

Proposed Revisions to the District Board of Health Regulations Governing Air Quality Management - Food Establishments

Craig Petersen, Supervisor, Monitoring & Planning – March 26, 2026

Air Quality Management Division

Air Quality Management Division

Mission

The Air Quality Management Division (AQMD) is dedicated to the protection of air quality and the safeguard of public health for all of Washoe County through the development and implementation of effective programs and regulations while supporting economic growth, community partnerships, and environmental justice.



District Board of Health

Strategic Priority

2. Healthy Environment: Create a healthier environment that allows people to safely enjoy everything Washoe County has to offer.

2.1 Protect people from negative environmental impacts.



Food Establishments Regulation Revisions (Chapter 040)

Background

- Part 040.033 revisions were initiated in response to revisions to the DBOH Regulations Governing Air Quality Management Chapter 030 – General Source Permitting and Chapter 050 – Emergency Episode Plan.
- Food Establishments has not been revised since 1993.



Food Establishments Regulation Revisions (Chapter 040)

Major Changes

- **Definitions**
 - Definitions have been added to increase clarity.
- **Applicability**
 - Delineates a general permit versus minor/major source permitting.
- **Administrative Requirements**
 - Reflects revised Parts 030.000 and 030.100 change of ownership and equipment modifications.
- **Compliance and Records**
 - Addresses revised Chapter 050.001 curtailments during emergency episodes
 - Addresses revised visible emissions standard.

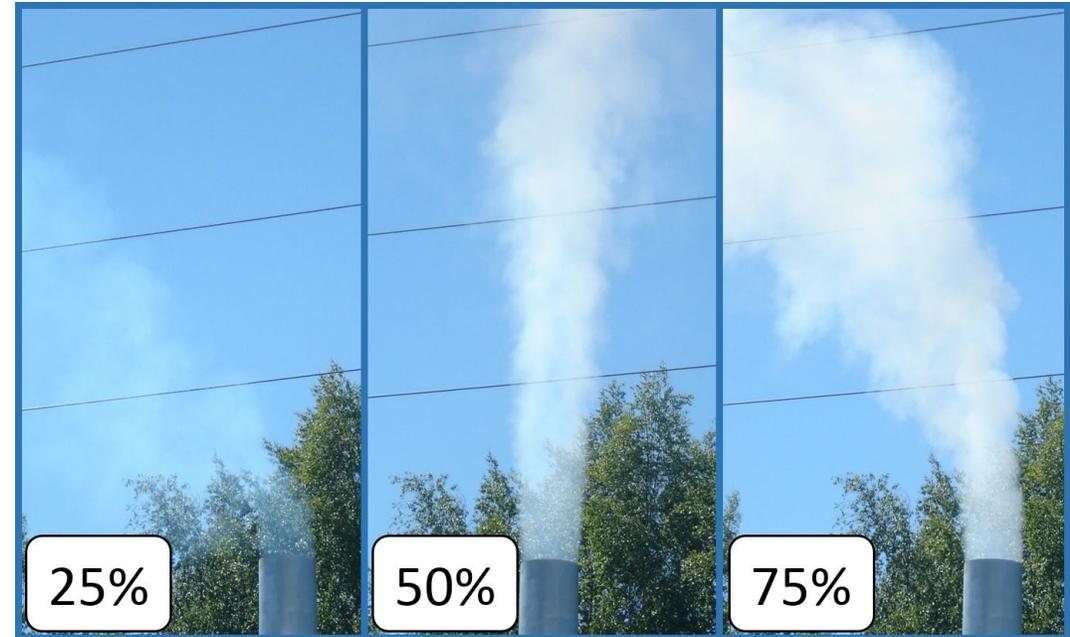




Food Establishments Regulation Revisions (Chapter 040)

Compliance and Records

- **Emergency Episode Curtailment**
 - Stopping use of solid fuel during a Stage 2, 3, or 4 Emergency Episode may be declared by the Health Officer.
- **Visible Emissions**
 - Emissions from solid fuel cooking equipment must not exceed 20% opacity for more than a total of six minutes in any one-hour period.
 - Emissions during a 15-minute start-up are exempt.



Food Establishments Regulation Revisions (Chapter 040)

Community and Stakeholder Engagement

- **Held a hybrid (in-person and virtual) Public Workshop**
- **Issued Two Press Releases**
 - **January 26, 2026 – 30-day Public Comment Period, BIS Survey, and Public Workshop**
 - **February 17, 2026 – Postponement of Public Workshop from February 17 to February 24, 2026 due to inclement weather.**
- **Website posting**
- **AQMD Email Subscription List**





Food Establishments Regulation Revisions (Chapter 040)

Business Impact Statement Summary

- **Received two (2) responses to the BIS Survey.**
- **No adverse economic effects are anticipated.**
- **There are no new fees or fee increases.**
- **There is no anticipated increase in annual cost to NNPH for the enforcement of the proposed revisions.**
- **The proposed revisions are intended to reflect the recent revisions to Chapters 030 and 050 and provide clarity.**



Food Establishments Regulation Revisions (Chapter 040)

Timeline

January 26, 2026



Start of the 30-Day Public Comment Period, Public Workshop, and BIS Survey.

February 26, 2026



Close of 30-Day Public Comment Period and Public Workshop

March 26, 2026



Business Impact Statement presented to District Board of Health

April 23, 2026



Rule Adoption by District Board of Health

NORTHERN NEVADA
Public Health+