



Nye County Air Quality Appeal Hearings and Adjudications Agenda

**Bob Ruud Community Center, Room B
150 N. Hwy 160, Pahrump, NV 89060
October 22, 2009
10:00 AM**

The Bob Ruud Community Center, Room B is accessible to individuals with disabilities. A sign language interpreter may be made available upon request; contact the Nye County Air Quality Program Administrator at least 24-hours prior to the time of the Hearing at (775) 751-4033.

Hearing Officer Presiding: Henry Melton
**Staff: Jack Lohman [or designee]
David Fanning [or designee]**

Pursuant to NRS 241.020, the Agenda for the Air Quality Hearings has been posted at the following locations.

Nye County Administration
401 South Frontage Road, Suite 5
Pahrump, NV 89048

Bob Ruud Community Center
150 North Highway 160
Pahrump, NV 89060

Nye County Planning Department
250 North Highway 160, Suite 1
Pahrump, NV 89060

Nye County Public Works Department
250 North Highway 160, Suite 2
Pahrump, NV 89060

Support documentation for the items on the agenda is available to members of the public at the Planning Department Office (250 N. Highway 160, Pahrump, NV 89060) and on the County's website.

**WEBSITE: www.nyecounty.net
www.co.nye.nv.us**

Public Comment during the Hearing on October 22, 2009 will be for all matters on the agenda, and be limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individual action items. The Hearing Officer may prohibit comment if the content of the comments is a topic that is not relevant to, or within the authority of the Hearing Officer, or if the content of comments is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of our speakers. Please step up to the speaker's podium, clearly state your name and address, and limit your comments to no more than three minutes. No action may be taken upon a matter not listed on the posted agenda.

I. CALL TO ORDER

II. MATTERS TO BE HEARD

- A. NON-CONTESTED NOTICES OF ALLEGED VIOLATION: The Hearing Officer may approve or disapprove the agreed settlement. If disapproved, the Notice of Alleged 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.

There are no non-contested Notices of Alleged Violation on this agenda.

- B. NON-CONTESTED NOTICES OF ALLEGED VIOLATION WITH STIPULATION: The Hearing Officer may approve or disapprove the agreed settlement. Upon disapproval of the agreed settlement, the Hearing Officer will set a date for the hearing of the alleged violation.

There are no non-contested Notices of Alleged Violation with stipulation on this agenda.

- C. NOTICES OF ALLEGED VIOLATION WITH CONTESTED PENALTIES:

There are no Notices of Alleged Violation with contested penalties on this agenda.

- D. NOTICES OF ALLEGED VIOLATION WITH CONTESTED PENALTIES AND/OR FACTS:

1 . **S A Recycling LLC**

NOAV 09-06 - For alleged violations on June 1, 2009; June 8, 2009; July 6, 2009; August 10, 2009 at the construction site located at 1650 E. Mesquite Ave..

Violation(s) Alleged: Subsection 15.28.090.C.1; failure to submit a Dust Control Plan before disturbing .5 acres or more.

Subsection 15.28.100.A; failure to pave a new parking and/or storage area that is constructed within the Pahrump Regional Planning District.

Recommended Penalty: \$3,365.00 (Suspended \$0.00)

ACTION REQUESTED: Approve/Disapprove

- E. DISMISSED NOTICES OF ALLEGED VIOLATION:

There are no dismissed Notices of Alleged Violation on this agenda.

- F. OTHER MATTERS

III. ADJOURNMENT