

BRIAN SANDOVAL
Governor



STATE OF NEVADA
STATE ENVIRONMENTAL COMMISSION

901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249
Telephone (775) 687-9374
Fax (775) 687-5856
www.sec.nv.gov

Bradley Crowell
Director



March 23, 2017

CHAIRMAN

Eugene Gans
Las Vegas, NV

VICE CHAIRMAN

Tom Porta
Reno, NV

MEMBERS

Joe Freeland
State Forester
Division of Forestry

Vacant
State Board of Health
Las Vegas, NV

Jason King
State Engineer
Division of Water
Resources

Kathryn Landreth
Reno, NV

Jim Barbee
Director, Department of
Agriculture

Tony Wasley, Director
Department of Wildlife

Rich Perry
Administrator
Division of Minerals
Commission on Mineral
Resources

Mark Turner
Carson City, NV

Cary Richardson
Carson City, NV

COUNSEL

Dawn Buoncristiani

STAFF

Valerie King
Executive Secretary

Shanon Pascual
Recording Secretary

Mr. Robert Matthews
Owner
Tahoe Western Asphalt, LLC
PO Box 21645
Carson City, Nevada 89721

RE: Notice of Alleged Air Quality Violation and Order No. 2601
Class II Air Quality Operating Permit AP1611-3748 (FIN A1969)

Dear Mr. Matthews:

On December 6, 2016, the Nevada Division of Environmental Protection (NDEP) held an enforcement conference with Tahoe Western Asphalt, LLC (TWA) to discuss supporting information regarding the draft Notice of Alleged Violation and Order (NOAV) No. 2601. As a result of that meeting, NDEP formally issued the above NOAV. See attachment.

NDEP sent NOAV No. 2601 via certified mail on January 24, 2017, notifying TWA of its appeal rights pursuant to NRS 445B.340 and NRS 445B.360. TWA did not appeal the NOAV. Therefore, the State Environmental Commission (SEC) will determine the appropriate penalty for the violations contained in the above referenced NOAV on **Wednesday, May 3, 2017 at 10:00 a.m. at the Bryan Building, Tahoe Conference Room (2nd Floor) located at 901 South Stewart Street, Carson City.**

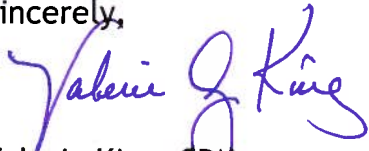
Pursuant to NRS 445B.640(1), the SEC may approve an administrative penalty of not more than \$10,000 per day per violation. During the May 3 meeting, NDEP will provide the SEC with a brief overview of the NOAV and the recommendation for an administrative penalty of \$1,500.00. This recommended penalty was calculated using a penalty matrix previously approved by the SEC.

Although your presence is not required at this meeting, you or a representative may wish to attend to speak on behalf of TWA.

The SEC may, without further notice, take administrative action against TWA if the SEC determines that such administrative action is warranted after it considers NOAV No. 2601.

If you have any questions regarding this notice, please contact me at (775) 687-9374.

Sincerely,



Valerie King, CPM
Executive Secretary

Certified Mail # 9171 9690 0935 0012 2754 62

ec: Greg Lovato, Administrator
Jeffrey Kinder, Deputy Administrator
Lisa Kremer, Chief, BAPC
Travis Osterhout, Supervisor, BAPC
Dawn Buoncristiani, SEC/DAG