

APPENDIX A

Documentation of Public Review Process

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1.0 30-DAY PUBLIC COMMENT PERIOD

1.1 NOTICE OF PUBLIC COMMENT AND PUBLIC HEARING

NOTICE OF PUBLIC COMMENT PERIOD AND PUBLIC HEARING ON THE PROPOSED OZONE STATE IMPLEMENTATION PLAN REVISION

NOTICE IS HEREBY GIVEN of a public comment period and public hearing on the proposed *Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada* (O₃ SIP Revision). The U.S. Environmental Protection Agency (EPA) designated the Las Vegas Valley as a marginal nonattainment area for the 2015 ozone National Ambient Air Quality Standard (NAAQS), effective August 3, 2018. Under the Clean Air Act and final implementation rule for the 2015 standard, Clark County is required to meet certain nonattainment area planning requirements. The proposed O₃ SIP Revision is intended to satisfy the nonattainment new source review program requirements for the Las Vegas Valley nonattainment area. If adopted, this O₃ SIP Revision will be submitted to the state of Nevada and EPA as a revision to the Nevada State Implementation Plan.

NOTICE IS FURTHER GIVEN that a 30-day public comment period will begin on May 26, 2021, and end at 4:00 PM on June 25, 2021. The public may review and provide written comments on the proposed O₃ SIP Revision during this period. The Board of County Commissioners will consider the proposed SIP revision, along with all written and any oral public comments, at a public hearing at 10:00 AM on July 20, 2021, in the Commission Chambers, Clark County Government Center, 500 South Grand Central Parkway, Las Vegas, NV.

A copy of the proposed O₃ SIP Revision is available for review on the Department of Environment and Sustainability (DES) website at: https://www.clarkcountynv.gov/government/departments/environment_and_sustainability/public_communications/public_notices.php and may also be obtained by contacting Araceli Pruett at (702) 455-3206.

Any written comments must be received by DES at 4701 W. Russell Road, Suite 200, Las Vegas, Nevada 89118, by 4:00 PM on June 25, 2021. Comments should be addressed to Araceli Pruett at the same mailing address, emailed to araceli.pruett@clarkcountynv.gov, or faxed to (702) 383-9994.

Published: May 25, 2021



Marci D. Henson, Director

1.2 DES WEBSITE NOTICES

The screenshot shows the 'Public Notices' page on the Clark County Air Quality website. At the top, there is a navigation breadcrumb: Home > Government > Departments > Environment And Sustainability > Public Communications & Outreach > Public Notices. Below this is the Clark County Air Quality logo, which features a sun, a cloud, and a leaf, with the text 'clark county air quality' and 'a division of DES DEPARTMENT OF ENVIRONMENT AND SUSTAINABILITY'. A search bar is located below the logo. Three main categories are listed: AIR QUALITY MONITORING NOTICES, AIR QUALITY PERMITTING NOTICES, and AIR QUALITY PLANNING NOTICES. A link is provided for 'Wed., May 25, 2021 - Public Notice for Proposed 2015 Ozone NAAQS SIP Revision'.

AIR QUALITY PLANNING NOTICES

▼ Wed., May 25, 2021 - Public Notice for Proposed 2015 Ozone NAAQS SIP Revision

DES welcomes comments on the proposed *Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada* (O₃ SIP Revision). Under the Clean Air Act and final implementation rule for the 2015 ozone National Ambient Air Quality Standards, Clark County is required to meet certain state implementation plan (SIP) requirements for marginal nonattainment areas.

This O₃ SIP Revision is intended to satisfy the nonattainment new source review program requirements for the Las Vegas Valley nonattainment area under the 2015 ozone standard. If adopted, the O₃ SIP Revision will be submitted to the State of Nevada and U.S. Environmental Protection Agency as a revision to the Nevada SIP.

<p>Review Documents: View Public Notice View Proposed O3 SIP Revision</p>	<p>Public Comment Period: May 26 through June 25</p> <p>Submit comments in writing to: Araceli Pruet, Senior Planner Clark County Department of Environment and Sustainability 4701 West Russell Road, Suite 200 Las Vegas, NV 89118</p> <p>Phone: 702-455-3206</p> <p>Email: araceli.pruett@clarkcountynv.gov</p>	<p>Public Hearing Date and Time: 10 a.m., Tuesday, July 20, 2021</p> <p>Place: Commission Chambers Clark County Government Center 500 South Grand Central Parkway Las Vegas, NV 89155</p>
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1.2.1 Declaration of DES Website Posting

DECLARATION OF WEBSITE POSTING OF PUBLIC NOTICE

STATE OF NEVADA)
) ss.
 COUNTY OF CLARK)

I, Araceli Pruett, declare that I am over 18 years of age and a Senior Planner with the Clark County Department of Environment and Sustainability (DES). I declare that the *Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada* was posted on the DES website from May 25 through June 25, 2021. Below is a screenshot of the posting on the DES website at: [https://www.clarkcountynv.gov/government/departments/environment and sustainability/public communications/public notices.php](https://www.clarkcountynv.gov/government/departments/environment%20and%20sustainability/public%20communications/public%20notices.php)

AIR QUALITY PLANNING NOTICES		
<p>Wed., May 25, 2021- Public Notice for Proposed 2015 Ozone NAAQS SIP Revision</p>		
<p>DES welcomes comments on the proposed <i>Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada</i> (O₃ SIP Revision). Under the Clean Air Act and final implementation rule for the 2015 ozone National Ambient Air Quality Standards, Clark County is required to meet certain state implementation plan (SIP) requirements for marginal nonattainment areas.</p> <p>This O₃ SIP Revision is intended to satisfy the nonattainment new source review program requirements for the Las Vegas Valley nonattainment area under the 2015 ozone standard. If adopted, the O₃ SIP Revision will be submitted to the State of Nevada and U.S. Environmental Protection Agency as a revision to the Nevada SIP.</p>		
<p>Review Documents: View Public Notice View Proposed O₃ SIP Revision</p>	<p>Public Comment Period: May 26 through June 25</p> <p>Submit comments in writing to: Araceli Pruett, Senior Planner Clark County Department of Environment and Sustainability 4701 West Russell Road, Suite 200 Las Vegas, NV 89118</p> <p>Phone: 702-455-3206 Email: araceli.pruett@clarkcountynv.gov</p>	<p>Public Hearing Date and Time: 10 a.m., Tuesday, July 20, 2021</p> <p>Place: Commission Chambers Clark County Government Center 500 South Grand Central Parkway Las Vegas, NV 89155</p>

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed in Las Vegas, NV, on June 29, 2021.

Araceli Pruett

Araceli Pruett
 DES Senior Planner

1.3 DES FACEBOOK POSTING



1.4 DES TWITTER POSTING



1.5 E-NOTICE

Araceli Pruett

From: Araceli Pruett
Sent: Tuesday, May 25, 2021 1:35 PM
Subject: NOTICE OF PUBLIC COMMENT PERIOD ON THE PROPOSED OZONE STATE IMPLEMENTATION PLAN REVISION

NOTICE IS HEREBY GIVEN of a public comment period and public hearing on the proposed *Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada* (O₃ SIP Revision). The U.S. Environmental Protection Agency (EPA) designated the Las Vegas Valley as a marginal nonattainment area for the 2015 ozone National Ambient Air Quality Standard (NAAQS), effective August 3, 2018. Under the Clean Air Act and final implementation rule for the 2015 standard, Clark County is required to meet certain nonattainment area planning requirements. The proposed O₃ SIP revision is intended to satisfy the nonattainment new source review program requirements for the Las Vegas Valley nonattainment area. If adopted, this O₃ SIP Revision will be submitted to the state of Nevada and EPA as a revision to the Nevada State Implementation Plan.

NOTICE IS FURTHER GIVEN that a 30-day public comment period will begin on May 26, 2021, and end at 4:00 PM on June 25, 2021. The public may review and provide written comments on the proposed O₃ SIP Revision during this period. The Board of County Commissioners will consider the proposed SIP revision, along with all written and any oral public comments, at a public hearing at 10:00 AM on July 20, 2021, in the Commission Chambers, Clark County Government Center, 500 South Grand Central Parkway, Las Vegas, NV.

A copy of the proposed O₃ SIP Revision is available for review on the Department of Environment and Sustainability (DES) website at: https://www.clarkcountynv.gov/government/departments/environment_and_sustainability/public_communications/public_notices.php and may also be obtained by contacting Araceli Pruett at (702) 455-3206.

Any written comments must be received by DES at 4701 W. Russell Road, Suite 200, Las Vegas, Nevada 89118, by 4:00 PM on June 25, 2021. Comments should be addressed to Araceli Pruett at the same mailing address, emailed to araceli.pruett@clarkcountynv.gov, or faxed to (702) 383-9994.

Published: May 25, 2021

1.5.1 E-Notice Distribution List

PLANNING E-NOTICE DISTRIBUTION LIST	
Organization	Contact
Air & Waste Management Association	Paul Fransioli
American Lung Association Nevada	James Martinez
Bureau of Land Management	Lisa Christianson
City of Boulder City	Michael Mays
City of Henderson	Sean Robertson
City of Las Vegas	Marco Velotta
City of Las Vegas	Milagros (Miles) Escuin
City of Las Vegas	Robert Summerfield
City of North Las Vegas	Alfredo Melesio
City of North Las Vegas	Johanna Murphy
Clark County	Daniel Kezar
Clark County	Mario Bermudez
Clark County School District	Chris Dingell
Clark County School District	Dimitrios Karapanagiotis
Las Vegas Valley Water District	Brian Bowler
Nellis Air Force Base	Shimi Mathew
Nevada Department of Environmental Protection	Sheryl Fontaine
Nevada Department of Environmental Protection	Sig Jaunarajs
Nevada Resort Association	Sabrina Santiago
Nevada Resort Association	Virginia Valentine
Regional Flood Control	Steve Parrish
Regional Transportation Commission	Beth Xie
Regional Transportation Commission	Craig Raborn
Sierra Club Toiyabe Chapter	Brian Beffort
Southern Nevada Health District	Nicole Bungum
Southern Nevada Off Road Enthusiasts	Ken Thatcher
Southern Nevada Water Authority	Ayoub Ayoub
Southern Nevada Water Authority	Keiba Crear
Southern Nevada Water Authority	Thomas Maher
Southern Nevada Home Builders	Amanda Moss
Southern Nevada Home Builders	Nat Hodgson
The Nature Conservancy	Jaina Moan
University of Nevada Las Vegas	Dave James, PhD.
Washoe County Health District	Francisco Vega
Washoe County Health District	Daniel Inouye

1.6 PUBLIC COMMENT REPORT

Public Notice: DES Website: May 25 through June 25, 2021

Public Comment Period May 26 through June 25, 2021

Formal Comments Received: None

2.0 BOARD OF COUNTY COMMISSIONERS MEETING – 7/6/2021 (SET PUBLIC HEARING)

2.1 AGENDA ITEM

CLARK COUNTY BOARD OF COMMISSIONERS AGENDA ITEM

Petitioner: Marci Henson, Director, Department of Environment and Sustainability

Recommendation:

Set a public hearing on July 20, 2021, at 10:00 a.m. to approve, adopt, and authorize submittal of the proposed “Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada” 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)

FISCAL IMPACT:

Fund #:	N/A	Fund Name:	N/A
Fund Center:	N/A	Funded PGM/Grant:	N/A
Amount:	N/A		
Description:	N/A		
Additional Comments:	N/A		

BACKGROUND:

On October 1, 2015, the U.S. Environmental Protection Agency (EPA) revised the 8-hour ozone National Ambient Air Quality Standards (NAAQS), lowering both the primary and secondary standards from 0.075 to 0.070 parts per million. When EPA establishes or revises an existing NAAQS, EPA must designate areas as meeting or not meeting the standard, and states are required to develop state implementation plans (SIP) that outline how it will attain or maintain the standard. The Las Vegas Valley was designated as a marginal nonattainment area for the 2015 ozone standard, effective August 3, 2018.

Under the Clean Air Act and final implementation rule for the 2015 standard, Clark County is required to meet certain SIP requirements for marginal nonattainment areas. The purpose of the attached SIP revision is to address the nonattainment new source review program requirements for the Las Vegas Valley nonattainment area under the 2015 ozone standard.

The proposed revision was made available for public comment from May 26, 2021, through June 25, 2021. A public hearing on July 20, 2021, will provide the public with an additional opportunity to provide comments prior to the Board of County Commissioners' consideration of the revision.

Cleared for Agenda

07/06/2021

File ID#

21-916

2.2 MEETING SUMMARY

ATTACHMENT: [Staff Report](#)

ATTACHMENT: [Consent ATT MLA Agree 20210706-signed.pdf](#)

20. Approve and authorize the Chair to sign a Wireless Communications Incentive Agreement between Clark County and New Cingular Wireless PCS, LLC, allowing New Cingular Wireless to modify certain terms of its Master Wireless Use License Agreement regarding fees and terms; and providing for other matters properly related thereto. Commission District: All (For possible action)

ACTION: APPROVED AS RECOMMENDED.

ATTACHMENT: [Staff Report](#)

ATTACHMENT: [Consent ATT Incentive Agreement 20210706-signed.pdf](#)

Environment and Sustainability

21. Set a public hearing on July 20, 2021, at 10:00 a.m. to approve, adopt, and authorize submittal of the proposed "Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada" 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)

ACTION: PUBLIC HEARING SET FOR JULY 20, 2021 AT 10:00 A.M.

ATTACHMENT: [Staff Report](#)

ATTACHMENT: [20210525 2015 O3 SIP NNSR Certification.pdf](#)

Public Works

22. Approve and authorize a proposed settlement in the amount of \$43,920 for a partial acquisition of Assessor's Parcel No. 177-07-105-001 (Christopher & Savita Luzak) needed for improvements on Decatur Boulevard between Cactus Avenue and Warm Springs Road; and authorize the County Manager or her designee to sign future escrow instructions and any pertinent documents necessary to complete the acquisition process. (For possible action)

ACTION: APPROVED AS RECOMMENDED.

ATTACHMENT: [Staff Report](#)

23. Approve and authorize the County Manager or her designee to sign Supplemental 1 to the professional engineering services contract between Clark County and WSP USA, Inc. (Syndi Dudley, Senior Director) for additional design engineering services for the Interstate 215 and Airport Connector Interchange Phase 3 project. (For possible action)

3.0 BOARD OF COUNTY COMMISSIONERS MEETING – 7/20/2021 (CONDUCT PUBLIC HEARING)

3.1 AGENDA ITEM

**CLARK COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM**

Petitioner: Marci Henson, Director, Department of Environment and Sustainability

Recommendation:

Conduct a public hearing; approve, adopt, and authorize the “Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada,” and authorize the Director or her designee to submit the revision, including any relevant public comments, 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)

FISCAL IMPACT:

Fund #:	N/A	Fund Name:	N/A
Fund Center:	N/A	Funded PGM/Grant:	N/A
Amount:	N/A		
Description:	N/A		
Additional Comments:	N/A		

BACKGROUND:

On October 1, 2015, the U.S. Environmental Protection Agency (EPA) revised the 8-hour ozone National Ambient Air Quality Standards (NAAQS), lowering both the primary and secondary standards from 0.075 to 0.070 parts per million. When an existing NAAQS is established or revised, EPA must designate areas as meeting or not meeting the standard, and states are required to develop state implementation plans (SIP) that outline how they will attain or maintain that standard. The Las Vegas Valley was designated as a marginal nonattainment area for the 2015 ozone standard, effective August 3, 2018.

Under the Clean Air Act and final implementation rule for the 2015 standard, Clark County is required to meet certain SIP requirements for marginal nonattainment areas. The purpose of the attached SIP revision is to address the nonattainment new source review program requirements for the Las Vegas Valley nonattainment area under the 2015 ozone standard.

The proposed SIP revision was made available for public comment from May 26, 2021 through June 25, 2021, on the Department of Environment and Sustainability (DES) and Clark County websites. The attached plan includes changes made to the public review draft incorporating comments received from EPA during the comment period. These changes address typographical corrections to three Air Quality Regulations cited in Table 2-1. No other comments were received. Staff requests the Board approve and adopt this SIP revision and authorize staff to submit it to the State of Nevada and EPA for approval as a revision to the Nevada SIP.

Cleared for Agenda

07/20/2021

File ID#

21-999

3.2 PUBLIC COMMENT REPORT

Public Hearing: July 20, 2021

Formal Comments Received during Public Hearing: None

3.3 MEETING SUMMARY

63. Conduct a public hearing and approve, adopt, and authorize the Chair to sign an ordinance to amend Clark County Code Title 4, Chapter 4.08, Section 4.08.005 and Title 8, Chapter 8.04, Subsection 8.04.010.145 and Section 8.04.310 to revise the definition of "resort hotel"; and providing for other matters properly related thereto. Commission District: All (For possible action)

MOVED BY: Justin Jones

ACTION: APPROVED (INCLUDING ADOPTION OF ORDINANCE NO. 4872) AS RECOMMENDED.

VOTE: 7

Voting Aye: Marilyn Kirkpatrick
Jim Gibson
Justin Jones
William McCurdy II
Ross Miller
Michael Naft
Tick Segerblom

Voting Nay: None

Absent: None

Abstain: None

64. Conduct a public hearing; approve, adopt, and authorize the "Revision to the Nevada State Implementation Plan for the 2015 Ozone NAAQS: Nonattainment Major NSR Requirements: Las Vegas Valley Nonattainment Area, Clark County, Nevada," and authorize the Director or her designee to submit the revision, including any relevant public comments, 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)

MOVED BY: Justin Jones

ACTION: APPROVED AS RECOMMENDED.

VOTE: 7

Voting Aye: Marilyn Kirkpatrick
Jim Gibson
Justin Jones
William McCurdy II
Ross Miller
Michael Naft
Tick Segerblom

Voting Nay: None

Absent: None

Abstain: None

65. Conduct a public hearing and approve, adopt, and authorize the Chair to sign an ordinance to amend Clark County Air Quality Regulation Section 0 to revise and add definitions; repeal and adopt a new Section 12.3 ("Permit Requirements for Major Sources in Nonattainment Areas") to remove obsolete definitions, add portable source permitting terms, and incorporate language based on U.S. Environmental Protection Agency (EPA) guidance and federal case law; and