

CLARK COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM

Petitioner: Marci Henson, Department of Environment and Sustainability

Recommendation:

Conduct a public hearing and approve, adopt, and authorize the Chair to sign an ordinance to amend Clark County Air Quality Regulation Section 0 to revise and add definitions; repeal and adopt a new Section 12.3 (“Permit Requirements for Major Sources in Nonattainment Areas”) to remove obsolete definitions, add portable source permitting terms, and incorporate language based on U.S. Environmental Protection Agency (EPA) guidance and federal case law; and repeal and adopt a new Section 12.4 (“Authority to Construct Application and Permit Requirements for Part 70 Sources”) to restructure, clarify permitting requirements (including timing of extension requests, terminations for cause, public participation, and the applicability of reasonably available control technology), amend definitions, add portable source provisions, and streamline certain permitting procedures; provide for other matters properly related thereto; and authorize the Director to submit the adopted ordinance and all related documentation to the Nevada Division of Environmental Protection for EPA approval into the Nevada State Implementation Plan. (For possible action)

FISCAL IMPACT:

Fund #:	N/A	Fund Name:	N/A
Fund Center:	N/A	Funded PGM/Grant:	N/A
Amount:	N/A		
Description:	N/A		
Additional Comments:	N/A		

BACKGROUND:

The Clark County Department of Environment and Sustainability has reviewed the Clark County Air Quality Regulations (AQRs) related to major stationary sources in nonattainment areas (areas in which federal Clean Air Act criteria pollutants exceed National Ambient Air Quality Standards) and determined that amending these regulations would improve rule implementation, provide additional clarity, and facilitate the incorporation of language based on guidance from the U.S Environmental Protection Agency and applicable federal case law. The proposed ordinance would amend AQR Sections 0 ("Definitions"), 12.3 ("Permit Requirements for Major Sources in Nonattainment Areas"), and 12.4 ("Authority to Construct Application and Permit Requirements for Part 70 Sources") to add and revise definitions, remove obsolete definitions, add permitting provisions related to portable sources, streamline certain permitting procedures, and clarify permitting requirements, including the timing of extension requests, termination of permits for cause, public participation, and the applicability of reasonably available control technology requirements.

Cleared for Agenda

07/20/2021

File ID#

21-1029