 million, and 97 full-time equivalent staff positions. Primary sources of funding are:</p> <ul style="list-style-type: none"> • Permits and technical services fees collected from regulated emission sources; • Federal grants; • Fund distributions and grants from the Nevada Air Pollution Control Account per NRS 445B.830; • RTC transportation tax revenue, as established by NRS 377A.090; • Federal Congestion Mitigation and Air Quality Program (CMAQ) funds. <p>NRS 445B.520 gives the State Environmental Commission⁴ the authority to supersede the county program.</p> <p>Clark County Code Chapter 2.42 – Ethical Standards - specifies conflict of interest requirements for Clark County public officers and officials, including members of the BCC and the Control Officer. These requirements specifically prohibit all local public officials from participating in governmental decisions in which they have a financial interest.</p> <p>The following provisions of state law address the requirements of CAA Sections 110(a)(2)(E)(ii) and 128:</p> <ul style="list-style-type: none"> • NRS 281A.150 (“Public employee’ defined”) • NRS 281A.160 (“Public officer’ defined”) • NRS 281A.400 (“General requirements; exceptions”) • NRS 281A.410 (“Limitations on representing or counseling private persons before public agencies; disclosure required by certain public officers.”) • NRS 281A.420 (“Requirements regarding disclosure of conflicts of interest and abstention from voting because of certain types of conflicts; effect of abstention on quorum and voting requirements; exceptions”). 	

⁴ State Environmental Commission is defined in NRS 445B.200

Element (F)	<u>Stationary source monitoring system:</u> Requires SIPs to establish a system to monitor emissions from stationary sources, to submit periodic emissions reports, to correlate the emissions reports with the corresponding SIP emission limits and standards, and to make emissions reports available to the public.
<p>The following AQR Sections provide the authority for the installation and maintenance of sampling and testing facilities to measure emissions of air contaminants, and for data collection:</p> <ul style="list-style-type: none"> • Section 12.1 - Permit Requirements for Minor Sources; • Section 12.2 - Permit Requirements for Major Sources in Attainment Areas; • Section 12.3 - Permit Requirements for Major Sources in Nonattainment Areas; • Section 12.4 - Authority to Construct Application and Permit Requirements for Part 70 Sources; • Section 12.9 - Annual Emissions Inventory Requirement; • Section 12.10 - Continuous Monitoring Requirements for Stationary Sources; • Section 12.11 - General Permits for Minor Stationary Sources; • Section 25 - Affirmative Defense For Excess Emissions Due to Malfunctions. <p>Sections 12.9 and 12.10 have not been submitted as SIP rules; they are local-only rules</p> <p>Emissions data is submitted according to the Air Emissions Reporting Requirements (AERR). Emissions data is available to the public, except when the data is deemed confidential in accordance with AQR Section 12.6 and NRS 445B.570.</p>	

Element (G)	<u>Emergency episodes:</u> Requires SIPs to provide for authority to address activities causing imminent and substantial endangerment to public health and to provide for adequate contingency plans to implement such authority.
<p>In accordance with NRS 445B.500(1)(d), Clark County has the authority to provide by rules and regulations for alert, warning, and emergency standards and abatement procedures relative to air pollution episodes or emergencies constituting, or likely to constitute, an imminent and substantial danger to people’s health pursuant to NRS 445B.560.</p> <p>Clark County has adopted AQR Section 70 - Emergency Procedures of the AQRs, which addresses emergency procedures.</p> <p>AQR Section 6 - Injunctive Relief, allows Clark County to apply to a court of competent jurisdiction to enforce compliance with—or restrain violations of—any provision of the AQRs.</p>	

Element (H)	<u>Future SIP revisions:</u> Requires SIPs to provide for SIP revisions in response to changes in the NAAQS, or availability of improved methods for attaining the NAAQS, and in response to an EPA finding that the SIP is substantially inadequate.
<p>Clark County must provide a method for revision of SIPs when air quality standards are revised, new attainment methods become available, or EPA informs states that current SIPs are inadequate for attaining standards or complying with additional CAA requirements.</p> <p>AQR Section 2 - Procedures for Adoption and Revision of Regulations and for Inclusion of those Regulations in the State Implementation Plan of the Clark County AQR set forth the general procedural requirements for adoption of regulations and other materials to be incorporated in the SIP. These procedures apply to submission of:</p> <ul style="list-style-type: none"> (a) Any revision to the SIP described by 40 C.F.R. § 51.104(a); (b) Any individual compliance schedule under 40 C.F.R. § 51.260; (c) Any other SIP revision submitted to NDEP pursuant to 40 C.F.R. § 51.104(d). 	

Element (J) CAA § 121	<u>Consultation with government officials, public notification, PSD and visibility protection:</u> Requires states to provide a process for consultation with local governments and Federal Land Managers carrying out NAAQS implementation requirements pursuant to section 121 relating to consultation.
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Clark County will continue including local governments and managers of affected federal lands in its consultation process as part of carrying out CAA requirements. AQR Section 2 – Procedures for adoption and revision of regulations and for inclusion of those regulations in the State Implementation Plan outlines the procedures for adoption and revision of regulations. The procedures include provisions for notice to the public and governmental entities as well as public hearings before seeking to amend the SIP applicable to Clark County.

Element (J) CAA § 127	Requires States to notify the public if NAAQS are exceeded in an area and to enhance public awareness of measures that can be taken to prevent exceedances.
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AQR Section 70 - Emergency Procedures authorizes the Control Officer to declare an episode, an alert or an emergency if the operation of sources of air contaminants are causing or may cause imminent danger to human health.

Additionally, near-real time ambient air monitoring data for O₃ is posted on DAQ's website.

Element (J)	Requires States to meet applicable requirements of part C related to prevention of significant deterioration and visibility protection.
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Title I, Part C of the CAA requires states to provide measures relating to PSD and visibility protection. The following AQRs contain provisions for PSD areas and visibility protection, as well as provisions for public participation:

- Section 12.1 - Permit Requirements for Minor Sources;
- Section 12.2 - Permit Requirements for Major Sources in Attainment Areas;
- Section 12.3 - Permit Requirements for Major Sources in Nonattainment Areas;
- Section 12.4 - Authority to Construct Application Permit Requirements for Part 70 Sources
- Section 12.11 - General Permits for Minor Stationary Sources;
- Section 25 - Affirmative Defense For Excess Emissions Due to Malfunctions

Element (K)	<u>Air quality modeling/data:</u> Requires SIPs to provide for the performance of air quality modeling for predicting effects on air quality of emissions of any NAAQS pollutant and the submission of such data to EPA upon request.
<p>Clark County's air quality modeling work complies with EPA's final guidance on the use of models in attainment demonstrations for the NAAQS. Clark County uses the latest methods and techniques and documents modeling information and computer model performance evaluations.</p> <p>Clark County will continue to use air quality models in accordance with approved EPA and DAQ modeling guidance and protocols and continue to submit data and modeling results to EPA as requested.</p> <p>AQR Section 12.2 - Permit Requirements for Major Sources in Attainment Areas and AQR Section 12.4 - Authority to Construct Application and Permit Requirements for Part 70 Sources, provide provisions to require air quality modeling.</p>	

Element (L)	<u>Permitting fees:</u> Requires SIPs to require each major stationary source to pay permitting fees to cover the cost of reviewing, acting upon, implementing and enforcing a permit until such fee requirement is superseded by EPA approval of a fee program under Title V of the CAA.
<p>Permit and technical service fees are authorized under AQR Section 18 - Permit and Technical Service Fees. Section 18 includes fees for sources subject to the Title V (Part 70) permit requirements.</p> <p>Clark County will continue to implement and update major stationary source permit fee regulations to comply with the requirements of CAA Sections 501-507.</p>	

Element (M)	<u>Consultation/participation by affected local entities:</u> Requires SIPs to provide for consultation and participation in SIP development by local political subdivisions affected by the SIP.
<p>Clark County consults with key stakeholder committees on policy decisions and technical issues. The Air Quality Technical Advisory Committee (TAC) consists of private sector stakeholders as well as local government representatives, and provides input on technical and policy decisions. The TAC has an opportunity to provide input on concerns, challenges, and progress in the development and implementation of air quality programs in Clark County, but also discusses and recommends solutions to conflicts, challenges, or policy issues.</p> <p>Additionally, NRS 445B.503 requires Clark County to consult with the Southern Nevada Regional Planning Coalition (SNRPC) and the Regional Transportation Commission (RTC) before adopting or amending a plan, policy, or program, and conduct hearings to solicit public comment.</p>	

ATTACHMENT A

2012 Annual Monitoring Network Plan

Clark County Department of Air Quality



Annual Network Plan Report June 2012

Executive Summary

This annual plan reports the status of the Clark County air monitoring network, operated by the Department of Air Quality. Reporting standards are outlined in Title 40, Part 58 of the Code of Federal Regulations (40 CFR 58).

The plan focuses on network changes in 2011, changes and improvements planned for 2012, efforts to improve data quality, and the ways in which network data is disseminated.

The 2011 network review identified potential deficiencies at two monitoring stations, along with options for correction. The shortcomings were associated with “obstacle distance,” and the “Siting Criteria Deficiencies” section contains an implementation schedule for corrective actions.

In addition to network plan requirements, the U.S. Environmental Protection Agency finalized revisions to the ambient air monitoring requirements for lead on January 26, 2011; revised the National Ambient Air Quality Standard (NAAQS) for sulfur dioxide on June 2, 2010; revised the NAAQS for nitrogen dioxide on January 22, 2010; and retained the carbon monoxide NAAQS on August 12, 2011. In addition, this plan discusses the requirement to operate a National Core Monitoring Network station and regulation changes that affect Clark County and its compliance status.

**CLARK COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM**

Issue:	Approval of Annual Monitoring Network Plan	Back-up:
Petitioner:	Lewis Wallenmeyer, Director, Air Quality	Clerk Ref. #
Recommendation:		
<p>That the Board of County Commissioners approve and adopt the Annual Monitoring Network Plan and authorize the director of the Department of Air Quality or his designee to submit the plan to the United States Environmental Protection Agency. (For possible action)</p>		

FISCAL IMPACT:

Fund #: N/A	Fund Name: N/A
Fund Center: N/A	Funded Program/Grant: N/A
Description: N/A	Amount: N/A
Added Comments: N/A	

BACKGROUND:

As a requirement of 40 CFR 58.10 and in accordance with Clark County Code Section 9.08.040, the Board of County Commissioners must adopt an annual monitoring network plan and submit it to the U.S. Environmental Protection Agency (EPA). The plan must be available for public inspection for at least 30 days before submittal. The Department of Air Quality (DAQ) provided notice of the public inspection period, which ran from May 3– June 2, 2012, on the DAQ web site, at the front counter of the DAQ Main Office, in the Las Vegas Review Journal, and in an e-mail distribution list. No comments were received.

The plan addresses the following objectives: ambient air quality monitoring methodology, network design, probe and path siting criteria, quality assurance requirements, periodic systems and national performance audits, and corrective action. It focuses on conditions that changed in 2011, planned changes and improvements in 2012 and beyond, information dissemination, and efforts to improve data quality. DAQ continually evaluates the monitoring network for effectiveness in the areas of user needs, monitor location, scale of representation, effects of air pollution control programs, monitoring objectives, maintenance of federal health standards, and evaluation of air pollution effects on public health.

Staff recommends the Board approve and adopt the plan and authorize its submission to EPA.

Respectfully submitted,

APPROVED AS RECOMMENDED



 LEWIS WALLEMEYER, DIRECTOR

Cleared for Agenda
 6/19/12 MD
 Agenda Item #
 19

ATTACHMENT B

DAQ SIP approved and local-only rules

Highlighted Sections are currently in the SIP, have been submitted as revisions to the SIP, or are programs delegated by EPA to Clark County. All other sections are “local only” rules.





Section 0	Definitions
Section 2	Procedures for Adoption and Revision of Regulations and for Inclusion of those Regulations in the State Implementation Plan
Section 4	Control Officer
Section 5	Interference with Control Officer
Section 6	Injunctive Relief
Section 7	Hearing Board and Hearing Officer
Section 8	Persons Liable for Penalties – Punishment: Defense
Section 9	Civil Penalties
Section 10	Compliance Schedules
Section 12.0	Applicability, General Requirements and Transition Procedures
Section 12.1	Permit Requirements For Minor Sources
Section 12.2	Permit Requirements For Major Sources In Attainment Areas (Prevention Of Significant Deterioration)
Section 12.3	Permit Requirements For Major Sources In Nonattainment Areas
Section 12.4	Authority To Construct Application And Permit Requirements For Part 70 Sources
Section 12.5	Part 70 Operating Permit Requirements
Section 12.6	Confidentiality
Section 12.7	Emission Reduction Credits
Section 12.9	Annual Emissions Inventory Requirement
Section 12.10	Continuous Monitoring Requirements for Stationary Sources
Section 12.11	General Permits for Minor Stationary Sources
Section 12.12	Transfer of Permit
Section 12.13	Posting of Permit
Section 13	National Emission Standards for Hazardous Air Pollutants
Section 14	New Source Performance Standards
Section 18	Permit and Technical Service Fees
Section 21	Acid Rain Permits
Section 22	Acid Rain Continuous Emission Monitoring
Section 25	Affirmative Defense for Excess Emissions Due to Malfunctions, Startup, and Shutdown
Section 26	Emission of Visible Air Contaminants
Section 27	Particulate Matter from Process Weight Rate
Section 28	Fuel Burning Equipment
Section 32	Reduction of Animal Matter
Section 33	Chlorine in Chemical Processes
Section 40	Prohibitions of Nuisance Conditions
Section 41	Fugitive Dust
Section 42	Open Burning
Section 43	Odors in the Ambient Air
Section 44	Prohibitions on Planting, Selling, or Offering to Sell Fruitless Mulberry and European Olive Trees
Section 45	Idling of Diesel Powered Motor Vehicles
Section 50	Storage of Petroleum Products

Section 51	Petroleum Product Loading into Tanks, Trucks And Trailers
Section 53	Oxygenated Gasoline Program
Section 70	Emergency Procedures
Section 80	Circumvention
Section 81	Provisions of Regulations Severable
Section 90	Fugitive Dust From Open Areas and Vacant Lots
Section 91	Fugitive Dust From Unpaved Roads, Unpaved Alleys, and Unpaved Easement Roads
Section 92	Fugitive Dust From Unpaved Parking Lots; Material Handling and Storage Yards; and Vehicle and Equipment Storage Yards
Section 93	Fugitive Dust From Paved Roads and Street Sweeping Equipment
Section 94	Permitting and Dust Control for Construction Activities

ATTACHMENT C

Public Participation

DAQ web pages notifications:

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Friday, January 25, 2013

Clark County > Departments > Air Quality

Air Quality

The Department of Air Quality is the air pollution control agency for all of Clark County, Nevada. Established by the Clark County Board of County Commissioners in 2001, Air Quality administers a variety of 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.


Announcements

Emissions Inventory Reminder Letter
Reminder Letter [More Information](#)




Proposed SIP Revision For O3
Proposed SIP Revision For O3 [More Information](#)

EPA Action on Section 12 Permitting Rules
Pending EPA Action on Section 12 Permitting Rules [More Information](#)

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Friday, January 25, 2013

Clark County > Departments > Air Quality > Announcements > Proposed SIP Revision For O3

Air Quality

12/29/2012 - Proposed SIP Revision For O3

Contact: Jean-Paul Huys
Phone: 702-455-1684
Email: huys@clarkcountynv.gov

DAQ prepared an [Infrastructure State Implementation Plan for the 2008 Ozone NAAQS](#). See [public notice](#) for further information.

Air Quality

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 (PM₁₀), Ozone (O₃) 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 use 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 develop and implement 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: DAQ has prepared the following document:

An [Infrastructure State Implementation Plan for Ozone \(O3\)](#) that shows that Clark County has the program in place to implement, maintain, and enforce the National Ambient Air Quality Standards (NAAQS) for Ozone.

The public has the opportunity to [review and comment](#) on the draft document:

The 30-day public comment period is from December 30, 2012 through January 29, 2013. Comments must be received by Tuesday January 29, 2013 at 5:00 PM. Written comments will be retained and considered prior to the submittal of the proposed Plan to the Clark County Board of County Commissioners (BCC). The BCC will conduct a public hearing on the Plan on February 19, 2013 at 10:00 AM in the Clark County Commission Chambers, Government Center, 500 South Grand Central Parkway, Las Vegas, Nevada.

[Planning Contact Information](#)

B. Public Comment Report

Public Notice: *Las Vegas Review-Journal, December 29, 2012*

Public Comment Period: December 30, 2012 to January 29, 2013

Formal Comments Received: None

Public Hearing: February 19, 2013

Formal Comments Received: None

C. Board of County Commissioners Meeting – February 5, 2013

Agenda:

AGENDA

Page 1 of 7

AGENDA
JOINT MEETING OF THE
CLARK COUNTY BOARD OF COMMISSIONERS
CLARK COUNTY WATER RECLAMATION DISTRICT BOARD OF TRUSTEES
UNIVERSITY MEDICAL CENTER OF SOUTHERN NEVADA BOARD OF TRUSTEES
9:15 AM TUESDAY, FEBRUARY 05, 2013
CLARK COUNTY COMMISSION CHAMBERS, GOVERNMENT CENTER
500 SOUTH GRAND CENTRAL PARKWAY, LAS VEGAS, NEVADA

This meeting has been properly noticed and posted in the following locations:

CC Government Center 500 S. Grand Central Pkwy. Las Vegas, NV (Principal Office)	Regional Justice Center 200 Lewis Ave, 1 st Fl. Las Vegas, NV
Third Street Building 309 S. Third St. Las Vegas, NV	Paradise Park Pool & Center 4775 McLeod Dr. Las Vegas, NV
Winchester Park & Center 3130 S. McLeod Dr Las Vegas, NV	Desert Breeze Park & Community Ctr 8275 Spring Mtn. Rd Las Vegas, NV

Agenda Also Available At:

Clark County Reg. Govt. Center 101 Civic Way Laughlin, NV	City of North Las Vegas 2250 N. Las Vegas Blvd North Las Vegas, NV
City of Henderson 240 Water St. Henderson, NV	City of Boulder City 400 California Ave. Boulder City, NV
City of Mesquite 10 E. Mesquite Blvd Mesquite, NV	City of Las Vegas 495 S. Main St. Las Vegas, NV

If you wish to speak on an item appearing on this agenda, please fill out a Public Comment Interest Card which is located in front of the Commission Chambers and submit the comment card to staff sitting in the front lobby of the Commission Chambers. If you wish to speak to the Board about items within its jurisdiction but not appearing on this agenda, you must wait until the "Comments by the General Public" period listed at the end of this agenda. Comments will be limited to three minutes. Please step up to the speaker's podium, clearly state your name and address and please **spell** your last name for the record. If any member of the Board wishes to extend the length of a presentation, this will be done by the Chair, or the Board by majority vote.

- Items on the agenda may be taken out of order.
- The Board of County Commissioners, Board of Trustees, and Licensing Board may combine two or more agenda items for consideration.
- The Board of County Commissioners, Board of Trustees, and Licensing Board may remove an item from the agenda or delay discussion relating to an item at any time.

Contracts, zoning matters, or ordinances that do not comply with the County's disclosure requirement as outlined in Section 10(2) of the County Ethics Policy are subject to being voided.

The main agenda is available on Clark County's website, <http://www.ClarkCountyNV.gov>. This meeting will be broadcast live in the Las Vegas area on Clark County Television (CCTV) Channel 4 on Cox cable (Channel 89.13 for those without converter boxes), on Channel 4 on CenturyLink, in Laughlin on Channel 14 via CMA Access, and on the County's website at www.ClarkCountyNV.gov. It will be replayed over CCTV on Tuesday, February 05, 2013, at 9:00 p.m. For more information about the program schedule, please refer to http://www.ClarkCountyNV.gov/Depts/public_communications/Pages/C4Schedule.aspx or contact CCTV Channel 4 at (702) 455-6890.

SEC. 1. OPENING CEREMONIES

CALL TO ORDER

1. Approval of Minutes of the Regular Meeting on December 4, 2012. (For possible action) *(Available in the County Clerk's Office, Commission Division)*

<http://agenda.co.clark.nv.us/sirepub/cache/2/wf3wxxi21sjqmt2tmudbnmyb/9180130201310...> 1/30/2013

2. Approval of Agenda with the Inclusion of Any Emergency Items and Deletion of Any Items. (For possible action)

SEC. 2. CONSENT AGENDA: Items No. 3 through No. 33

NOTE:

- The Board of County Commissioners, Board of Trustees, and Licensing Board may remove an item from the agenda or delay discussion relating to an item at any time.
- Consent Agenda - All matters in this sub-category are considered by the Board of County Commissioners, Board of Trustees, and Licensing Board to be routine and may be acted upon in one motion. Most agenda items are phrased for a positive action. However, the Board/Trustees may take other actions such as hold, table, amend, etc.
- Consent Agenda items are routine and can be taken in one motion unless a Commissioner/Trustee/Licensing member requests that an item be taken separately. The Chair will call for public comment on these items before a vote. For all items left on the Consent Agenda, the action taken will be staff's recommendation as indicated on the item.
- Items taken separately from the Consent Agenda by Commission/Trustees/Licensing members at the meeting will be heard following the Commissioners'/County Manager's Recognition Section.

Purchasing & Contracts

3. [Approve Amendment No. 1 to the contract with Nevada Homes for Youth, Inc., for CBE No. 602188-11, to provide Intensive Residential In-Patient Substance Abuse Treatment for Girls, Level III; and authorize the Chief Financial Officer or his designee to sign the amendment, or take other action as appropriate. \(For possible action\)](#)
4. [Approve the design contract with Suzana Rutar Architect Ltd., for CBE No. 602849-12, for the Ron Lewis Park Restroom and Concession; and authorize the Chief Financial Officer or his designee to sign the contract, or take other action as appropriate. \(For possible action\)](#)
5. [Approve the selection of, and the contract with, Enduring Conservation Outcomes, for RFP No. 602773-12, Science Advisor for the Desert Conservation Program; and authorize the Chief Financial Officer or his designee to sign the contract, or take other action as appropriate. \(For possible action\)](#)

Town Services (*Minutes to be noted, available in the County Clerk's Office, Commission Division*)

6. [Note for the record the following Town Advisory Board \(TAB\) and Citizens Advisory Council \(CAC\) Minutes:](#)

Indian Springs TAB - September 13, 2012;
 Moapa Valley TAB - November 14, 2012;
 Spring Valley TAB - December 11, 2012;
 Paradise TAB - December 11, 2012;
 Enterprise TAB - December 12, 2012 and January 2, 2013;
 Mountain Springs CAC - December 12, 2012; and
 Whitney TAB - December 13, 2012.

Business License

7. [In accordance with NRS 369.190, approve to amend the existing Importer/Wholesaler Liquor License issued to Las Vegas Distillery, LLC, 7330 Eastgate Rd., Suite 100, Henderson, NV 89011 to a Rectifier license. Commission District: ALL \(For possible action\)](#)

Social Service

8. [Ratify the submission of the grant application to the U.S. Department of Housing and Urban](#)

Development (HUD) for the Southern Nevada Continuum of Care (CoC) Help Hope Home Planning Project, by Clark County Social Service (CCSS) for the Regional Initiatives Office's Southern Nevada Continuum of Care project to provide planning and implementation of the Homeless Emergency and Rapid Transition to Housing (HEARTH) Act of 2009 in the amount of \$96,302; and authorize the Director or his designee to sign the grant documents; and accept any grant funds awarded. (For possible action)

9. Ratify the submission of the grant application to the U.S. Department of Housing and Urban Development (HUD) for the Healthy Living Project, by Clark County Social Service (CCSS) for the Regional Initiatives Office's Southern Nevada Continuum of Care (CoC) project to provide permanent supportive housing for chronically homeless households that are medically fragile in the amount of \$608,896; and authorize the Director or his designee to sign the grant documents; and accept any grant funds awarded. (For possible action)

Air Quality

10. Set a public hearing on February 19, 2013 at 10:00 AM to approve, adopt, and authorize the submittal of the Ozone Infrastructure State Implementation Plan to the State of Nevada and the U.S. Environmental Protection Agency for review and approval as a revision to the Nevada State Implementation Plan. (For possible action)

Aviation

11. Approve and authorize the Director of Aviation to sign the Concession Agreement between Clark County and AWG Ambassador, LLC dba AWG Charter Services, Ambassador Limousine, and Ritz Transportation (Alan Waxler, Managing Member) for the operation of per capita limousine and minibus transportation services at McCarran International Airport; or take other action as appropriate. (For possible action)
12. Approve the award of Bid No. 13-602801, Carpet Cleaning & Restoration Services to the lowest responsive and responsible bidder. Staff recommends award to A to Zzz Inc. (D. Lynn Meadows, President), and rejection of bids received from World Class Facility Services LLC, N & R Cleaning LLC and CR Cleaning; or take other action as appropriate. (For possible action)

Public Works

13. Approve and authorize the County Manager or his designee to sign a permanent non-exclusive irrigation easement to the Muddy Valley Irrigation Company to allow for installation of irrigation facilities within the Muddy River Flood Control Improvements right-of-way located within County-owned property designated as Assessor's Parcel Nos. 070-12-696-001, 070-12-696-004, 070-12-796-003, 070-12-796-004, 070-12-796-006, 070-12-796-009, 070-12-796-012, 070-12-796-013, 070-12-796-014, 070-12-896-013, and 070-12-896-014 in the community of Overton, Nevada. (For possible action)
14. Approve and authorize the County Manager or his designee to sign permanent non-exclusive power easements to the Overton Power District No. 5 to allow for installation of electrical facilities within the Muddy River Flood Control Improvements right-of-way located within County-owned property designated as Assessor's Parcel Nos. 070-12-796-003, 070-12-796-004, 070-12-796-006, 070-12-796-012, 070-12-796-013, 070-12-696-001, 070-12-796-014, and 070-12-796-015 in the community of Overton, Nevada. (For possible action)
15. Approve and authorize the County Manager or his designee to sign Supplemental No. 1 to the professional landscape architectural services contract between Clark County and Stantec Consulting Services, Inc. (Carv K. Baird, Managing Senior Associate) for additional engineering and landscaping enhancement services on Casino Drive from the Harrah's driveway to State Route 163 in Laughlin, Nevada. (For possible action)
16. Approve and authorize the County Manager or his designee to sign Supplemental No. 2 to the professional project administration and construction management services contract between Clark

**CLARK COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM**

Issue:	Set a Public Hearing	Back-up:
Petitioner:	Lewis Wallenmeyer, Director, Air Quality	Clerk Ref. #
Recommendation:		
<p>That the Board of County Commissioners set a public hearing on February 19, 2013 at 10:00 AM to approve, adopt, and authorize the submittal of the Ozone Infrastructure State Implementation Plan to the State of Nevada and the U.S. Environmental Protection Agency for review and approval as a revision to the Nevada State Implementation Plan. (For Possible Action)</p>		

FISCAL IMPACT:

Fund #: N/A	Fund Name: N/A
Fund Center: N/A	Funded Program/Grant: N/A
Description: N/A	Amount: N/A
Added Comments: N/A	

BACKGROUND:

The Federal Clean Air Act and applicable federal regulations require the County to prepare an Infrastructure State Implementation Plan (I-SIP) for Ozone (O3), a criteria air pollutant, due to the 2008 publication of a revised National Ambient Air Quality Standard (NAAQS) for Ozone. The purpose of the I-SIP is to demonstrate Clark County has the programs in place to implement, maintain, and enforce the revised standard. An I-SIP is required whether or not an area is in compliance with the new ozone NAAQS. The attached proposed O3 I-SIP addresses the following air quality program elements: permitting; air quality modeling; enforcement; ambient air monitoring; and confirmation of adequate personnel, resources, and legal authorities.

The proposed O3 I-SIP was made available for public review and comment from December 30, 2012 through January 29, 2013. A public hearing on February 19, 2012 will provide the public with an additional opportunity to provide comments on the proposed O3 I-SIP.

Staff recommends that the public hearing be set for 10:00 AM on February 19, 2013.

APPROVED AS RECOMMENDED

Respectfully submitted,



 LEWIS WALLEMEYER, DIRECTOR

Cleared for Agenda
 2/5/13 MD
 Agenda Item #
 10

SUMMARY OF FINAL ACTION

AGENDA

JOINT MEETING OF THE CLARK COUNTY BOARD OF COMMISSIONERS, CLARK COUNTY WATER RECLAMATION DISTRICT BOARD OF TRUSTEES, AND UNIVERSITY MEDICAL CENTER OF SOUTHERN NEVADA BOARD OF TRUSTEES

9:30 A.M. TUESDAY, FEBRUARY 5, 2013

**CLARK COUNTY COMMISSION CHAMBERS, GOVERNMENT CENTER
500 SOUTH GRAND CENTRAL PARKWAY, LAS VEGAS, NEVADA**

This meeting has been properly noticed and posted in the following locations:		Agenda Also Available At:	
CC Government Center 500 S. Grand Central Pkwy. Las Vegas, NV (Principal Office)	Regional Justice Center 200 Lewis Ave, 1st Fl. Las Vegas, NV	City of Las Vegas 400 E. Stewart Ave. Las Vegas, NV	City of North Las Vegas 2200 Civic Center Dr. No. Las Vegas, NV
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Tune in to the County's news magazine "Chronicles" Tuesday, February 5, 2013, at 6:30 p.m.
The min agenda is available on Clark County's Internet Web Site, <http://www.accessclarkcounty.com>.
This meeting will be broadcast live on Clark County Television, Channel 4 (CCTV 4) and over the Internet, <http://www.accessclarkcounty.com>. It will be replayed over CCTV 4 on Tuesday, February 5, 2013, at 8:00 p.m.
For more programming information, call the Public Communications Office at 455-6888.

SEC. 1. OPENING CEREMONIES

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

- 1. 1. Approval of Minutes of the Regular Meeting on December 4, 2012. (For possible action) (Available in the County Clerk's Office, Commission Division)**

MOVED BY: Larry Brown

ACTION: APPROVED SUBJECT MINUTES AS RECOMMENDED

VOTE: 7-0

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

VOTING NAY: NONE

ABSTAINING: NONE

ABSENT: NONE

2. 2. Approval of Agenda with the Inclusion of Any Emergency Items and Deletion of Any Items. (For possible action)

MOVED BY: Mary Beth Scow

ACTION: APPROVED AGENDA WITH CHANGE TO BACKGROUND OF ITEM NO. 4 AS RECOMMENDED

VOTE: 7-0

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

VOTING NAY: NONE

ABSTAINING: NONE

ABSENT: NONE

PUBLIC COMMENTS

SEC. 2. CONSENT AGENDA: Items No. 3 through No. 33

NOTE: All items listed on this agenda are for action by the Board/Trustees unless otherwise noted. Action may consist of any of the following: approve, deny, condition, hold, or table.

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COMMENTS BY THE GENERAL PUBLIC

According to Nevada's Open Meeting Law, it is the Board's/Trustees' discretion to take Public Comment during times other than during a Public Hearing or during the Public Comment Session. In all other instances, a citizen may speak on any matter before the Board/Trustees for consideration, after receiving recognition and consent of the Chairman of the Board. Public Comment will be

limited to three minutes. If any member of the Board/Trustees wishes to extend the length of a presentation, this will be done by the Chairman, or the Board/Trustees by majority vote.

If you wish to speak on a matter not listed as a public hearing or on a matter not posted on the agenda, you may do so during the Public Comment Session. Please step up to the speaker's podium, clearly state your name and address -- please spell your name for the record -- and limit your comments to no more than three minutes. No vote may be taken on any matter not listed on the posted agenda.

Consent Agenda items are routine and can be taken in one motion unless a Commissioner/Trustee/Licensing member requests that an item be taken separately. For all items left on the Consent Agenda, the action taken will be staff's recommendation as indicated on the item.

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MOVED BY: Susan Brager

ACTION: APPROVED CONSENT AGENDA ITEM NOS. 3 THROUGH 33 AS RECOMMENDED

VOTE: 6-0

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

VOTING NAY: NONE

ABSTAINING: NONE

ABSENT: Tom Collins

Purchasing & Contracts

3. 3. Approve Amendment No. 1 to the contract with Nevada Homes for Youth, Inc., for CBE No. 602188-11, to provide Intensive Residential In-Patient Substance Abuse Treatment for Girls, Level III; and authorize the Chief Financial Officer or his designee to sign the amendment; or take other action as appropriate. (For possible action)

ACTION: APPROVED AS RECOMMENDED

ATTACHMENT: [Clark County Agenda Item Template.doc](#)

ATTACHMENT: [C602188-11-Disclosure.pdf](#)

D. Board of County Commissioners Meeting – February 19, 2013

AGENDA

Page 1 of 9

AGENDA

JOINT MEETING OF THE
CLARK COUNTY BOARD OF COMMISSIONERS
CLARK COUNTY WATER RECLAMATION DISTRICT BOARD OF TRUSTEES AND THE
UNIVERSITY MEDICAL CENTER OF SOUTHERN NEVADA BOARD OF TRUSTEES
9:15 AM TUESDAY, FEBRUARY 19, 2013
CLARK COUNTY COMMISSION CHAMBERS, GOVERNMENT CENTER
500 SOUTH GRAND CENTRAL PARKWAY, LAS VEGAS, NEVADA

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in the following locations:**

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SEC. 1. OPENING CEREMONIES

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

1. Approval of Minutes of the regular Board of County Commission meeting held on November 7, 2012 and December 18, 2012 and the regular University Medical Center of Southern Nevada Board of

<http://agenda.co.clark.nv.us/sirepub/cache/2/zal4mi45514du155pewzmf3i/9250212201310...> 2/12/2013

51. [Accept the report of donations received by the Clark County Department of Family Services \(DFS\) and the Southern Nevada Children's Assessment Center \(SNCAC\) from October 1, 2012 through December 31, 2012. \(For possible action\)](#)
52. [Approve and authorize the Chairman to sign an intrastate interlocal agreement between the State of Nevada, Department of Administration and Clark County for communications equipment rack space services at the APEX telecommunications site belonging to the state, for which the County will pay rent. This agreement would be effective upon approval by the Nevada State Board of Examiners, and shall remain in effect until June 30, 2017. \(For possible action\)](#)

END CONSENT AGENDA

SEC. 4. ITEMS TAKEN SEPARATELY FROM CONSENT AGENDA

SEC. 5. PUBLIC AUCTION/PUBLIC HEARINGS - 10 AM

53. [Conduct a public auction of ±2.27 acres of vacant Clark County-owned real property \(Assessor's Parcel Number 163-36-601-019\) located south of Oquendo Road and on the west side of Hauck Street, Las Vegas, Nevada, for not less than the minimum appraised value of \\$495,000; approve and authorize the Chairman 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. \(For possible action\)](#)
54. [Conduct a public hearing; and approve and adopt the Ozone Infrastructure State Implementation Plan; authorize the Director of the Department of Air Quality or his designee to incorporate any relevant public comments into the Plan; and submit the Plan to the State of Nevada and the United States Environmental Protection Agency for review and approval as a revision to the Nevada State Implementation Plan. \(For possible action\)](#)
55. [Conduct a public hearing to receive comments or objections from the public concerning the granting of a telecommunications franchise to Moapa Valley Telephone Company to provide telecommunication services in the unincorporated areas of Clark County; approve and authorize the Chairman to sign a Telecommunications Utility System Franchise Agreement between Clark County and Moapa Valley Telephone Company to construct, operate and maintain a telecommunications utility system to provide subscription service in the unincorporated areas of Clark County, Nevada for a term of ten years, with one five-year renewal option; and providing for other matters properly related thereto. \(For possible action\)](#)
56. [Pursuant to NRS 288.153, conduct a public hearing; and approve and authorize the Chairman to sign the Collective Bargaining Agreement between Clark County and the International Union of Elevator Constructors \(IUEC\) Local 18, effective January 19, 2013 through June 30, 2014. \(For possible action\)](#)

END PUBLIC AUCTION/PUBLIC HEARINGS

SEC. 6. INTRODUCTION OF ORDINANCES

These items are for introduction only. A date and time will be set for a public hearing. No

**CLARK COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM**

Issue: Public Hearing	Back-up:
Petitioner: Lewis Wallenmeyer, Director, Air Quality	Clerk Ref. #
Recommendation:	
<p>That the Board of County Commissioners conduct a public hearing ; approve and adopt the Ozone Infrastructure State Implementation Plan; authorize the Director of the Department of Air Quality or his designee to incorporate any relevant public comments into the Plan and submit the Plan to the State of Nevada and the United States Environmental Protection Agency for review and approval as a revision to the Nevada State Implementation Plan. (For Possible Action)</p>	

FISCAL IMPACT:

Fund #: N/A	Fund Name: N/A
Fund Center: N/A	Funded Program/Grant: N/A
Description: N/A	Amount: N/A
Added Comments: N/A	

BACKGROUND:

The Federal Clean Air Act and applicable federal regulations require the County to prepare an Infrastructure State Implementation Plan (I-SIP) for Ozone (O3), a criteria air pollutant, due to the 2008 publication of a revised National Ambient Air Quality Standard (NAAQS) for Ozone. An I-SIP demonstrates that an air quality agency has the programs in place to implement, maintain and enforce the new standard, and is required whether or not an area is in compliance with the NAAQS. Clark County is currently designated attainment/unclassifiable for the 2008 ozone standard. The attached proposed O3 I-SIP describes the air quality program elements (permitting, modeling, enforcement, monitoring, personnel, resources, and legal authority) currently in place that demonstrate the County's ability to implement, maintain and enforce the O3 NAAQS.

Notice of a 30-day public review and comment period from December 30, 2012 through January 29, 2013 was published in the Las Vegas Review Journal and posted on the County's web site on December 29, 2012. The proposed O3 I-SIP was available for review on the web site and at the Department of Air Quality office at 4701 W Russell Rd, Suite 200. No comments were received during the comment period.

Staff recommends that the Board approve and adopt the Ozone I-SIP and authorize staff to submit the it to the State of Nevada and U.S. Environmental Protection Agency for approval as a revision to the Nevada State Implementation Plan

APPROVED AS RECOMMENDED

Respectfully submitted,



LEWIS WALLENMEYER, DIRECTOR
Air Quality & Environmental Management

Cleared for Agenda
2/19/13 MD
Agenda Item #

54

SUMMARY OF FINAL ACTION

AGENDA

JOINT MEETING OF CLARK COUNTY BOARD OF COMMISSIONERS, CLARK COUNTY WATER RECLAMATION DISTRICT BOARD OF TRUSTEES, AND UNIVERSITY MEDICAL CENTER OF SOUTHERN NEVADA BOARD OF TRUSTEES

9:00 A.M. TUESDAY, FEBRUARY 19, 2013

CLARK COUNTY COMMISSION CHAMBERS, GOVERNMENT CENTER

500 SOUTH GRAND CENTRAL PARKWAY, LAS VEGAS, NEVADA

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Third Street Building 309 S. Third St. Las Vegas, NV	Paradise Park Pool & Center 4775 McLeod Dr. Las Vegas, NV	City of Henderson 200 Water St. Henderson, NV	City of Boulder City 400 California Ave. Boulder City, NV
Winchester Park & Center 3130 S. McLeod Dr Las Vegas, NV	Desert Breeze Park & Community Ctr 8275 Spring Mtn. Rd Las Vegas, NV	City of Mesquite 10 E. Mesquite Blvd. Mesquite, NV	Clark County Reg. Govt. Center 101 Civic Way Laughlin, NV

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SEC. 1. OPENING CEREMONIES

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

- 1. 1. Approval of Minutes of the regular Board of County Commission meeting held on November 7, 2012 and December 18, 2012 and the regular University Medical**

SEC. 4. ITEMS TAKEN SEPARATELY FROM CONSENT AGENDA

SEC. 5. PUBLIC HEARINGS - 10 AM

- 53. 53. Conduct a public auction of ±2.27 acres of vacant Clark County-owned real property (Assessor’s Parcel Number 163-36-601-019) located south of Oquendo Road and on the west side of Hauck Street, Las Vegas, Nevada, for not less than the minimum appraised value of \$495,000; approve and authorize the Chairman 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 16336601019.pdf

MOVED BY: Susan Brager
ACTION: APPROVED (INCLUDING ACCEPTANCE OF BID FROM NUNZIO TRUSCELLO IN AMOUNT OF \$496,025) AS RECOMMENDED
VOTE: 7-0
VOTING AYE: Larry Brown, Steve Sisolak, Tom Collins, Chris Giunchigliani, Susan Brager, Lawrence Weekly, Mary Beth Scow
VOTING NAY: NONE
ABSTAINING: NONE
ABSENT: NONE

- 54. 54. Conduct a public hearing; and approve and adopt the Ozone Infrastructure State Implementation Plan; authorize the Director of the Department of Air Quality or his designee to incorporate any relevant public comments into the Plan; and submit the Plan to the State of Nevada and the United States Environmental Protection Agency for review and approval as a revision to the Nevada State Implementation Plan. (For possible action)

ATTACHMENT: Clark County Agenda Item Template.doc

ATTACHMENT: Infrastructure O3 SIP 12-19-12.docx

MOVED BY: Susan Brager
ACTION: APPROVED AS RECOMMENDED
VOTE: 7-0
VOTING AYE: Larry Brown, Steve Sisolak, Tom Collins, Chris Giunchigliani, Susan Brager, Lawrence Weekly, Mary Beth Scow
VOTING NAY: NONE