



July 12, 2023

Bob Centanni
Plant Manager
PCC Structurals, Inc.
2727 Lockheed Way,
Carson City, Nv 89706

**RE: Notice of Alleged Air Quality Violation and Order Nos. 3045 through 3048
Class II Air Quality Operating Permit AP3324-1253.03 (FIN A0528)**

Dear Mr. Centanni:

The Nevada Division of Environmental Protection (NDEP) alleges that PCC Structurals, Inc. (PCC) has violated one or more conditions of their Class II Air Quality Operating Permit (AQOP) AP3324-1253.03.

On May 1, 2023, NDEP held an enforcement conference with PCC to discuss potential enforcement actions 3045 through 3048 (inclusive) alleged in the Letter of Alleged Findings (LOAF) previously sent to PCC. The conference was held to clarify the circumstances of the potential enforcement actions and provide an opportunity for PCC 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, NDEP has determined that issuance of NOAV Nos. 3045 and 3046 are warranted, and the issuance of NOAV Nos. 3047 and 3048 are warranted as Warnings.

In accordance with **NAC 445B.281 Violations: Classification; administrative fines**, NOAV Nos. 3045, 3046, 3047, and 3048 constitute major violations. For major violations not issued as Warnings, NDEP makes penalty recommendations to the Nevada State Environmental Commission (SEC), and the SEC assesses the penalties. Based on the factors considered in the penalty matrix and penalty calculation worksheet, as established with the SEC, NDEP has calculated a recommended penalty of **\$4,000** for NOAV No. 3045 and **\$14,400** for NOAV No. 3046 giving a total of **\$18,400**. NDEP has decided that based on information presented by PCC Structurals and subsequent actions to issue NOAV Nos. 3047 and 3048 as Warnings.

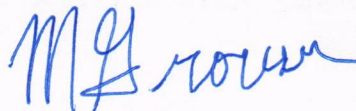
The date for the next SEC hearing for penalties has tentatively been set for September 7, 2023. Before the hearing for the penalties, the SEC will notify you of the final date and time of the hearing and provide information about how you can participate if you want.

Appeals of NOAV Nos. 3045, 3046, 3047, and 3048 may be requested pursuant to **Nevada Revised Statute (NRS) 445B.360 Appeals to Commission: Appealable matters; action by Commission; regulations** and SEC administrative rules. A copy of SEC Appeal Form #3 is enclosed. 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 SEC Appeal Form #3 is

enclosed and can also be found on the SEC website at: <https://sec.nv.gov/participate/forms-and-documents/>. Appeals are processed through Sheryl Fontaine, the Executive Secretary for the SEC, 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 SEC.

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,
Supervisor, Enforcement Branch
Bureau of Air Quality Planning

MG/nr

enc.: Notice of Alleged Air Quality Violation Nos. 3045 through 3047

E-Copy: Danilo Dragoni, Ph.D, Deputy Administrator, NDEP
Jennifer Schumacher, Chief, BAPC
Gregg Rosenberg, P.E., Compliance Supervisor, BAPC
Chad Myers, P.E., Compliance Supervisor, BAPC
Nicholas Greer, Compliance Staff, BAPC
Ashley Taylor, P.E., GISP, Permitting Supervisor, BAPC
Tanya Soleta, P.E., Permitting Supervisor, BAPC
Michelle Grover, Enforcement Supervisor, BAQP
Nathan Rash, Enforcement Staff, BAQP

Certified Mail No.: 9489 0090 0027 6499 6855 64

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. 3045

Person(s) to Whom Served: Bob Centanni, Plant Manager
Company Name: PCC Structurals, Inc.
Address: 2727 Lockheed Way, Carson City, NV 89706
Permit Number: AP3324-1253.03 **FIN:** A0528
Site of Alleged Violation: PCC Structurals Production Facility, Carson City, NV
Date of Observation: 1/7/2023 **Time:** N/A

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:

[...]

(e) Failure to comply with any requirement for recordkeeping, monitoring, reporting or compliance certification contained in an operating permit;

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

Failure to Conduct Initial Opacity Compliance Demonstration(s) as Required by the Air Quality Operating Permit.

Evidence:

PCC Structurals, Inc. (PCC) currently holds a Class II Air Quality Operating Permit (AQOP) to operate an alloy metal casting manufacturing facility under the requirements of AQOP AP3324-1253.03, issued by the Nevada Division of Environmental Protection (NDEP) on June 22, 2022.

On January 7, 2023, BAPC Compliance Staff conducted a full, on-site inspection of the facility. While performing a review of the BAPC's internal records of the facility prior to the start of the inspection, Compliance Staff noted that no record was on file of the Initial Opacity Compliance Demonstrations required by the permit.

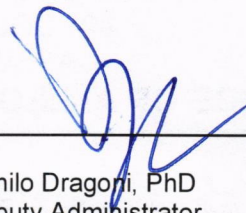
The permit requires that the Facility conduct initial opacity compliance demonstrations within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup.

On May 1, 2023, NDEP held an enforcement conference with PCC to determine whether issuance of Notice of Alleged Air Quality Violation (NOAV) No. 3045 was or was not warranted. During the enforcement conference, PCC did not supply any evidence that the alleged violation did not occur. NDEP has subsequently determined that formal issuance of NOAV No. 3045 is warranted.

Based on the factors considered in the penalty matrix and penalty calculation worksheet, as established with the SEC, NDEP has calculated a recommended penalty of **\$4,000** for NOAV No. 3045.

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

Signature _____



Issued by: Danilo Dragoni, PhD
Deputy Administrator
Nevada Division of Environmental Protection

Phone: 775-687-9373 Date: July 12, 2023

DD/MG/nr

Certified Mail No.: 9489 0090 0027 6499 6855 64

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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. 3046

Person(s) to Whom Served: Bob Centanni, Plant Manager
Company Name: PCC Structurals, Inc.
Address: 2727 Lockheed Way, Carson City, NV 89706
Permit Number: AP3324-1253.03 **FIN:** A0528
Site of Alleged Violation: PCC Structurals Production Facility, Carson City, NV
Date of Observation: 1/7/2023 **Time:** N/A

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:

[...]

(e) Failure to comply with any requirement for recordkeeping, monitoring, reporting or compliance certification contained in an operating permit;

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

Failure to Conduct Initial Performance Testing as Required by the Air Quality Operating Permit.

Evidence:

PCC Structurals, Inc. (PCC) currently holds a Class II Air Quality Operating Permit (AQOP) to operate an alloy metal casting manufacturing facility under the requirements of AQOP AP3324-1253.03, issued by the Nevada Division of Environmental Protection (NDEP) on June 22, 2022.

On January 7, 2023, BAPC Compliance Staff conducted a full, on-site inspection of the facility. While performing a review of the BAPC's internal records of the facility prior to the start of the inspection, Compliance Staff noted that no record was on file of the Initial Performance Testing required by the permit.

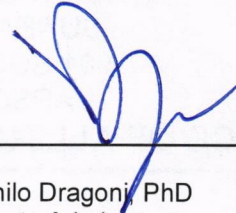
The permit requires that the Facility conduct Initial Performance Testing within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup.

On May 1, 2023, NDEP held an enforcement conference with PCC to determine whether issuance of Notice of Alleged Air Quality Violation (NOAV) No. 3046 was or was not warranted. During the enforcement conference, PCC did not supply any evidence that the alleged violation did not occur. NDEP has subsequently determined that formal issuance of NOAV No. 3046 is warranted.

Based on the factors considered in the penalty matrix and penalty calculation worksheet, as established with the SEC, NDEP has calculated a recommended penalty of **\$14,400** for NOAV No. 3046.

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

Signature _____



Issued by: Danilo Dragoni, PhD
Deputy Administrator,
Nevada Division of Environmental Protection

Phone: 775-687-9373 Date: July 12, 2023

DD/MG/nr

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BUREAU OF AIR QUALITY PLANNING
901 SOUTH STEWART ST., SUITE 4001
CARSON CITY, NEVADA 89701-5249
NOTICE OF ALLEGED AIR QUALITY VIOLATION NO. 3047

Person(s) to Whom Served: Bob Centanni, Plant Manager
Company Name: PCC Structurals, Inc.
Address: 2727 Lockheed Way, Carson City, NV 89706
Permit Number: AP3324-1253.03 **FIN:** A0528
Site of Alleged Violation: PCC Structurals Production Facility, Carson City, NV
Date of Observation: 1/7/2023 **Time:** N/A

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:

Failure to Maintain Process or Controls as Required by the Air Quality Operating Permit.

Evidence:

PCC Structurals, Inc. (PCC) currently holds a Class II Air Quality Operating Permit (AQOP) to operate an alloy metal casting manufacturing facility under the requirements of AQOP AP3324-1253.03, issued by the Nevada Division of Environmental Protection (NDEP) on June 22, 2022.

On January 7, 2023, BAPC Compliance Staff conducted a full, onsite inspection of the facility. During this inspection, Compliance Staff noted that S2.039 - Bader Grinder 1 and S2.040 - Bader Grinder 2 were not controlled by Dust Collector DC-002 as required by the permit. In discussion with the Facility, Compliance Staff was informed that that these emission units had never been controlled by Dust Collector DC-002.

On May 1, 2023, NDEP held an enforcement conference with PCC to determine whether issuance of Notice of Alleged Air Quality Violation (NOAV) No. 3047 was or was not warranted. NDEP has subsequently determined that formal issuance of NOAV No. 3047 is warranted as a warning.

In accordance with **NAC 445B.281 Violations: Classification; administrative fines**, the alleged violation constitutes a major violation and PCC has no prior air quality violations 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: _____

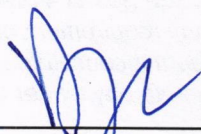
_____ To take corrective action: _____

_____ 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

This notice is a warning.

Signature _____ 

Issued by: Danilo Dragoni, PhD
Deputy Administrator
Nevada Division of Environmental Protection

Phone: 775-687-9373 Date: July 12, 2023

DD/MG

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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. 3048

Person(s) to Whom Served: Bob Centanni, Plant Manager
Company Name: PCC Structural, Inc.
Address: 2727 Lockheed Way, Carson City, NV 89706
Permit Number: AP3324-1253.03 **FIN:** A0528
Site of Alleged Violation: PCC Structural Production Facility, Carson City, NV
Date of Observation: 1/7/2023 **Time:** N/A

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:

Exceedance of a Permitted Throughput Limitation.

Evidence:

PCC Structural, Inc. (PCC) currently holds a Class II Air Quality Operating Permit (AQOP) to operate an alloy metal casting manufacturing facility under the requirements of AQOP AP3324-1253.03, issued by the Nevada Division of Environmental Protection (NDEP) on June 22, 2022.

On March 7, 2023, BAPC Compliance Staff conducted a review of Facility records ranging from January 2021 through December 2022. During this review, multiple exceedances of the permitted maximum throughput rate and, by implication, exceedance of air pollutant emission rates were noted.

On May 1, 2023, NDEP held an enforcement conference with PCC to determine whether issuance of Notice of Alleged Air Quality Violation (NOAV) No. 3048 was or was not warranted. NDEP has subsequently determined that formal issuance of NOAV No. 3048 is warranted as a **Warning**.

In accordance with **NAC 445B.281 Violations: Classification; administrative fines**, the alleged violation constitutes a major violation and PCC has no prior air quality violations 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: _____

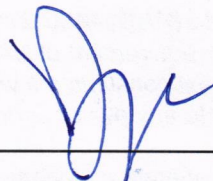
_____ To take corrective action: _____

_____ 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

This notice is a warning.

Signature _____ 

Issued by: Danilo Dragoni, PhD
Deputy Administrator
Nevada Division of Environmental Protection

Phone: 775-687-9373 Date: July 12, 2023

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Form #3

Request an Appeal Hearing

Revised 6-2012



NEVADA
STATE ENVIRONMENTAL
COMMISSION

1. Name, address, telephone number, and signature of appellant:

Name: _____

Physical Address: _____

E-mail Address: _____

Telephone Number: _____

Signature: _____

Representative capacity (if applicable): _____

2. Attach copy of Nevada Division of Environmental Protection final decision, such as permit or notice of alleged violation, being appealed.

3. Specify grounds of appeal: (check all that apply)

- Final decision in violation of constitutional or statutory provision;
- Final decision made upon unlawful procedure;
- Final decision was affected by other error of law;
- Final decision was clearly erroneous in view of the reliable, probative and substantial evidence on the whole record;
- Final decision was arbitrary or capricious or characterized by abuse of discretion;

4. For each ground of appeal checked above, please list the constitutional, Nevada Revised Statute (NRS), and/or Nevada Administrative Code (NAC) provision allegedly violated. Also list the statutes and/or or regulations that give the State Environmental Commission jurisdiction to hear the appeal.

5. For each ground of appeal checked above, provide a brief and concise statement of the facts which provide the basis for the appeal.

Date of Request: _____.

Supporting Documents



After signing and submitting this form (below), attach the permit or notice of alleged violation that you are appealing directly to your email message. Include other supporting documents as needed.

Send form to: Executive Secretary, State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, NV 89701