

**Bureau of Air Quality Planning (BAQP) Enforcement Branch  
Penalty Recommendations for the June 18, 2024 State Environmental Commission  
Meeting**

<b>AGENDA ITEM #4</b>	
<b>COMPANY</b>	Q&D Construction, LLC-Maggie Creek Ranch Pit
<b>COUNTY</b>	Elko County
<b>NOAV NUMBER(S)</b>	3080
<b>VIOLATION &amp; PENALTY SUMMARY</b>	<p><b><u>NOAV 3080</u></b>  <b>Violation:</b> Failure to Construct or Operate a Stationary Source in accordance with any condition of the operating permit- Unpermitted Equipment  <b>Date of Observation:</b> August 1, 2023  <b>Requirement:</b> All applicable emission units must be in the permit  <b>Base Penalty:</b> According to Administrative Penalty Matrix, the base penalty for operating without a permit for a Class 2 Source is \$3,000 per emission unit per month  <b>Multiple Emission Unit Violations or Recurring Events:</b> 2 emission units, 5 months  <b>Penalty Subtotal:</b> (\$3,000.00 base penalty x 2 emission units x 5 months) = \$30,000.00  <b>Economic Benefit (avoided costs):</b> N/A  <b>Penalty Adjustment Factors:</b> N/A  <b>Total Penalty:</b> (\$30,000.00 + \$0.00) = \$30,000.00</p>
<b>TOTAL RECOMMENDED PENALTY</b>	<b>\$30,000.00</b>