

NORTHERN NEVADA PUBLIC HEALTH  
AIR QUALITY MANAGEMENT DIVISION  
1001 East Ninth Street Suite B171  
Reno, Nevada 89512

## NOTICE OF VIOLATION No: AQMV24-0029

### ISSUED TO

Galleria Car Wash LLC

Location: 4885 Galleria Pkwy., Sparks, NV 89436, APN 510-082-42

Permit Number: APCP24-0136

Date of Issuance: October 24, 2024

Case No.: 1536

Northern Nevada Public Health Air Quality Management Division (AQMD) has determined that Galleria Car Wash LLC is in violation of the District Board of Health Regulations Governing Air Quality Management PART 040.030 DUST CONTROL.

#### 1. VIOLATION

- A. Failure to obtain a Dust Control Permit prior to commencement of a dust generating activity (1) acre or greater.

#### 2. BASIS OF VIOLATION

- A. Regulatory Authority  
The District Board of Health Regulations Governing Air Quality Management paragraph 040.030.C.3 DUST CONTROL PERMIT REQUIREMENTS:

The owner and/or operator of a dust generating activity shall apply for and obtain a Dust Control Permit prior to commencement of the dust generating activity. In the Dust Control Permit application, the owner and/or operator shall designate a person responsible for compliance with the "District Board of Health Regulations Governing Air Quality Management." Failure to comply with the provisions of an approved Dust Control Permit shall be deemed a violation of this Rule.

- B. Facts to Constitute the Violation  
On September 17, 2024, an Air Quality Specialist Trainee (AQST) observed dust generating activities on APN 510-082-42. The site disturbance was over 1 acre. The site did not have a Dust Control Permit.

The AQST contacted site personnel. The AQST advised that the site required a Dust Control Permit. The AQST advised that dust generating activities must cease until a permit is obtained from the AQMD. Site personnel then stopped dust generating activities.

An application for a Dust Control Permit to disturb 1.03 acres as part of the Galleria Car Wash LLC project was then submitted to the AQMD. Dust Control Permit No. APCP24-0136 was issued on September 30, 2024, bringing the project into compliance.

3. APPEAL PROCEDURE AND TIME LIMITATIONS

A. Appeal Procedure

Galleria Car Wash LLC, is advised that within (10) working days of the receipt of this Notice of Violation, Galleria Car Wash LLC may submit a written petition for appeal to the Northern Nevada Public Health - Air Quality Hearing Board. The written petition for appeal shall be submitted to the AQMD at the following address:

Northern Nevada Public Health  
Air Quality Management Division  
1001 East Ninth Street Suite B171  
Reno, Nevada 89512

Failure to submit a petition for appeal within the specified timeframe will result in the submission of this Notice of Violation to the Northern Nevada Public Health - District Board of Health with a recommendation for the assessment of an administrative fine of \$500.00.

10/24/24  
Date

  
Jeff Jeppson  
Senior Air Quality Specialist  
Air Quality Management Division  
Northern Nevada Public Health

**Northern Nevada Public Health  
Air Quality Management Division  
Recommended Penalty Calculation Worksheet**

Company Name Galleria Car Wash  
Contact Name Brad Carruth  
Case Number 1536

I. Violation of Section 040.030 DUST CONTROL

I. **Recommended Penalty** = \$ 500.00

II. Violation of Section 0

II. **Recommended Penalty** = \$ 0.00

III. Violation of Section 0

III. **Recommended Penalty** = \$ 0.00

IV. Violation of Section 0

IV. **Recommended Penalty** = \$ 0.00

V. Violation of Section 0

V. **Recommended Penalty** = \$ 0.00

**Total Recommended Penalty** = \$ 500.00

  
\_\_\_\_\_  
Senior AQ Specialist/Supervisor

10/24/24  
Date

**Northern Nevada Public Health  
Air Quality Management Division  
Recommended Penalty Calculation Worksheet**

Company Name Galleria Car Wash  
 Contact Name Brad Carruth  
 Case Number 1536  
 Violation Number AQMV24-0029  
 Violation of Section 040.030 DUST CONTROL  
 Permit Condition N/A

I. **Base Penalty as specified in the Penalty Table** = \$ 500.00

II. **Severity of Violation**

A. **Public Health Impact**

1. **Toxicity of Release** (For Emissions Exceedances)

Unable to Quantify - 1x      Criteria Pollutant - 1x      Hazardous Air Pollutant - 2x  
 Adjustment Factor 1

Comment: Penalty by Rule

2. **Environmental/Public Health Risk** (Proximity to sensitive environment or group)

Negligible - 1x    Moderate - 1.5x    Significant - 2x      Adjustment Factor 1.0

Comment: Penalty by Rule

Total Adjustment Factors (1 x 2) = 1

B. **Adjusted Base Penalty**

Base Penalty \$ 500.00 x Adjustment Factor 1 = \$ 500.00

C. **Number of Days/Weeks/Months or Units in Violation**

Adjusted Penalty \$ 500.00 x Number of Days/Weeks/Mo 1 = \$ 500.00

Comment: Penalty by Rule

D. **Economic Benefit**

Avoided Costs \$ 0.00 + Delayed Costs \$ 0.00 = \$ 0.00

Comment: Penalty by Rule

**Penalty Subtotal**

Adjusted Base Penalty \$ 500.00 + Economic Benefit \$ 0.00 = \$ 500.00

**Northern Nevada Public Health  
Air Quality Management Division  
Recommended Penalty Calculation Worksheet**

**III. Penalty Adjustment Consideration**

**A. Mitigating Factors** (0 +/- 25%)

0%

Comment: \_\_\_\_\_

**B. Compliance History**

Similar Violation < 12 months (300%)

+ 0%

Similar Violation < 3 years (200%)

+ 0%

Similar Violation > 3 years (150%)

+ 0%

Previous Unrelated Violations < 5years

5% x   , # of previous violations

+ 0%

Comment: \_\_\_\_\_

**Total Penalty Adjustment Factors** – Sum of A & B

0%

**IV. Recommended Penalty**

Penalty Adjustment:

\$ 500.00	x	0%		=	\$ 0.00
Penalty Subtotal (From Section II)		Total Adjustment Factors (From Section III)			Total Adjustment Value

Additional Credit for Environmental Investment/Training	-	\$ 0.00
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Comment: \_\_\_\_\_

Adjusted Penalty:

\$ 500.00	+/-	\$ 0.00		=	\$ 500.00
Penalty Subtotal (From Section II)		Total Adjustment Value (From Section III + Credit)			Recommended Penalty

  
\_\_\_\_\_  
Senior AQ Specialist/Supervisor

10/24/24  
\_\_\_\_\_  
Date

**From:** [Jeppson, Jeff J](#)  
**To:** ["bradcarruth@yahoo.com"](mailto:bradcarruth@yahoo.com)  
**Bcc:** ["irestori@nnph.org"](mailto:irestori@nnph.org)  
**Subject:** Notice of Violation AQMV24-0029 of Dust Control Permit APCP24-0136  
**Date:** Thursday, October 24, 2024 12:04:00 PM  
**Attachments:** [241024 NNPH Final NOV AQMV24-0029.pdf](#)  
[image001.png](#)  
[image002.png](#)  
[image003.png](#)  
[image004.png](#)  
[image005.png](#)  
[image006.png](#)  
**Importance:** High

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Dear Mr. Carruth,

Please see the attached copy of a Notice of Violation being issued by Northern Nevada Public Health Air Quality Management Division. The original is being sent certified to the address on file.

Please let me know if there are any questions or concerns.

Sincerely,



**Jeff Jeppson**  
*Senior Air Quality Specialist*  
*Air Quality Management Division*

Ph: [775-784-7232](tel:775-784-7232)  
1001 E Ninth St. Bldg. B Reno, NV 89512

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***\*My regular schedule is Tuesday – Friday, 7 AM to 5:30 PM.***

**From:** [Microsoft Outlook](#)  
**To:** [bradcarruth@yahoo.com](mailto:bradcarruth@yahoo.com)  
**Subject:** Relayed: Notice of Violation AQMV24-0029 of Dust Control Permit APCP24-0136  
**Date:** Thursday, October 24, 2024 3:26:04 PM  
**Attachments:** [Notice of Violation AQMV24-0029 of Dust Control Permit APCP24-0136.msg](#)

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Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:  
[bradcarruth@yahoo.com](mailto:bradcarruth@yahoo.com) ([bradcarruth@yahoo.com](mailto:bradcarruth@yahoo.com)) <<mailto:bradcarruth@yahoo.com>>  
Subject: Notice of Violation AQMV24-0029 of Dust Control Permit APCP24-0136