



STATE OF NEVADA
 DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL PROTECTION
 BUREAU OF AIR POLLUTION CONTROL

NOAV CITATION

No. _____

FINAL NOTICE OF ALLEGED VIOLATION FOR CLASS II SOURCE

Investigation Date: ____ / ____ / ____ Time: ____ AM PM

Company Name:	Class II Facility:		
Responsible Officer:	Permit Number:	FIN:	
Address:	City:	State:	Zip:

An investigation was conducted at the regulated entity named above. The following violation(s), with a checked box and assessed penalty, are alleged against the responsible party named above:

AUTHORITY AND PENALTY AMOUNTS ARE PRESCRIBED BY NAC 445B.281

ALLEGED VIOLATION	Rules Cited NEVADA ADMIN. CODE (NAC)	ASSESSED PENALTY					
		1st Offense		2nd Offense		3rd Offense	
Fugitive dust	NAC 445B.22037	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000	<input type="checkbox"/>	\$2,000
Open burning	NAC 445B.22067	<input type="checkbox"/>	\$250	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000
Incinerator burning	NAC 445B.2207	<input type="checkbox"/>	\$250	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000
Odors	NAC 445B.22087	<input type="checkbox"/>	\$250	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000
Reporting of Excess Emissions	NAC 445.232(3), NAC 445.232(4)	<input type="checkbox"/>	\$250	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000
Testing and Sampling Reporting	NAC 445B.252(8)	<input type="checkbox"/>	\$250	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000
Reporting of Monitoring Systems	NAC 445B.265(2)	<input type="checkbox"/>	\$250	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000
Recordkeeping, Monitoring, Reporting or Compliance Certification	NAC 445.275(1)(e)	<input type="checkbox"/>	\$250	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000
Change of Location	NAC 445.331	<input type="checkbox"/>	\$250	<input type="checkbox"/>	\$500	<input type="checkbox"/>	\$1,000

Investigator Comments:

TOTAL PENALTY
 \$ _____

NAC 445B.281 - Violations: Classification; administrative fines. (NRS 445B.210, 445B.300, 445B.470, 445B.640)
 2. For Class II sources, violations of NAC 445B.22037, 445B.22067, 445B.2207, 445B.22087, subsections 3 and 4 of NAC 445B.232, subsection 8 of NAC 445B.252, subsection 2 of NAC 445B.265, paragraph (e) of subsection 1 of NAC 445B.275 and NAC 445B.331 are classified as minor or lesser violations, unless there are four or more violations of any one of those sections by a person, occurring within a period of 60 consecutive months.
 4. All minor violations become major violations upon the occurrence of the fourth violation of the same section within a period of 60 consecutive months.

NAC 445B.283 - Violations: Manner of paying fines. (NRS 445B.210, 445B.640)
 1. The amount of the specified fine, in accordance with the schedule of fines for minor violations, must be submitted within 10 days after service of the notice upon the violator. (As it pertains to this NOAV, the facility's Responsible Official (RO) is deemed the violator.) If the facility appeals the NOAV, the fee will be due at the time of the final decision.
 2. Cashier's checks, certified checks, money orders or personal checks must be made payable to the State of Nevada and must be sent to the:

State Environmental Commission
901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249

Payments can also be made online at www.sec.nv.gov

Contact the Bureau of Air Pollution Control at (775) 687-9349 with questions regarding this Notice of Alleged Violation.

By signing this document, the Facility Representative is acknowledging that they have received this document and that they are aware of its contents. By signing this document, the Facility Representative HAS NOT admitted fault to any of the alleged violations contained within this document, nor have they admitted fault of their Facility, Company, or Parent Organization.

NDEP Representative

Facility Representative

Printed Name _____ Title _____

Printed Name _____ Title _____

Signature _____ Date _____

Signature _____ Date _____

An appeal of this Notice of Alleged Violation may be requested pursuant to Nevada Revised Statute (NRS) 445B.360 and State Environmental Commission (SEC) administrative rules. Appeals must be received within ten (10) days of receipt of this Notice of Alleged Violation by the facility's Responsible Official (RO) pursuant to NRS 445B.340. 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.

NRS 445B.640 - Levy and disposition of administrative fines; additional remedies available; penalty for failure to pay administrative fine.

4. Any person who fails to pay a fine levied pursuant to subsection 1 or 2 within 30 days after the fine is imposed is guilty of a misdemeanor. The provisions of this subsection do not apply to persons found by the court to be indigent.