



**Bureau of Air Pollution Control (BAPC) Compliance & Enforcement Branch
 Penalty Recommendations for State Environmental Commission (SEC) Meeting
 November 16, 2016**

AGENDA ITEM #6	
COMPANY	B.R. Constructors
COUNTY	Carson City
NOAV NUMBER(S)	2567
VIOLATION & PENALTY SUMMARY	<p>Violation: Failure to apply for and obtain an operating permit – NAC 445B.275.1(a) Date of Observation: March 14, 2016 Requirement: Obtain and maintain a valid operating permit.</p> <p>Base Penalty: \$500 plus \$50 per acre of planned disturbance, for a Class II Surface Area Disturbance. Magnitude (multiplier): 1 week Violation History (adjustment): N/A Total Penalty: (\$500 + (\$50 x 18 acres)) x 1 week = \$1,400</p>
TOTAL RECOMMENDED PENALTY	\$1,400

AGENDA ITEM #7	
COMPANY	Jerritt Canyon Gold, LLC
COUNTY	Elko
NOAV NUMBER(S)	2568
VIOLATION & PENALTY SUMMARY	<p>Violation: Failed source test (exceedance of permitted emissions limit) - NAC 445B.275.1(c) Date of Observation: March 15, 2016 Requirement: Conduct retesting of failed system to show compliance with permitted emission limits.</p> <p>Base Penalty: \$7,500, for Class 1 source - major pollutant. Magnitude (multiplier): 1.718 gravity component (Volume of Release: Excess Emission Ratio ≥ 1.2) Violation History (adjustment): N/A Total Penalty: \$7,500 x 1.718 = \$12,885</p>
TOTAL RECOMMENDED PENALTY	\$12,885

AGENDA ITEM #8	
COMPANY	Hycroft Resources & Development, Inc.
COUNTY	Humboldt
NOAV NUMBER(S)	2585 and 2586
VIOLATION & PENALTY SUMMARY	<p><u>NOAV 2585</u> Violation: Failure to conduct required compliance testing - NAC 445B.275.1(c) Date of Observation: April 19, 2016 Requirement: Conduct all required source testing.</p> <p>Base Penalty: \$1,000, for Class 1 source – per system, per month. Magnitude (multiplier): 3 systems, 1 month Violation History (adjustment): 4 violations within last 5 years = 20% Total Penalty: (\$1,000 x 3 systems x 1 month) + (\$3,000 x 20%) = \$3,600</p> <p><u>NOAV 2586</u> Violation: Failed two source tests (exceedance of permitted emissions limit) - NAC 445B.275.1(c) Date of Observation: July 13, 2016 Requirement: Conduct retesting of failed systems to show compliance with permitted emission limits.</p> <p>Base Penalty: \$2,500, for Class 2 source – other pollutant. Magnitude (multiplier): 2.08 gravity component (Volume of Release: Excess Emission Ratio ≥ 1.2) 3.41 gravity component (Volume of Release: Excess Emission Ratio ≥ 1.2) Violation History (adjustment): 1 similar violation within last 3 years = 200% 4 violations within last 5 years = 20% Total Penalty: (\$2,500 x 2.08) + (\$2,500 x 3.41) + (\$13,725 x 220%) = \$43,920</p>
TOTAL RECOMMENDED PENALTY	\$47,520