

Joe Lombardo
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

James Settelmeyer
Director



February 5, 2025

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STAFF

Sheryl Fontaine
Executive Secretary

Destiney Fitch
Recording Secretary

Christopher Balhoff
Facility General Manager
Safety-Kleen Systems, Inc.
P.O. Box 5129
Fallon, NV 89407

RE: Notice of Alleged Air Quality Violation and Order Nos. 3069 and 3150
Class II Air Quality Operating Permit AP2992-1473.03 (FIN A0511)

Dear Mr. Balhoff:

On November 28, 2024, the Nevada Division of Environmental Protection (NDEP) held an enforcement conference with Safety-Kleen Systems, Inc. (Safety-Kleen) to discuss supporting information regarding the draft Notice of Alleged Violation and Order (NOAV) Nos. 3068 through 3070 (inclusive). On August 1, 2024, NDEP held another enforcement conference with Safety-Kleen to discuss potential enforcement action 3150. As a result of that meeting, action 3068 was incorporated into action 3150 and NDEP formally issued the above NOAVs via certified mail on September 30, 2024. See attachment.

Upon formal issuance of the NOAV, NDEP notified Safety-Kleen of its appeal rights pursuant to NRS 445B.340 and NRS 445B.360. Safety-Kleen did not appeal either NOAV. Therefore, the State Environmental Commission (SEC) will determine the appropriate penalty for the violations contained in the above-referenced NOAVs on **Wednesday, March 19, 2025, at 9:00 a.m. at the Richard H. Bryan Building, Bonnie B. Bryan Conference Room (first floor) located at 901 South Stewart Street, Carson City.** The meeting will also be video-conferenced to the Red Rock Conference room located at the NDEP offices 375 East Warm Springs Blvd., Las Vegas. It will also be held virtually. To join remotely, please use the link on the [SEC website](#) or telephone into the meeting at 1(877) 321-6111, ID 969 884 116#.

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 March 19, 2025, meeting, NDEP will provide the SEC with a brief overview of each NOAV and the recommendation for administrative penalties of \$6,600.00 for NOAV 3069 and \$29,150.00 for NOAV 3150. These recommended penalties were 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 Safety-Kleen.

The SEC may, without further notice, take administrative action against Safety-Kleen if the SEC determines that such administrative action is warranted after it considers NOAV Nos. 3069 and 3150.

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

Sincerely,



Sheryl Fontaine
Executive Secretary

Certified Mail # 9489 0090 0027 6499 9019 23

ecc: Jennifer Carr, NDEP Administrator
Danilo Dragoni, NDEP Deputy Administrator
Jeff Kinder, NDEP Deputy Administrator
Rick Perdomo, NDEP Deputy Administrator
Andrew Tucker, Chief, BAQP
Jennifer Schumacher, Chief, BAPC
Michelle Grover, Supervisor, BAQP
Todd Weiss (acting), SEC/DAG
Destiney Fitch, Recording Secretary, SEC