

NDEP-BAPC PENALTY RECOMMENDATIONS - May 2, 2014

TAB NO.	COMPANY NAME	VIOLATION & PENALTY SUMMARY	NOAV NUMBER	RECOMMENDED PENALTY
A	Newmont Nevada Energy Investment, LLC, Eureka County	<p><b><u>NOAV 2453</u></b>                      Violation: Failure to comply with a permitted emission limit                      Emission Limit: 2.06 lbs/hr Sulfuric Acid Mist                      Emission Unit: System #1, Subcritical Boiler</p> <p>Base Penalty: \$7,500, for Major Source failing for a “major” pollutant                      Magnitude (Multiplier): Moderate (1.38x)                      Violation History (Adjustment): 4 violation within past 5 years = 20%.                      Total Penalty: (\$7,500 x 1.38) + (10,350 x 20%) = <b>\$12,420</b></p>	2453	\$12,420
B	Nevada Slag, Inc., White Pine County	<p><b><u>NOAV 2455</u></b>                      Violation: Failure to comply with a permitted emission limit.                      Emission Limit: 20% Opacity.                      Emission Unit: System 2, Dryer and System 3, Material Transfer</p> <p>Base Penalty: \$1,000, for Class II Source failing a permitted emission limit                      Magnitude (Multiplier): Extremely High Amount (6x) for 2 systems                      Violation History (Adjustment): N/A                      Total Penalty: (\$1,000 x 6) x (2 units) = <b>\$12,000</b></p> <p><b><u>NOAV 2456</u></b>                      Violation: Failure to operate required air pollution controls.                      Emission Unit: System 2, Dryer                      Requirement: Wet Scrubber</p> <p>Base Penalty: \$600, for Class II Source operating without air pollution controls.                      Magnitude (Multiplier): 1 Day                      Violation History (Adjustment): N/A                      Total Penalty: \$600 x 1 = <b>\$600</b></p>	2455 and 2456	\$12,600
C	Q & D Construction, Inc., Eureka County	<p><b><u>NOAV 2462</u></b>                      Violation: Failure to comply with a permitted emission limit                      Emission Limit: 156 lbs/day NOx                      Emission Unit: System 04, Drum Dryer (S2.001)</p> <p>Base Penalty: \$2,500, for Class II source failing a compliance source test                      Magnitude (Multiplier): Moderate Amount (1.3x)                      Violation History (Adjustment): N/A                      Total Penalty: \$2,500 x 1.3 = <b>\$3,250</b></p>	2462	\$3,250

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D	Hawthorne Army Depot, Mineral County	<p><b><u>NOAV 2471</u></b>                      Violation: Failure to comply with a permitted emission limit                      Emission Limit: 0.40 ng/dscm Dioxin/Furan, Test result: 1.01 ng/dscm                      Emission Unit: System 30, Munitions Detonation Rotary Kiln (RF-9)</p> <p>Base Penalty: \$7,500, for Major Source failing a NESHAP limit                      Magnitude (Multiplier): Moderate Amount (2.525x)                      Violation History (Adjustment): 2 violations in the past 5 years = 10%                      Total Penalty: (\$7,500 x 2.525) + (18,900 x 10%) = <b>\$20,800</b></p>	2471	\$20,800
E	Rockwood Lithium Inc., Esmeralda County	<p><b><u>NOAV 2474</u></b>                      Violation: Failure to conduct required compliance source testing                      Emission Unit: System 17A, Boiler                      Requirement: Conduct initial compliance source testing for PM/PM<sub>10</sub>, SO<sub>2</sub>, NO<sub>x</sub>, CO and opacity within 60 days after achieving the maximum production rate but no later than 180 days after initial startup</p> <p>Base Penalty: \$1,000, for failing to conduct required source testing                      Magnitude (Multiplier): 5 months                      Violation History (Adjustment): N/A                      Total Penalty: \$1,000 x 5 = <b>\$5,000</b></p>	2474	\$5,000
F	Alston Construction, Storey County	<p><b><u>NOAV 2476</u></b>                      Violation: Failure to apply for and obtain an operating permit prior to commencing construction                      Requirement: Apply for and obtain a Surface Area Disturbance permit for any project that disturbs over 5 acres</p> <p>Base Penalty: \$500, plus \$50 per acre of disturbance                      Magnitude (Multiplier): 48 Acres                      Violation History (Adjustment): N/A                      Total Penalty: \$500 + (48 x \$50) = <b>\$2,900</b></p>	2476	\$2,900