

Appendix D

Clark County, Nevada

Enforcement and Compliance Action & Early Warning Notifications

- (1) Attachment 1 - Department of Air Quality and Environmental Management (DAQEM) Construction Notice**
- (2) Attachment 2 - Department of Air Quality and Environmental Management (DAQEM) Enforcement and Compliance Activities for High-Wind (Natural Event) Event of May 21, 2008**
- (3) Attachment 3 - Department of Air Quality and Environmental Management (DAQEM) Dust Advisory Notice**

Appendix D

Clark County, Nevada

**Attachment 1 - Department of Air Quality and Environmental
Management (DAQEM) Construction Notice**



CONSTRUCTION NOTICE

Attention Dust Control Permit Holders, Contractors and Stationary Sources

The National Weather Service is forecasting moderate to stronger winds starting this afternoon, Tuesday, May 20, 2008, that will continue through Wednesday evening, May 21, 2008. The forecast for tonight is for winds of 17 to 20 mph with gusts as high as 32 mph. Tomorrow the forecast is for 27 to 30 mph with gust as high as 43 mph. The winds are not expected to decrease substantially until early Thursday morning. The Department of Air Quality and Environmental Management (DAQEM) is not issuing a Dust Advisory at this time, but will continue to monitor these forecasts for any further wind development and may issue an advisory if conditions continue to meet the forecast for Wednesday.

The DAQEM directs each permittee to inspect their site prior to these forecasted winds and employ Best Available Control Measures to stabilize all disturbed soils to reduce blowing dust. As this Notice includes portions of is coming weekend, sites that will not be operating need to ensure that they stabilize their sites accordingly. Permittees with multiple sites should contact each site Superintendent or Dust Monitor to ensure compliance with the DAQEM Air Quality Regulations.

Blasting: This forecast includes wind gusts in excess of 25 mph, construction projects that conduct blasting should monitor wind speeds locally and not load blasting materials and/or perform any blasting operations if winds approach the 25 mph limit.

This is **NOT** a Dust Advisory. In the event, the weather conditions meet the forecast of sustained winds of 25 mph and/or gusts of 40 mph; DAQEM may issue a Dust Advisory.

Please direct questions about this Construction Notice to a DAQEM Compliance Supervisor at 702-455-5942.

Issued 5/20/08

Appendix D

Clark County, Nevada

**Attachment 2 - Department of Air Quality and
Environmental Management (DAQEM) Enforcement and
Compliance Activities for High-Wind (Natural Event)
Event of May 21, 2008**

Appendix D - Attachment 2 - Enforcement and Compliance Activities for the High-Wind (Natural Event) Exceptional Event of May 21, 2008

DATE OF EVENT	NOTICE GIVEN	COMPANY ISSUED NOTICE	NATURE OF VIOLATION	CORRECTIVE ACTION TAKEN	FINAL STATUS
5/20/2008	Verbal Warning	American Asphalt	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil	Contractor removed sand pile from site, area was stabilized	In Compliance
5/20/2008	Verbal Warning	H & B Construction	Section 94 Construction ¹ : Incorrect Permittee Name on DCP ²	Contractor changed DCP ² to reflect correct permittee information	In Compliance
5/20/2008	Verbal Warning	Marnell Carrao Associates	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil	Contractor employed BACM ⁷ and kept site within normal operating limits	In Compliance
5/20/2008	Verbal Warning	MG Fauci	Section 94 Construction ¹ : Improper Acreage Permitted	Contractor Issued Letter of Completion on 6/12/2008, Permit was Closed	In Compliance
5/20/2008	Verbal Warning	Mel Clark Inc.	Section 94 Construction ¹ : No DCP ² Sign on Site	Contractor posted DCP ² sign on site	In Compliance
5/20/2008	Verbal Warning	Oakview Construction Inc.	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil; Fugitive Dust over Property Line	Contractor deployed the water truck that was onsite, soil was stabilized	In Compliance
5/20/2008	Verbal Warning	Summerset Development Services	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil	Contractor employed BACM ⁷ and kept site within normal operating limits	In Compliance
5/20/2008	Verbal Warning	Target Construction Inc.	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil; Fugitive Dust from Bulldozer Operating Onsite	Contractor employed BACM ⁷ and kept site within normal operating limits; Stabilized area where Bulldozer was operating	In Compliance
5/20/2008	CAO ³	Capriati Construction Corp.	Section 94 Construction ¹ : Improper Acreage Permitted; Improper Stockpiles on Site	Contractor modified DCP ² on 05/30/2008 and removed improper stockpiles	In Compliance
5/20/2008	CAO ³	Dantana LLC	Section 90 Vacant Land ⁶ : Fugitive Dust from Vehicular Traffic on Vacant Land	Contractor deployed a water truck to the property, soil was stabilized; access to property was blocked	In Compliance

5/20/2008	CAO ³	G & M Development Inc.	Section 90 Vacant Land ⁶ : Fugitive Dust from Vehicular Traffic on Vacant Land	Contractor deployed a water truck to the property, soil was stabilized; access to property was blocked	In Compliance
5/20/2008	CAO ³	Graham Packaging PET Technologies	Section 12 ⁸ and Section 16 ⁹ : Stationary Source and Operating Permits	Contractor submitted a complete Authority to Construct Application, including all MSDS's from all paints, solvents, adhesives, etc. used onsite	In Compliance
5/20/2008	CAO ³	MD Construction	Section 94 Construction ¹ : No DCP ² Obtained Before Construction was Started	Contractor obtained DCP ² on 05/29/2008	In Compliance
5/20/2008	CAO ³	Milan T Trust	Section 90 Vacant Land ⁶ : Unstable Soil from Vehicular Travel on Vacant Land	Contractor stabilized soil on driving lanes	In Compliance
5/20/2008	CAO ³	Rhodes Homes	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil	Contractor employed BACM ⁷ and kept site within normal operating limits	In Compliance
5/20/2008	CAO ³	RL Homes LLC	Section 94 Construction ¹ : No DCP ² on Site	Contractor supplied DCP ² onsite	In Compliance
5/20/2008	CAO ³	Richardson Construction	Section 94 Construction ¹ : No DCP ² on Site; No DCP ² Sign on Site	Contractor posted DCP ² sign on site, and supplied DCP ² onsite	In Compliance
5/20/2008	CAO ³	Road & Highway Builders	Section 94 Construction ¹ : Improper Stockpiles on Site; Trackout Issues	Contractor removed improper stockpiles and a trackout device was employed	In Compliance
5/20/2008	CAO ³	The Van Dyke Corporation	Section 94 Construction ¹ : No DCP ² on Site	Contractor supplied DCP ² onsite	In Compliance
5/21/2008	Verbal Warning	Insurance Solutions	Section 94 Construction ¹ : Complete DCP ² Not on Site; DCP ² Sign not Visible to the Public	Contractor posted DCP ² sign in public view, and supplied full DCP ² onsite	In Compliance
5/21/2008	Verbal Warning	Simac Construction	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil	Contractor deployed the water truck that was onsite, soil was stabilized	In Compliance

5/21/2008	CAO ³	ABC Recycling	Section 94 Construction ¹ : Fugitive Dust Over Property Line; Not BMP ⁴ Compliant because of Unstable Soil; DCP ² Sign not Posted; No DCP ² Onsite	Contractor deployed a water truck to the site, soil was stabilized; supplied DCP ² onsite and posted DCP ² sign in public view	In Compliance
5/21/2008	CAO ³	Clause	Section 90 Vacant Land ⁶ : Improper Stockpiles Onsite	Contractor removed improper stockpiles from site	In Compliance
5/21/2008	CAO ³	El Capitan Way	Section 90 Vacant Land ⁶ : Fugitive Dust from Vehicular Traffic on Vacant Land	Contractor deployed a water truck to the property, soil was stabilized; access to property was blocked	In Compliance
5/21/2008	CAO ³	Gowan Plaza LLC	Section 90 Vacant Land ⁶ : Fugitive Dust from Vehicular Traffic on Vacant Land	Contractor deployed a water truck to the property, soil was stabilized; access to property was blocked	In Compliance
5/21/2008	CAO ³	Michael Smoody General Contractors	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil and Trackout Issues; DCP ² Sign not Posted; No DCP ² Onsite	Contractor watered site from hydrant located onsite; a trackout device was set into place; supplied DCP ² onsite and posted DCP ² sign in public view	In Compliance
5/21/2008	CAO ³	William Lyon Homes	Section 94 Construction ¹ : Fugitive Dust Over Property Line; Not BMP ⁴ Compliant because of Unstable Soil	Contractor deployed a water truck to the site, soil was stabilized	In Compliance
5/21/2008	CAO ³	American Asphalt & Grading	Section 94 Construction¹: Fugitive Dust Over Property Line; Not BMP⁴ Compliant because of Unstable Soil	Contractor deployed a water truck to the site, soil was stabilized, NOV⁵ issued for fugitive dust	Non-contested, Affirmed, Fine Assesed and Paid
5/21/2008	CAO ³	North Corridor Constructors	Section 94 Construction¹: Fugitive Dust Over Property Line; Not BMP⁴ Compliant because of Unstable Soil	Contractor deployed a water truck to the site, soil was stabilized, NOV⁵ issued for fugitive dust	Non-contested, Affirmed, Fine Assesed and Paid

5/21/2008	CAO ³	Palm Mortuary and Cemeteries, Inc.	Section 94 Construction ¹ : Fugitive Dust Over Property Line; Not BMP ⁴ Compliant because of Unstable Soil	Contractor deployed a water truck to the site, soil was stabilized, NOV ⁵ issued for failure to employ BACM ⁷	Non-contested, Affirmed, Fine Assesed and Paid
5/21/2008	CAO ³	Precision Construction	Section 94 Construction ¹ : Fugitive Dust Over Property Line; Not BMP ⁴ Compliant because of Unstable Soil; DCP ² Sign not Posted; No DCP ² Onsite	Contractor deployed a water truck to the site, soil was stabilized; NOV ⁵ issued for failure to obtain a DCP ² prior to starting construction activities onsite	Non-contested, Affirmed, Fine Assesed and Paid
5/22/2008	Verbal Warning	3030 Management	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Trackout Issues	Trackout device was not present, contractor removed trackout and soil debris	In Compliance
5/22/2008	Verbal Warning	Dallas Bailey Dev.	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Trackout Issues	Trackout device was not present, contractor removed trackout and soil debris	In Compliance
5/22/2008	Verbal Warning	Danny John	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Trackout Issues	Trackout device was not present, contractor removed trackout and soil debris	In Compliance
5/22/2008	Verbal Warning	DR Horton	Section 94 Construction ¹ : DCP ² Sign Out of Date; Current DCP ² Not Onsite	Contractor updated DCP ² sign and supplied current DCP ² onsite	In Compliance
5/22/2008	Verbal Warning	Global Group LLC	Section 94 Construction ¹ : Improper Stockpiles on Site	Contractor removed improper stockpiles from site	In Compliance
5/22/2008	Verbal Warning	KALB Construction	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil and Trackout Issues	Contractor deployed the water truck that was onsite, soil was stabilized and trackout was removed	In Compliance
5/22/2008	Verbal Warning	Lake Construction	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil; No DCP ² Sign Onsite	Contractor deployed the water truck that was onsite, soil was stabilized; DCP ² sign was posted in public view	In Compliance
5/22/2008	Verbal Warning	Patrick Hannua	Section 94 Construction ¹ : No DCP ² Sign Onsite	Contractor posted DCP ² sign onsite in public view	In Compliance

5/22/2008	Verbal Warning	Spiwiello Companies	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil	Contractor deployed the water truck that was onsite, soil was stabilized	In Compliance
5/22/2008	Verbal Warning	William Lyon Homes	Section 94 Construction ¹ : Not BMP ⁴ Compliant because of Unstable Soil; Trackout Issues	Contractor deployed the water truck that was onsite, soil was stabilized; trackout device was put in place and trackout removed	In Compliance
5/22/2008	CAO ³	Sletten Construction	Section 94 Construction ¹ : Improper Acreage Permitted	Contractor ceased staging outside of permit boundaries	In Compliance
5/22/2008	CAO ³	Meldrum Family Trust	Section 94 Construction¹: Improper Acreage Permitted	Contractor modified DCP2 on 05/29/2008, NOV⁵ was issued	Non-contested, Affirmed, Fine Assesed and Paid

1: Section 94 Permitting and Dust Control for Construction Activities

2: Dust Control Permit

3: Corrective Action Order

4: Best Management Practices

5: Notice of Violation

6: Section 90 Fugitive Dust from Open Areas and Vacant Lots

7: Best Available Control Measures

8: Section 12 Preconstruction Review for New or Modified Stationary Sources

9: Section 16 Operating Permits

Appendix D

Clark County, Nevada

**Attachment 3 - Department of Air Quality and
Environmental Management (DAQEM) Dust Advisory
Notice**



DUST ADVISORY

For Today, Wednesday

May 21, 2008

Attention Dust Control Permit Holders, Contractors, and Stationary Sources.

The National Weather Service is forecasting continuing high winds for all day today through late tonight. The forecast is for winds of 25-32 mph **with gusts to 46 mph**. These winds are forecast to decrease slightly late tonight or Thursday morning. Thursday's forecast is for gusts to 30+ mph until the evening hours.

The Department of Air Quality and Environmental Management (DAQEM) directs each permittee to immediately inspect their site and employ Best Available Control Measures to stabilize all disturbed soils to reduce blowing dust. Permittees with multiple sites should contact each site Superintendent to ensure compliance with the DAQEM Air Quality Regulations.

BLASTING: This forecast is for **wind gusts in excess of 25 mph**, construction projects that are blasting should **not** load blasting materials and/or perform any blasting operations today or tomorrow morning. Contractors that are conducting blasting are required to monitor the National Weather Service forecast and actual wind conditions prior to loading blast holes or initiating a blast.

DAQEM Compliance Officers will inspect construction and stationary source sites during the wind episode to ensure Best Available Control Measures are being applied. Any observed air quality violation may receive a Notice of Violation.

Please direct questions about this Wind Advisory to a DAQEM Compliance Supervisor at 702-455-5942.