

Air Pollution Control Hearing Officer Annotated Docket

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

9:00 a.m. – March 26, 2014

Hearing Officer:

Sandra Reed Bottino

Staff:

Gary Miller, Compliance and Enforcement Manager

Lea Kain, Air Quality Supervisor

The Presentation Room is accessible to individuals with disabilities. With 48-hour advance request, a sign language interpreter may be made available; phone 676-1500, TDD 676-1834, or Relay Nevada toll-free (800) 326-6868 TTY/TDD.

I. CALL TO ORDER

9:00 a.m.

II. MATTERS REQUIRING HEARING OFFICER ACTION

- A. <u>REVOCATION OF OPERATING PERMIT DUE TO NON-PAYMENT OF AIR QUALITY FEES</u>
 The Hearing Officer may revoke the following operating permits due to non-payment of the Required Annual Air Quality fees as required by Section 18 of the Clark County Air Quality Regulations.
 - 1. DESERT INN AUTO BODY INC (SOURCE: 00938)

NOV #8529 issued on 2/11/2014

Outstanding Balance: \$493.90

Invoice Number: 001996 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED DESERT INN AUTO BODY INC, SOURCE: 00938, DUE TO NONPAYMENT OF FEES.

2. GREEN VALLEY BODY SHOP LLC (SOURCE: 01062)

NOV #8530 issued on 2/11/2014 Outstanding Balance: \$606.10

Invoice Number: 002006 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED GREEN VALLEY BODY SHOP LLC, SOURCE: 01062, DUE TO NONPAYMENT OF FEES.

3. CARLOS BODY SHOP (SOURCE: 01070)

NOV #8531 issued on 2/11/2014

Invoice Number: 002008 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED CARLOS BODY SHOP, SOURCE: 01070, DUE TO NONPAYMENT OF FEES.

4. VALLEY AUTO BODY (SOURCE: 01107)

NOV #8532 issued on 2/11/2014

Invoice Number: 002012 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED VALLEY AUTO BODY, SOURCE: 01107, DUE TO NONPAYMENT OF FEES.

5. POWDER COATING PLUS INC (SOURCE: 01207)

NOV #8533 issued on 2/11/2014

Invoice Number: 002026 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

Because the respondent paid the outstanding balance in full, Air Quality agrees to accept the payment amount of \$748.00 to resolve this NOV.

NOV TAKEN OFF CALENDAR; NO ORDER.

Outstanding Balance: \$493.90

Outstanding Balance: \$606.10

Outstanding Balance: \$748.00

6. ACCENT AUTO BODY INC (SOURCE: 01215)

NOV #8534 issued on 2/11/2014 Outstanding Balance: \$662.20

Invoice Number: 002027 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED ACCENT AUTO BODY INC, SOURCE: 01215, DUE TO NONPAYMENT OF FEES.

7. CARLIN CONVENIENCE INC (SOURCE: 09877)

NOV #8539 issued on 2/11/2014

Outstanding Balance: \$378.40

Outstanding Balance: \$860.20

Invoice Number: 002473 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED CARLIN CONVENIENCE INC, SOURCE: 09877, DUE TO NONPAYMENT OF FEES.

8. BEBEKYAN LLC (SOURCE: 15002)

NOV #8543 issued on 2/11/2014

Invoice Number: 002550 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

Because the respondent paid the outstanding balance in full, Air Quality agrees to accept the payment amount of \$860.20 to resolve this NOV.

NOV TAKEN OFF CALENDAR; NO ORDER.

9. NEW STAR CLEANERS (SOURCE: 15379)

NOV #8546 issued on 2/11/2014 Outstanding Balance: \$327.80

Invoice Number: 002669 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED NEW STAR CLEANERS, SOURCE: 15379, DUE TO NONPAYMENT OF FEES.

10. THOMPSON NATIONAL PROPERTIES (SOURCE: 15498)

NOV #8575 issued on 2/13/2014 Outstanding Balance: \$76.00

Invoice Number: 002704 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

Because the respondent paid the outstanding balance in full, Air Quality agrees to accept the payment amount of \$76.00 to resolve this NOV.

NOV TAKEN OFF CALENDAR; NO ORDER.

11. WOOD RESOURCES OF NEVADA INC (SOURCE: 15563)

NOV #8571 issued on 2/11/2014 Outstanding Balance: \$830.50

Invoice Number: 002725 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED WOOD RESOURCES OF NEVADA INC, SOURCE: 15563, DUE TO NONPAYMENT OF FEES.

12. NEVADA CANCER INSTITUTE (SOURCE: 15579)

NOV #8549 issued on 2/11/2014

Outstanding Balance: \$1,132.56

Invoice Number: 002729 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED NEVADA CANCER INSTITUTE, SOURCE: 15579, DUE TO NONPAYMENT OF FEES.

13. UNLIMITED FINISHING LLC (SOURCE: 15925)

NOV #8554 issued on 2/11/2014

Outstanding Balance: \$704.28

Invoice Number: 002831 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

Due to operational issues with ownership, Air Quality agrees to move case to the April 16, 2014 Hearing Officer Docket.

HEARING OFFICER AGREED TO HEAR NOV #8554, UNLIMITED FINISHING LLC, SOURCE: 15925, ON APRIL 16, 2014.

14. VISION AIRLINES (SOURCE: 16034)

NOV #8555 issued on 2/11/2014 Outstanding Balance: \$493.90

Invoice Number: 002870 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

Because the respondent paid the outstanding balance in full, Air Quality agrees to accept the payment amount of \$493.90 to resolve this NOV.

NOV TAKEN OFF CALENDAR; NO ORDER.

15. LAS VEGAS CLASSIC COACH (SOURCE: 16040)

NOV #8556 issued on 2/11/2014 Outstanding Balance: \$493.90

Invoice Number: 002871 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

Because the respondent paid the outstanding balance in full, Air Quality agrees to accept the payment amount of \$493.90 to resolve this NOV.

NOV TAKEN OFF CALENDAR; NO ORDER.

16. TNP LLC (SOURCE: 16083)

NOV #8577 issued on 2/12/2014 Outstanding Balance: \$29.80

Invoice Number: 002895 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

Because the respondent paid the outstanding balance in full, Air Quality agrees to accept the payment amount of \$29.80 to resolve this NOV.

NOV TAKEN OFF CALENDAR; NO ORDER.

17. ROYALTY CARPET MILLS INC (SOURCE: 16098)

NOV #8557 issued on 2/11/2014 Outstanding Balance: \$292.60

Invoice Number: 002896 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED ROYALTY CARPET MILLS INC, SOURCE: 16098, DUE TO NONPAYMENT OF FEES.

18. CSA SERVICE CENTER (SOURCE: 16267)

NOV #8559 issued on 2/13/2014 Outstanding Balance: \$327.80

Invoice Number: 002957 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

Because the respondent paid the outstanding balance in full, Air Quality agrees to accept the payment amount of \$327.80 to resolve this NOV.

NOV TAKEN OFF CALENDAR; NO ORDER.

19. CASINO MONTE LAGO HOLDING LLC (SOURCE: 16827)

NOV #8563 issued on 2/11/2014 Outstanding Balance: \$664.40

Invoice Number: 003237 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED CASINO MONTE LAGO HOLDING LLC, SOURCE: 16827, DUE TO NONPAYMENT OF FEES.

20. TEES AUTO BODY & PAINT (SOURCE: 16865)

NOV #8565 issued on 2/11/2014

Outstanding Balance: \$578.05

Invoice Number: 003255 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED TEES AUTO BODY & PAINT, SOURCE: 16865, DUE TO NONPAYMENT OF FEES.

21. INSURANCE COLLISION CENTER LLC (SOURCE: 16952)

NOV #8566 issued on 2/11/2014

Outstanding Balance: \$916.30

Invoice Number: 003302 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED INSURANCE COLLISION CENTER LLC, SOURCE: 16952, DUE TO NONPAYMENT OF FEES.

22. CLS TRANSPORTATION (SOURCE: 16961)

NOV #8567 issued on 2/11/2014 Outstanding Balance: \$135.30

Invoice Number: 003309 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED CLS TRANSPORTATION, SOURCE: 16961, DUE TO NONPAYMENT OF FEES.

23. ZOZO NELLIS LLC (SOURCE: 17061)

NOV #8568 issued on 2/11/2014

Invoice Number: 003369 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED ZOZO NELLIS LLC, SOURCE: 17061, DUE TO NONPAYMENT OF FEES.

24. CAPRIATI CONSTRUCTION CORPORATION (SOURCE: 17255)

NOV #8527 issued on 2/11/2014 Outstanding Balance: \$4,095.08

Invoice Number: 003484 Invoice issued: 12/2/2013 Invoice due date: 1/1/2014

Late fee assessed 45 days after invoice issued date

HEARING OFFICER REVOKED CAPRIATI CONSTRUCTION CORPORATION, SOURCE: 17255, DUE TO NONPAYMENT OF FEES.

Outstanding Balance: \$587.40

B. <u>NON-CONTESTED NOTICES OF VIOLATION WITH AGREEMENT:</u> The Hearing Officer may approve or disapprove the agreed settlement. If disapproved, the Notice of Violation will be scheduled for another hearing. Non-contested Notices of Violation are undisputed matters and may be taken together unless there is a request to take one separately.

1. MGM GRAND LAUNDRY (Source: 10202)

NOV #8472 – For failing to conduct subsequent performance tests on two 16.74 MMBtu/hr Cleaver Brooks boilers within the five-year period (greater than 35 months beyond the required test date) for each boiler, identified during a full compliance evaluation conducted on September 17 and 25, 2013 at the Grand Laundry, Inc. Linen Supply operation (Source: 10202), located at 4225 Arcata Way, in Clark County, Nevada.

Violation(s) alleged: Subsection 49.4.2

Subsection 12.1.4.1(d)

Violation #1 – Subsections 49.4.2 & 12.1.4.1(d)

Permit Condition III-F-5 Permit Condition IV-D-1-a

FOUND IN VIOLATION.

PENALTY ASSESSED: \$3,000

Violation #1 – Subsections 49.4.2 & 12.1.4.1(d)

Permit Condition III-F-5

Permit Condition IV-D-1-a

2. PN II DBA PULTE HOMES OF NEVADA (DCP #39896)

NOV #8493 – For failing to implement all control measures Best Available Control Measures necessary to maintain soil stability 24 hours a day, seven days a week and allowing soils to become dry, and loose, conducive to the formation of fugitive dust by either mechanical disturbance or wind erosion, identified during a routine inspection on November 7, 2013 at the Coldwater Creek construction site, located southeast of Buffalo Drive and Erie Avenue, in Clark County, Nevada.

Violation(s) alleged: Subsection 94.9.2 Violation #1 - Subsection 94.9.2

FOUND IN VIOLATION.
PENALTY ASSESSED: \$1,000
Violation #1 - Subsection 94.9.2

3. RICHMOND AMERICAN HOMES OF NEVADA (DCP #39960)

NOV#8501 – For failing to implement all control measures Best Available Control Measures necessary to maintain soil stability 24 hours a day, seven days a week and allowing soils to become dry, and loose, conducive to the formation of fugitive dust by either mechanical disturbance or wind erosion, identified during routine inspections on November 7 and 13, 2013 at the Sutter construction site, located northeast of Buffalo Drive and Starr Avenue, in Clark County, Nevada.

Violation(s) alleged: Subsection 94.9.2 Violations #1 and 2 - Subsection 94.9.2

FOUND IN VIOLATION. PENALTY ASSESSED: \$4,000

Violations #1 and 2 - Subsection 94.9.2

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Recommended Penalty: \$3,000

Recommended Penalty: \$1,000

Recommended Penalty: \$4,000

C. ACTION REQUIRED AND CONTESTED NOTICES OF VIOLATION

Asbestos, Construction, & Vacant Land NOVs:

1. CREATIVE BUILDERS, INC. (DCP #n/a)

NOV #8482 – For conducting construction activities prior to obtaining a valid Dust Control Permit; and for allowing superintendents and foremen to work on site without having completed the required Air Quality Dust Control Class on September 23 and October 18, 2013 at the Chase Bank DU ATM construction site, located at 1435 West Craig Road, in Clark County, Nevada.

Violation(s) alleged: Subsection 94.4.1

Recommended Penalty: \$1,250

Subsection 94.7.6.1

Violation #1 - Subsection 94.4.1

Violation #2 - Subsection 94.7.6.1

FOUND IN VIOLATION.

PENALTY ASSESSED: \$1,250

Violation #1 - Subsection 94.4.1 - \$1,000

Violation #2 - Subsection 94.7.6.1 - \$250

2. EARTH MOVING, LLC (APN 176-23-301-012)

NOV #8469 – For failing to implement control measures; and for allowing a dust plume to cross a property line, identified during routine patrol during a Dust Advisory on September 25, 2013 at an unpaved parking/storage lot, located near the southeast corner of Serene Avenue and Redwood Street in Clark County, Nevada.

Violation(s) alleged: Subsection 92.3.1

Recommended Penalty: \$2,000

Subsection 92.4.2

Violation #1 – Subsections 92.3.1 and 92.4.2

SINCE EARTH MOVING, LLC COMPLIED WITH THE CORRECTIVE ACTION AND HAS MET ALL THE REQUIREMENTS OF SECTION 92 CONTAINED IN NOV #8469, AIR QUALITY RECOMMENDS THE PENALTY OF \$2,000 BE HELD IN ABEYANCE FOR A PERIOD OF ONE YEAR OF SIGNED ORDER TO ENSURE EARTH MOVING, LLC MAINTAINS THE UNPAVED PARKING/STORAGE LOT AND KEEP IT IN COMPLIANCE. IF EARTH MOVING, LLC COMPLIES WITH THESE TERMS THEN AIR QUALITY CONSIDERS THE NOV TO BE SATISFIED.

HEARING OFFICER APPROVED RECOMMENDATION. IF EARTH MOVING, LLC COMPLIES WITH THESE TERMS THE SUSPENDED AMOUNT WILL BE WAIVED.

3. ENVIRONMENTAL ASSURANCE, LLC (Project Number: 130323)

NOV #8478 – For failing to remove all regulated asbestos-containing material (RACM) and not ensuring the RACM was adequately wet until collected and contained, or treated for disposal, identified during a routine site inspection on September 18, 2013 of Buildings 1928 (Building #11) and 1920 (Building #13) within the Buena Vista Springs II apartment complex, located at 1900-2028 West Lake Mead Boulevard, in Clark County, Nevada.

Recommended Penalty: \$4,000

Recommended Penalty: \$3,000

Recommended Penalty: \$2,000

Violation(s) alleged: Subsection 13.1

40 CFR 61.145(c)(1)

Violation #1 - Subsection 13.1 40 CFR 61.145(c)(1)

FOUND IN VIOLATION.
PENALTY ASSESSED: \$3,500
Violation #1 - Subsection 13.1
40 CFR 61.145(c)(1)

4. GREYSTONE HOMES (DCP #42463)

NOV #8492 – For failing to implement all control measures Best Available Control Measures necessary to maintain soil stability 24 hours a day, seven days a week and allowing soils to become dry, and loose, conducive to the formation of fugitive dust by either mechanical disturbance or wind erosion, identified during a routine inspection on November 7 and 13, 2013 at the Monterey Ranch construction site, located northeast of Buffalo Drive and Erie Avenue, in Clark County, Nevada.

Violation(s) alleged: Subsection 94.9.2 Violations #1 and 2 - Subsection 94.9.2

GREYSTONE HOMES CHANGED ITS PLEA TO NO CONTEST.

FOUND IN VIOLATION.

PENALTY ASSESSED: \$3,000

Violations #1 and 2 - Subsection 94.9.2

5. LAS VEGAS LAND CONTRACTING, LLC DBA DUNHILL HOMES (DCP #40048)

NOV #8474 – For failing to implement all control measures Best Available Control Measures necessary to maintain soil stability 24 hours a day, seven days a week and allowing soils to become dry, and loose, conducive to the formation of fugitive dust by either mechanical disturbance or wind erosion, identified during a routine inspection on a Dust Advisory on September 25, 2013 at the Melrose construction site, located at the northeast corner of El Capitan Way and Arby Avenue, in Clark County, Nevada.

Violation(s) alleged: Subsection 94.9.2 Violation #1 - Subsection 94.9.2

FOUND IN VIOLATION.
PENALTY ASSESSED: \$1,500
Violation #1 - Subsection 94.9.2

6. SERVICE MASTER 1ST RESPONSE (Project Number: 130287)

NOV #8495 – For failing to remove all regulated asbestos-containing material (RACM) and not ensuring the RACM was adequately wet until collected and contained, or treated for disposal, identified during a routine site inspection on September 4, 2013 of Sierra Vista Apartments Demolition project, located at 552, 560 & 594 Sierra Vista Drive, in Clark County, Nevada.

Violation(s) alleged: Subsection 13.1 Recommended Penalty: \$4,000 40 CFR 61.145(c)(1)

Violation #1 - Subsection 13.1 40 CFR 61.145(c)(1)

FOUND IN VIOLATION.
PENALTY ASSESSED: \$3,500
Violation #1 - Subsection 13.1
40 CFR 61.145(c)(1)

7. SILVER STATE CONSTRUCTION TECHNOLOGIES (Project Number: 130353)

NOV #8477 – For failing to remove all regulated asbestos-containing material (RACM) and not ensuring the RACM was adequately wet until collected and contained, or treated for disposal, identified during a routine site inspection on September 4, 2013 of the Western Hotel and Casino facility, located at 899 Fremont Street, in Clark County, Nevada.

Violation(s) alleged: Subsection 13.1 Recommended Penalty: \$4,000 40CFR 61.145(c)(1)

Violation #1 - Subsection 13.1 40CFR 61.145(c)(1)

FOUND IN VIOLATION.
PENALTY ASSESSED: \$3,000
Violation #1 - Subsection 13.1
40 CFR 61.145(e)(1)

8. WESTCOM INC. (DCP #42902)

NOV#8475 – For conducting construction activities prior to obtaining a valid Dust Control Permit, identified during a site inspection on October 1, 2013 at the Level 3 Arden Crew Change construction site, located near the intersection of Blue Diamond Road and South Jones Boulevard, in Clark County, Nevada.

Violation(s) alleged: Subsection 94.4.1 Violation #1 – Subsection 94.4.1

WESTCOM INC. DID NOT APPEAR.

FOUND IN VIOLATION.
PENALTY ASSESSED: \$500
Violation #1 – Subsection 94.4.1

Recommended Penalty: \$500

9. WESTERN STATES CONTRACTING (Pending DCP #42884)

NOV#8481 – For conducting construction activities prior to obtaining a valid Dust Control Permit, identified during a site inspection on September 20, 2013 at the Arco C Store construction site, located at 1570 West Cheyenne Avenue, in Clark County, Nevada.

Violation(s) alleged: Subsection 94.4.1 Violation #1 – Subsection 94.4.1

Recommended Penalty: \$1,000

Recommended Penalty: \$6,000

FOUND IN VIOLATION.
PENALTY ASSESSED: \$500
Violation #1 – Subsection 94.4.1

10. WILLIAM LYON HOMES (DCP #42977)

NOV#8489 – For failing to employ Best Available Control Measures and allowing soils to become dry, and loose, conducive to the formation of fugitive dust by either mechanical disturbance or wind erosion; and for allowing a dust plume to extend 100 yards or more, horizontally or vertically, from the point of origin, identified while responding to a citizen's complaint on November 4, 2013 at the Lyon Estates 8 construction site, located southwest of Horse Drive and Coke Street, in Clark County, Nevada.

Violation(s) alleged: Subsection 94.9.1

Subsection 94.11.2

Violation #1 – Subsection 94.9.1 Violation #2 – Subsection 94.11.2

WILLIAM LYON HOMES CHANGED ITS PLEA TO NO CONTEST.

FOUND IN VIOLATION.

PENALTY ASSESSED: \$6,000

Violation #1 – Subsection 94.9.1 - \$2,000 Violation #2 – Subsection 94.11.2 - \$4,000

Stationary Sources NOVs:

11. G. GORDI LLC (Source: 15401)

NOV #8461 — For failing to conduct an initial vapor recovery test and three subsequent annual tests; for replacing the ORVR Phase II recovery system with Phase II vapor recovery equipment that was not certified by the current CARB EO G-70-125 series; for failing to conduct an initial vapor recovery test after replacing the Phase II vapor recovery system; for failing to maintain all Phase II vapory recovery equipment in a leak free, vapor tight good working order; and for failing to record daily inspections of the Phase I and Phase II vapor recovery equipment, identified during a full compliance evaluation conducted on September 3 and 5, 2013 at the ARCO Facility #5315 Gasoline Dispensing Operation (Source #15401), located at 4916 South Paradise Road, in Clark County, Nevada.

G. GORDI LLC continued

Violation(s) alleged: Subsection 12.1.1.1 Subsection 12.1.2 Subsection 12.8.1 Subsection 52.4(a)(1) Subsection 52.6(a)(1) Subsection 52.7(b)(1)(vii)	Recommended Penalty: \$14,000
Violation #1 – Subsections 12.1.1.1, 12.8.1 & 52.4(a)(1) Permit Condition IV-B-2-f Permit Condition II-9	
Violation #2 – Subsection 12.8.1	
Permit Condition IV-F-2-a	
Permit Condition IV-F-3-a	
Violation #3 – Subsections 12.8.1 & 52.4(a)(1)	
Permit Condition IV-B-1-e	
Violation #4 – Subsections 12.8.1 & 52.4(a)(1)	
Permit Condition IV-B-2-g	
Violation #5 – Subsections 12.8.1, 52.6(a)(1) & 52.7(b)(1)(vii)
Permit Condition IV-E-1	
Permit Condition IV-E-2	•
Permit Condition IV-G-4	
FOUND IN VIOLATION.	
Violation #1 – Subsections 12.1.1.1, 12.8.1 & 52.4(a)(1)	- \$500
Permit Condition IV-B-2-f	****
Permit Condition II-9	
Violation #2 – Subsection 12.8.1	- \$6,000
Permit Condition IV-F-2-a	·
Permit Condition IV-F-3-a	
Violation #3 – Subsections 12.8.1 & 52.4(a)(1)	- \$1,000
Permit Condition IV-B-1-e	
Violation #4 – Subsections 12.8.1 & 52.4(a)(1)	- \$1,000
Permit Condition IV-B-2-g	
Violation #5 – Subsections 12.8.1, 52.6(a)(1) & 52.7(b)(1))(vii) - \$500
Permit Condition IV-E-1	
Permit Condition IV-E-2	
Permit Condition IV-G-4	

HEARING OFFICER ASSESSED A \$9,000 PENALTY AND INSTRUCTED G. GORDI LLC, SOURCE: 15401, TO COMPLETE THE REQUIRED PERFORMANCE TEST AND SUBMIT DOCUMENT TO AIR QUALITY WITHIN 30 DAYS OF SIGNED ORDER.

12. SMOKE RANCH ENTERPRISES, INC. (Source: 9534)

NOV #8487 – For failing to maintain all Phase I vapory recovery equipment in a leak free, vapor tight good working order; for failing to install and operate all Phase II vapor recovery equipment in accordance with the manufacturer's specifications and CARB EO G-70-17-AD; for failing to maintain all Phase II vapory recovery equipment in a leak free, vapor tight good working order; and for failing to provide records of Phase I and Phase II vapor recovery equipment inspections, identified during a full compliance evaluation extending from October 16, 2009 through September 13, 2013 at the ARCO AM/PM #82428 Gasoline Dispensing Operation (Source #9534), located at 2401 North Jones Boulevard, in Clark County, Nevada.

Violation(s) alleged: Subsection 12.8.1

Subsection 52.4(a)(1)

Violation #1 – Subsections 12.8.1 & 52.4(a)(1)

Permit Condition IV-B-1-e

Violation #2 – Subsections 12.8.1 & 52.4(a)(1)

Permit Condition IV-B-2-f

Permit Condition IV-B-2-g

Violation #3 – Subsection 12.8.1

Permit Condition IV-E-1

Permit Condition IV-E-2

Permit Condition IV-G-4

FOUND IN VIOLATION.

PENALTY ASSESSED: \$2,500

Violation #1 - Subsections 12.8.1 & 52.4(a)(1) - \$1,000

Permit Condition IV-B-1-e

Violation #2 – Subsections 12.8.1 & 52.4(a)(1) - \$1,000

Permit Condition IV-B-2-f

Permit Condition IV-B-2-g

Violation #3 – Subsection 12.8.1

- \$500

Permit Condition IV-E-1

Permit Condition IV-E-2

Permit Condition IV-G-4

III. ADJOURNMENT

12:03 p.m.

Recommended Penalty: \$5,000