

BRIAN SANDOVAL
Governor



STATE OF NEVADA
STATE ENVIRONMENTAL COMMISSION

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Executive Secretary

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Recording Secretary

August 28, 2014

Scott Reutner
President
Modern Concrete, Inc.
1777 Sharps Access
Elko, Nevada 89801

RE: Notice of Alleged Air Quality Violation and Order Nos. 2478, 2479 and
2480 Class II Air Quality Operating Permit for Temporary Sources
AP1442-1153.03 (FIN A0061)

Dear Mr. Reutner:

On March 11, 2014, the Nevada Division of Environmental Protection (NDEP) held an enforcement conference with Modern Concrete, Inc. to discuss supporting information regarding the draft Notice of Alleged Violation and Order (NOAV) Nos. 2478, 2479 and 2480. As a result of that meeting, NDEP formally issued NOAV Nos. 2478 and 2479. NOAV No. 2480 was issued as a warning. See attached.

NDEP sent NOAV Nos. 2478, 2479 and 2480 via certified mail on March 28, 2014, notifying Modern Concrete, Inc. of its appeal rights pursuant to NRS 445B.340 and NRS 445B.360. Modern Concrete, Inc. did not appeal the NOAVs. Therefore, the State Environmental Commission (SEC) will determine the appropriate penalty for the violations contained in the above referenced NOAVs on **Wednesday, October 8, 2014 at 9:00 a.m.** in the Bryan Building in Carson City, Nevada (901 S. Stewart Street, 2nd Floor Tahoe Room).

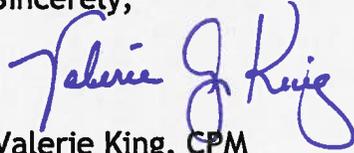
Pursuant to NRS 445B.640(1), the SEC may approve an administrative penalty of not more than \$10,000 per day per violation. During the October 8 meeting, NDEP will provide the SEC with a brief overview of the NOAVs and its recommendation for an administrative penalty of \$2,400.00. This recommended penalty was 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 Modern Concrete, Inc.

The SEC may, without further notice, take administrative action against Modern Concrete, Inc. if the SEC determines that such administrative action is warranted after it considers NOAV Nos. 2478, 2479 and 2480.

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

Sincerely,



Valerie King, CPM
Executive Secretary

Certified Mail # 9171 9690 0935 0012 2752 57

ec: Colleen Cripps, Ph.D., Administrator
Rob Bamford, Chief, BAPC
Francisco Vega, NDEP/BAPC
Colleen Platt, SEC/DAG