



October 1, 2025

Chris Rose
Environmental Specialist
Staker & Parson Companies
89 West 13490 South #100
Draper, UT 84020

**RE: Notice of Alleged Air Quality Violation Nos. 3189 & 3190 and Order No. 3190
Class II Air Quality Operating Permit AP1442-2351 (FIN A0426)**

Dear Chris Rose:

The Nevada Division of Environmental Protection (Division) alleges that Staker & Parson Companies (SPC) has violated one or more conditions of the Class II Air Quality Operating Permit (AQOP) AP1442-2351 last issued August 14, 2024.

On August 19, 2025, the Division held an enforcement conference with SPC to discuss potential enforcement actions alleged in the Letter of Alleged Findings (LOAF) previously sent to SPC. The conference was held to clarify the circumstances of the potential enforcement actions and provide an opportunity for SPC to provide evidence demonstrating that violations did not occur or that efforts were made to mitigate the violation.

Based on the information provided during the enforcement conference, the Division has determined that issuance of NOAV 3189 is warranted and NOAV 3190 is warranted as a warning.

In accordance with **NAC 445B.281 Violations: Classification; administrative fines**, NOAVs 3189 and 3190 constitute major violations. For major violations that are not warnings, the Division makes penalty recommendations to the Nevada State Environmental Commission (Commission), and the Commission assesses the penalties. Based on the factors considered in the penalty matrix and penalty calculation worksheet, as established with the Commission, the Division has calculated a recommended penalty of **\$10,000** for NOAV 3189. Warnings are not recommended to the Commission.

The date for the next Commission hearing for penalties has not been set. Before the hearing for the penalties, the Commission will notify you of the final date and time of the hearing and provide information about how you can participate if you want.

Appeals of NOAVs 3189 and 3190 may be requested pursuant to **Nevada Revised Statute (NRS) 445B.360 Appeals to Commission: Appealable matters; action by Commission; regulations** and Commission administrative rules. Appeals must be received within ten (10) days of receipt of this notice, pursuant to **NRS 445B.340 Appeals to Commission: Notice of appeal**. A copy of the Commission's Appeal Form #3 is enclosed and can also be found on the Commission's website at: <https://sec.nv.gov/participate/forms-and-documents/>. Appeals are processed through Sheryl Fontaine, the Executive Secretary for the Commission, at 901 South Stewart Street, Suite 4001, Carson City, Nevada, 89701-5249. Ms. Fontaine can be reached at (775) 687-9374, or by email

at sfontaine@ndep.nv.gov. Please provide me with a copy of any correspondence your company may have with the Commission.

If you have any questions regarding the NOAVs or the fines, please contact me at (775) 687-9392 or by email at m.grover@ndep.nv.gov.

Sincerely,



[Michelle Grover \(Sep 25, 2025 10:57:38 PDT\)](#)

Michelle Grover
Supervisor, Enforcement Branch
Bureau of Air Quality Planning

MG/sm

enc.: Notice of Alleged Air Quality Violation Nos. 3189 & 3190 and Order No 3190
Appeal Form #3

E-Copy: Andrew Tucker, Chief, BAQP
Jennifer Schumacher, Chief, BAPC
Chad Myers, P.E., Compliance Supervisor, BAPC
Tanya Soleta, P.E., Permitting Supervisor, BAPC
Jens Christensen, Compliance Staff, BAPC
Nathan Rash, Enforcement Staff, BAQP
Shannon Miller, Enforcement Staff, BAQP
Chris Rose, Environmental Specialist, SPC
Nate Johnston, General Manager, SPC

Certified Mail No.: 9489 0090 0027 6598 1405 06

STATE OF NEVADA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL PROTECTION
BUREAU OF AIR QUALITY PLANNING
901 SOUTH STEWART ST., SUITE 4001
CARSON CITY, NEVADA 89701-5249
NOTICE OF ALLEGED AIR QUALITY VIOLATION NO. 3189

Person(s) to Whom Served: Chris Rose, Environmental Specialist
Company Name: Staker & Parson Companies
Address: 89 West 13490 South #100, Draper, UT 84020
Permit Number: AP1442-2351 **FIN:** A0426
Site of Alleged Violation: 2755 Last Chance Road, Elko, NV 89801
Date of Observation: 6/25/2024

It is alleged that the following regulation was violated by the person named in this notice:

Nevada Administrative Code (NAC) 445B.275 Violations: Acts constituting; notice.

1. Failure to comply with any requirement of NAC 445B.001 to 445B.3689, inclusive, any applicable requirement or any condition of an operating permit constitutes a violation. As required by NRS 445B.450, the Director shall issue a written notice of an alleged violation to any owner or operator for any violation, including, but not limited to:

[...]

(c) Failure to construct or operate a stationary source in accordance with any condition of an operating permit;

[...]

It is alleged that the following act or practice constitutes the violation:

Late Test or Failure to Test

Evidence:

Staker & Parson Companies (SPC) currently holds a Class II Air Quality Operating Permit (AQOP) to operate an aggregate and asphalt plant under the requirements of AQOP AP1442-2351, last issued by the Nevada Division of Environmental Protection (Division) on August 14, 2024.

The Facility failed to perform renewal testing on System 25 – Drum Mix Asphalt Plant: Drum Dryer. Renewal testing for particulate matter less than or equal to 10 microns in diameter (PM₁₀), particulate matter less than or equal to 2.5 microns in diameter (PM_{2.5}), sulfur dioxide (SO₂), oxides of nitrogen (NO_x), carbon monoxide (CO), volatile organic compounds (VOCs), and Opacity was due by November 22, 2022, under AQOP AP1442-2351. The facility did not conduct the required renewal performance testing, contracted through a third party, until July 23, 2024.

On August 19, 2025, the Division held an enforcement conference with SPC to determine whether issuance of Notice of Alleged Air Quality Violation (NOAV) 3189 was or was not warranted. During the enforcement conference, SPC did not supply any evidence that the alleged violation did not occur. The Division has subsequently determined that formal issuance of NOAV 3189 is warranted.

Based on the factors considered in the penalty matrix and penalty calculations worksheet as established with the State Environmental Commission, the Division calculated a recommended penalty of **\$10,000** for NOAV 3189.

In accordance with **NAC 445B.281 Violations: Classification; administrative fines**, the alleged violation constitutes a major violation and SPC has had no previous air quality violations within the last 60 months.

Signature  _____

Issued by: Andrew Tucker
Chief
Bureau of Air Quality Planning

Phone: 775-687-9340 **Date:** Sept 29, 2025

AT/MG/sm

Certified Mail No.: 9489 0090 0027 6598 1405 06

STATE OF NEVADA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL PROTECTION
BUREAU OF AIR QUALITY PLANNING
901 SOUTH STEWART ST., SUITE 4001
CARSON CITY, NEVADA 89701-5249
NOTICE OF ALLEGED AIR QUALITY VIOLATION NO. 3190

Person(s) to Whom Served: Chris Rose, Environmental Specialist

Company Name: Staker & Parson Companies

Address: 89 West 13490 South #100, Draper, UT 84020

Permit Number: AP1442-2351

FIN: A0426

Site of Alleged Violation: 2755 Last Chance Road, Elko, NV 89801

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[...]

(c) Failure to construct or operate a stationary source in accordance with any condition of an operating permit;

[...]

It is alleged that the following act or practice constitutes the violation:

Failure to install required air pollution control equipment as required by the Nevada Administrative Code and the Air Quality Operating Permit.

Evidence:

Staker & Parson Companies (SPC) currently holds a Class II Air Quality Operating Permit (AQOP) to operate an aggregate and asphalt plant under the requirements of AQOP AP1442-2351, last issued by the Nevada Division of Environmental Protection (Division) on August 14, 2024.

Division staff conducted an on-site inspection of the facility on June 25, 2024. During the inspection, staff discovered the facility had failed to install required water sprays on multiple emission units. See table below of missing water sprays.

Table 1: Failure to Install required Air Pollution Control Equipment:

Item	System Name	System/Emission Unit	Description
1	Conveyor Transfer	S3.PF1.003	No water spray installed at material transfer point
2	Triple Deck Screen #1	S4.PF1.004	No water spray installed at material transfer point
3	Conveyor Transfer to SP1	S5.PF1.005-PF1.011	No water spray installed at material transfer point
4	Triple Deck Screen #2	S11.PF1.020	No water spray installed at material transfer point

On August 19, 2025, the Division held an enforcement conference with SPC. During the enforcement conference SPC was unable to provide evidence that the alleged violation did not occur. The Division has determined that issuance of NOAV No. 3190 is warranted as a warning.

This NOAV and Order become final unless appealed within ten (10) days of this notice. The person named in this NOAV and Order may appeal the notice by submitting a written request for a hearing to the Chairman of the Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249.

In accordance with **NAC 445B.281 Violations: Classification; administrative fines**, the alleged violation constitutes a major violation, and SPC has had no prior air quality violation within the last 60 months.

ORDER

Under the authority of **Nevada Revised Statute (NRS) 445B.100 to 445B.640**, inclusive, the person named in this notice is ordered:

_____ **To pay the following administrative fine in accordance with NAC 445B.281:** _____

_____ **To take corrective action:** _____

_____ **To appear for an enforcement conference in person at:** 901 S. Stewart St. Suite 4001, Carson City, Nevada, 89701, **or by video conference or phone.**

Date: _____ **Time:** _____

_____ **To conduct a Supplemental Environmental Project specified by NDEP**

 X **This notice is a warning.**

Signature _____



Issued by: Andrew Tucker
Chief
Bureau of Air Quality Planning

Phone: _____ **Date:** Sept 29, 2025

AT/MG

Certified Mail No.: 9489 0090 0027 6598 1405 06











Staker and Parson's Final NOAVs

Final Audit Report

2025-09-29

Created:	2025-09-25
By:	Michelle Grover (m.grover@ndep.nv.gov)
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"Staker and Parson's Final NOAVs" History

-  Document created by Michelle Grover (m.grover@ndep.nv.gov)
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