MEETING NOTICE AND AGENDA

Washoe County District Board of Health

Date and Time of Meeting: Thursday, May 24, 2012, 1:00 p.m.

Place of Meeting: Washoe County Health District
1001 East Ninth Street, Building B
South Auditorium
Reno, Nevada 89520

District Board of Health Meeting Agenda

<table>
<thead>
<tr>
<th>Time</th>
<th>Agenda No.</th>
<th>Agenda Item</th>
<th>Presenter</th>
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</thead>
<tbody>
<tr>
<td>1:00 PM</td>
<td>1.</td>
<td>Call to Order, Pledge of Allegiance Led by Invitation</td>
<td>Mr. Smith</td>
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<td>2.</td>
<td>Roll Call</td>
<td>Ms. O’Neill</td>
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<td>3.</td>
<td>Public Comment (limited to three (3) minutes per person)</td>
<td>Mr. Smith</td>
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<tr>
<td>For Possible Action</td>
<td>4.</td>
<td>Approval/Deletions to Agenda for the May 24, 2012 Meeting</td>
<td>Mr. Smith</td>
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<tr>
<td>For Possible Action</td>
<td>5.</td>
<td>Approval/Additions/Deletions to the Minutes of the April 26, 2012 Regular Meeting</td>
<td>Mr. Smith</td>
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<td>6.</td>
<td>Recognitions and Proclamations</td>
<td>Mr. Smith and Dr. Iser</td>
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<td>Time</td>
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<td>For Possible</td>
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<td>B. Promotions – None</td>
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<td>Action</td>
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<td>C. Years of Service – None</td>
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<td>D. Proclamations - National Emergency Medical Services Week - May 20-26, 2012</td>
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<td>7.</td>
<td><strong>Consent Agenda:</strong> Matters which the District Board of Health may consider in one motion. Any exceptions to the Consent Agenda must be stated prior to approval.</td>
<td>Mr. Smith</td>
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<td><strong>A. Air Quality Management Cases:</strong></td>
<td>Ms. Albee</td>
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<td>1. Recommendation to Uphold Unappealed Citations to the Air Pollution Control Hearing Board:</td>
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<td>a. Lennar Reno LLC – Case 1079, NOV5151</td>
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<td></td>
<td></td>
<td>10345 Professional Circle</td>
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<td></td>
<td></td>
<td>Suite 100, Reno, NV 89521</td>
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<td></td>
<td>Attn: Tim Schneideman</td>
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<td>b. Tarragon-Spanish Springs Land, LLC</td>
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<td>Case 1077, NOV 5102</td>
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<td>601 Union Street, Suite 3200</td>
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<td>Seattle, WA 98101</td>
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<td>2. Recommendation to Uphold Citations Appealed to the Air Pollution Control Hearing Board:</td>
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<td>a. Fisher Sand &amp; Gravel Company - Case 1074, NOV 4893</td>
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<td></td>
<td></td>
<td>500 Damonte Ranch Parkway, Suite 1056</td>
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<td>Reno, NV 89521</td>
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<td>Attn: Norman Bessler, Senior Project Manager</td>
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<td>b. Skyline Market – Case 1076, NOV 5101</td>
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<td>2995 Skyline Boulevard, Reno, NV 89509</td>
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<td>Attn: Heidi Rashidi, Owner</td>
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<td>3. Recommendation for Variance: None.</td>
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<td><strong>B. Sewage, Wastewater &amp; Sanitation Cases:</strong> Recommendation to Approve Variance Case(s) Presented to the Sewage, Wastewater &amp; Sanitation Hearing Board. <strong>There are no variance case requests this month.</strong></td>
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<td><strong>C. Budget Amendments / Interlocal Agreements:</strong></td>
<td>Ms. Buxton</td>
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<td>1. Ratification of Interlocal Agreement between the Washoe County Health District and the Truckee Meadows Fire Protection District to provide storage and emergency operation activation of the VoiceStar CMS-T300 Series Portable Changeable Message Sign and Highway Advisory Radio equipment for the period upon ratification through June 30, 2013, with automatic renewal for two successive one-year periods on the same terms, unless either party gives the other written notice of nonrenewal at least 60 days prior to June 30 of each year; and if approved, authorize Chairman to execute the Interlocal Agreement.</td>
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<td>2. Approve budget adjustments totaling a net increase/decrease of $0 in both revenue and expense to the adopted FY12 Family Planning Title X Federal Grant Program, IO 10025 to allow for a capital outlay (Netsmart Technologies Supplies Inventory Module) as approved by grantor.</td>
<td>Ms. Buxton</td>
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<td>3. Approval of amendments totaling an increase of $5,000 in revenue and expense to the National Network of Public Health Institutes (NNPHI) Grant Program (internal order #20368) FY12 Budget.</td>
<td>Ms. Buxton</td>
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<td>4. Retroactive approval of District Health Officer Acceptance of Grant Agreement Assistance Amendment #1 and #2 from the U.S. Environmental Protection Agency (EPA) for total funding increase of $473,260 ($125,000 - Amendment #1; $348,260 - Amendment #2) for total funding of $824,345 for the period 10/1/11</td>
<td>Ms. Cooke</td>
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<td>For Possible Action</td>
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<td>through 9/30/12 for the Air Quality Management, EPA Air Pollution Control Program, IO 10019.</td>
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<td>5. Approval of Amendment #1 to the Interlocal Contract with the State of Nevada, Department of Motor Vehicles, for the DMV Excess Reserve Grant Program (IO 10888) to extend the contract period through June 30, 2013.</td>
<td>Ms. Cooke</td>
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<td>D. <strong>Recommendation for Elimination of Oxygenated Fuel Program in Washoe County</strong></td>
<td>Mr. Inouye</td>
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<td>E. <strong>Renewal of Appointment to the Air Pollution Control Hearing Board – Jon S. Green</strong></td>
<td>Mr. Dick</td>
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<td>For Possible Action</td>
<td>8.</td>
<td>Air Pollution Control Hearing Board Cases appealed to the District Board of Health. <em>None</em>.</td>
<td>Ms. Albee</td>
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<td>For Possible Action</td>
<td>9.</td>
<td><strong>Regional Emergency Medical Services Authority:</strong></td>
<td>Mr. Gubbels</td>
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<td>B. Update of REMSA’s Community Activities Since March 2012</td>
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<td>10.</td>
<td>Presentation of Tri-Data Report</td>
<td>Dr. Iser Dr. Cohen</td>
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<tr>
<td>For Possible Action</td>
<td>11.</td>
<td>Review and Acceptance of Monthly Public Health Fund Revenue and Expenditure Report for April 2012</td>
<td>Ms. Stickney</td>
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<tr>
<td>For Possible Action</td>
<td>12.</td>
<td>Presentation and possible approval of FY 13 Budget Update</td>
<td>Ms. Stickney</td>
</tr>
<tr>
<td>For Possible Action</td>
<td>13.</td>
<td>Review and possible approval of policy that gives authority to the District Health Officer to review and approve new grant and continuing applications after conducting a pre-application assessment.</td>
<td>Ms. Stickney</td>
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<td>For Possible Action</td>
<td>16.</td>
<td>Discussion of Process and Selection of Management Appraisal Form for District Health Officer’s Annual Review and Possible Direction to Staff</td>
<td>Mr. Smith</td>
</tr>
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17. **Staff Reports and Program Updates**

A. **Director, Epidemiology and Public Health Preparedness** – Communicable Disease; Public Health Preparedness – Training and Education and Community Outreach

   Dr. Todd

B. **Director, Community and Clinical Health Services** – (1) University of Nevada, Reno – Graduate Student Reports on Maternal and Child Health in Washoe County; (2) Washoe County Health District’s Teen Pregnancy and Women’s Health; and (3) First Washoe County Food Council Meeting to be Held May 17, 2012

   Ms. Brown

C. **Director, Environmental Health Services** – Land Development and Solid Waste/Special Events

   Mr. Sack

D. **Director, Air Quality Management** – Air Quality; Monitoring Activity; Planning Activity; Permitting Activity; Compliance/Inspection Activity; and Enforcement Activity

   Mr. Dick

E. **Administrative Health Services Officer** – Updates provided in Agenda Item Nos. 11 and 12.

   Ms. Stickney

F. **District Health Officer** – 2012-2013 Legislative Session; Budget; Human Resources; Communication; Accreditation; Washoe County and Community Activities; Health District Media Contacts and Outreach; Statewide (and Beyond) Organizational Efforts; Needy-Meds; and District Board of Health Information and Resources

   Dr. Iser
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<tbody>
<tr>
<td>Board Comment</td>
<td>18.</td>
<td>Limited to Announcements or Issues for Future Agendas</td>
<td>Mr. Smith</td>
</tr>
<tr>
<td>Public Comment</td>
<td>19.</td>
<td>Public Comment (limited to three (3) minutes per person). No action may be taken.</td>
<td>Mr. Smith</td>
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<tr>
<td>For Possible Action</td>
<td>20.</td>
<td>Adjournment</td>
<td>Mr. Smith</td>
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The District Board of Health may take action on the items denoted as “For Possible Action.”

**Business Impact Statement:** A Business Impact Statement is available at the Washoe County Health District for those items denoted with a “$.”

Items on the agenda may be taken out of order, combined with other items, withdrawn from the agenda, moved to the agenda of another later meeting; moved to or from the Consent section, or they may be voted on in a block. Items with a specific time designation will not be heard prior to the stated time, but may be heard later. Items listed in the Consent section of the agenda are voted on as a block and will not be read or considered separately unless withdrawn from the Consent.

The District Board of Health Meetings are accessible to the disabled. Disabled members of the public who require special accommodations or assistance at the meeting are requested to notify Administrative Health Services in writing at the Washoe County Health District, PO Box 1130, Reno, NV 89520-0027, or by calling 775.328.2416, 24 hours prior to the meeting.

**Time Limits:** Public comments are welcomed during the Public Comment periods for all matters whether listed on the agenda or not. All comments are limited to three (3) minutes per person. Additionally, public comments of three (3) minutes per person may be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Board meeting. Persons may not allocate unused time to other speakers.

**Response to Public Comments:** The Board of Health can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Board of Health. However, responses from the Board members to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Board of Health will consider, Board members may choose not to respond to public comments, except to correct factual inaccuracies, ask for Health District Staff action or to ask that a matter be listed on a future agenda. The Board of Health may do this either during the public comment item or during the following item: “Board Comments – Limited to Announcement or Issues for future Agendas.”

**Pursuant to NRS 241.020, Notice of this meeting was posted at the following locations:**

- Washoe County Health District, 1001 E. 9th St, Reno, NV
- Reno City Hall, 1 E. 1st St., Reno, NV
- Sparks City Hall, 431 Prater Way, Sparks, NV
- Washoe County Administration Building, 1001 E. 9th St, Reno, NV
- Washoe County Health District Website [www.washoecounty.us/health](http://www.washoecounty.us/health)
# Washoe County District Board of Health
# Meeting Minutes
# April 26, 2012

**PRESENT:**  Mr. Matt Smith, Chairman; Commissioner Kitty Jung, Vice Chair, George Furman, MD; Councilwoman Ratti, and George Hess, MD

**ABSENT:**  Councilman Gustin and Dr. Humphreys are excused

**STAFF:**  
- Dr. Joseph Iser, District Health Officer
- Kevin Dick, Director, Air Quality Management
- Robert Sack, Director, Environmental Health Services
- Mary-Ann Brown, Director, Community and Clinical Health Services
- Lori Cooke, Fiscal Compliance Officer, AHS
- Steve Fisher, Department Computer Application Specialist
- Peg Caldwell, RN1, EMS Program, EPHP
- Phil Ulibarri, Public Information Officer
- Bev Bayan, WIC Program Manager, CCHS
- Leslie Admirand, Deputy District Attorney
- Peggy F. O'Neill, Recording Secretary

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<td>1:05 pm 1, 2</td>
<td>Meeting Called to Order, Pledge of Allegiance and Roll Call</td>
<td>Chairman Smith called the meeting to order, followed by the Pledge of Allegiance led by Commissioner Jung. Roll call was taken and a quorum noted. Councilman Gustin and Dr. Humphreys are excused.</td>
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<td>3.</td>
<td>Public Comment</td>
<td>No public comment was presented</td>
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Councilwoman Ratti moved, seconded by Dr. Hess, that the DBOH Agenda be approved as presented. | MOTION CARRIED: The agenda for the DBOH April 26, 2012 meeting is approved as presented. |
<p>| 5. | Approval/Deletions – | Chairman Smith called for any additions or corrections to the minutes of the March 15, 2012 Budget Meeting; and | |</p>
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<td>Minutes – Budget Meeting of March 15, 2012 and Regular Meeting of March 22, 2012</td>
<td>Chairman Smith called for any additions or corrections to the minutes of the March 22, 2012 Regular Meeting. Councilwoman Ratti moved, seconded by Dr. Hess, that the minutes of both meeting be approved as presented.</td>
<td><strong>MOTION CARRIED:</strong> March 15, 2012 Minutes and March 22, 2012 Minutes approved as presented.</td>
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<td>6. Recognitions and Proclamations</td>
<td>Chairman Smith and Dr. Iser recognized employees and presented Certificates of Recognition for Years of Service. A Proclamation regarding Washoe County Air Quality Awareness Week being April 30 through May 4 was presented. A motion was made to approve the Proclamation; however, Ms. Admirand noted that the Proclamation was not an action item, and therefore, it could not be voted upon. The motion was withdrawn.</td>
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| 7. Consent Agenda | A. **Air Quality Management Cases:**
1. Unappealed Citations to the Air Pollution Control Hearing Board:
   a. First Centennial Title Company, Case No. 1072, Unappealed Citation No. 5008 – Staff Reported Citation No. 5008, Case No. 1072, was issued to First Centennial Title Company on January 24, 2012, for closing escrow on a property at 2558 Betsy Street in Sparks, with wood stove inspection paperwork marked “fail” in violation of Section 040.051 D 3B2 and E 3C of the Washoe County DBOH Regulations Governing Air Quality Management. Staff recommends the citation be **upheld** and a fine in the amount of **$500.00** be levied.
   b. First Centennial Title Company, Case No. 1073, Unappealed Citation No. 5009 – Staff Reported Citation No. 5009, Case No. 1073, was issued to First Centennial Title Company on January 24, 2012, for closing escrow on a property at 375 Wellington Way in Reno, with wood stove inspection paperwork marked “fail” in violation of Section 040.051 D 3B2 and E 3C of the Washoe County DBOH Regulations Governing Air Quality Management. Staff recommends the citation be **upheld** and a fine in the amount of **$500.00** be levied. |
c. **Star Cleaners, Case No. 1075, Unappealed Citation No. 4590** – Staff reported Citation No. 4590 was issued to Star Cleaners on February 13, 2012, for replacement of dry cleaning equipment without an authority to construct, and failure to file a change of ownership notification with the Air Quality Management Division.

2. Recommendation to Uphold Citation Appealed to the Air Pollution Control Hearing Board: None.

3. Recommendation for Variance: None.

**B. Sewage, Wastewater & Sanitation Cases:** None.

**C. Budget Amendments / Interlocal Agreements:**

1. The Board was advised Staff recommends ratification of Intragate Contract between the Washoe County Health District and the Nevada State Health District to provide a work location for the State Health Division’s Center for Disease Control and Prevention (CDC) assignee for the purpose of providing direct and efficient assistance to the Health District for Strategic National Stockpile planning for the period upon ratification through November 27, 2012; and if approved, authorize the Chairman to execute the Intragate Contract.

2. Approval of Subgrant Amendment #1 from the Nevada State Health Division in the amount of $585,697 (with $58,570 or 10% Health District match) for the period August 10, 2011 to August 9, 2012 in support of the Centers for Disease Control and Prevention (CDC) Public Health Preparedness (PHP) Program; and if approved, authorize the Chairman to execute.

3. Approve donation of various obsolete equipment to Desert Research Institute (DRI) with a current market value estimated at $0.

Councilwoman Ratti moved, seconded by Commissioner Jung, that the Consent Agenda be approved as presented.

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| 8.        | **Air Pollution Control Hearing Board Cases** | None. | ACTION ITEMS: 
| | | | (1) Letters to First Centennial regarding both $250 fines and due date; and (2) letter to Star Cleaners regarding the $500 fine and due date. |

**SINGLE, CONSENT AGENDA MOTION:**

**CARRIED:** Citations First Centennial Title and Star Cleaners Upheld and fines levied as recommended; ratification of Intragate Contract; Approval of; and Subgrant Amendment #1; Approval of donation by DRI; the Chairman authorized to execute on behalf of the Board where applicable.
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<td>9.</td>
<td>Regional Emergency Medical Services Authority</td>
<td><strong>A. Review and Acceptance of the Operations and Financial Report – March 2012</strong>&lt;br&gt;Mr. Jim Gubbels, Vice President, REMSA reported that the DBOH members have been provided with a copy of the March 2012 Operations and Financial Report; overall emergency response times for life-threatening calls in March 2012 was 93%, and 97% for non-life threatening calls; within the 8 minute zone, it was 92%; within the 15 minute zone, it was 98%; and within the 20 minute zone, it was 100%. Advised the overall average bill for air ambulance service for March 2012 was $6,446.00, with a year-to-date average of $7,052.00. The overall average bill for ground ambulance services for March 2012 was $1,008.00, with a year-to-date average of $1,004.00.</td>
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<td>Board Comments</td>
<td>Commissioner Jung stated that she did a “ride-along” with Reno Fire at Station 6 (Mira Loma) a couple of weeks ago, and we got a real call which was a potential extraction situation. A car full of five kids (ages 15 – 17) had a rollover accident. Two were hurt pretty badly, but all are doing well now. She wanted to remark how seamless the operations are between REMSA, the Fire Department, and the Police Department. So while at the higher level, some of us can’t get along, the boots on the ground work so well together. Being at a traumatic event and watching what they do was very enlightening. I would highly recommend Board members take advantage of that opportunity. She asked that Mr. Gubbels tell his staff how impressed she was with the operation.</td>
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<td>Commissioner Jung moved, seconded by Dr. Hess, that the Operations and Financial Report for the Month of March 2012 be accepted as presented.</td>
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<td><strong>B. Update of REMSA’s Community Activities Since March 2012</strong></td>
<td>Mr. Gubbels presented information regarding an article recently published in <em>Vertical 911</em>, which highlighted the all female CareFlight team based in Truckee, California. Mr. Gubbels stated that it is not unusual to have Flight Nurses who are female, but it is unusual to have female pilots in the industry, and this team is also exceptional as all crew members are female and are an incredible team.</td>
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**MOTION CARRIED:**</br>REMKS's March 2012 Operations and Financial Report accepted as presented.
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<td>10.</td>
<td>Presentation and possible approval of the Franchise Compliance Report for the Regional Emergency Medical Services Authority (REMSA) 7/1/10 through 6/30/11</td>
<td>Ms. Stacey E. Akurosawa, Emergency Medical Services Coordinator, stated that staff recommends that the DBOH find REMSA in compliance with 31 of the 31 performance requirements for Fiscal Year 10/11. Presented to you is the Franchise Compliance Report for REMSA for the period 7/1/10 through 6/30/11. Applicable excerpts from the franchise language are in italics, followed by the description of the findings in standard type. The timeframe is this way to allow time to receive the fiscal audit reports. Commissioner Jung had a question about Finding No. 7. If REMSA is in compliance, does that mean that they have secured a bank letter of credit in the amount $200,000? Ms. Akurosawa deferred to Ms. Drinkwater, REMSA’s counsel. Ms. Drinkwater stated that under the terms of the Franchise Agreement, REMSA has the right of offset in excess of $200,000, which means they are allowed to offset the service performance security because of the large amount of their receivables. Dr. Hess moved, seconded by Commissioner Jung, that the Franchise Compliance Report be accepted as presented.</td>
<td><strong>MOTION CARRIED:</strong> Franchise Compliance Report for 7/1/2010 – 6/30/11 is accepted as presented.</td>
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<td>11.</td>
<td>Review – Acceptance – Monthly Public Health Fund Revenue and Expenditure Report – March 2012</td>
<td>Ms. Eileen Stickney, Administrative Health Services Officer, reported that staff recommends that the District Board of Health accept the Report of Revenues and Expenditures for the Health Fund for March FY12. Staff would like to respond to the questions that were raised last month by Dr. Humphries about the difference between the appropriations for FY 11 to FY12 in Professional Services line item. There was an increase of about $300,000. Staff has reviewed the appropriation levels for the different divisions and given the Board a percentage and compare and contrast to explain the difference. In FY11, Admin basically had a zero percent to this year’s 1%; Air Quality had 26% last year - 21% this year; CCHS had 13% last year – 15% this year; EHS had 33% this year - 46% last year; and EPHP had 27% last year and 11% this year. The vast majority is in two areas; AQM and EHS. Both of those areas had deferrals. We had revenues for the fiscal year that were not spent out. So during the year end close out process, those dollars are carried forward into the new year. Ms. Stickney explained the process for deferrals and how deferrals amend the budget. Also, she explained how the adopted budget is amended during the fiscal</td>
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<td>year by budget amendments (which are brought to the Board) when there are changes that increase or decrease.</td>
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To address questions last month about Immunization, Staff reviewed the revenues to determine what is driving the low numbers. It was determined that present economic conditions are affecting clients' ability to pay for these services. Clients self-report their income, and some are not required to pay. Staff is also collaborating (FCOs, CCHS, and DCAS) to revise the Super Bill and make sure we are charging things in the right area and to ensure we take full advantage of the different services we provide. At present, we are not billing Medicaid for services, but Staff is finalizing the project, and we will bill again soon. Staff does not anticipate a great deal more revenue, because Staff estimated a reduction in revenue in our budget and ETCs.

Ms. Stickney reported on page 3, under “Seasonal Temp,” there is a General Ledger account that we have not used before, 701125. The charge is for two seasonal temps hired by Human Resources that are charging to the Health Fund. They are assisting us with recruiting. The expenditure of $43,02 is correctly captured. It is a unique charge. There are additional charges that will come before we end FY12.

Ms. Stickney directed the Board's attention to the Retirement Calculation line item. This line item will be addressed more fully in the FY 13 Budget update, but we did budget $355,282, and there is an expenditure of $5436.00. The expenditure was for an IT project that the County was assisting us with. We had a period of time that we had grant dollars, but it did not meet the deliverables within those times, so the charges that IT charged us during that time were disallowed. The Health Fund absorbed that charge. Also, a staff member moved from one grant area to another, and took leave, and if leave is taken before enough time is accrued on the new grant, it is a compliance issue. A grant will not pay allow leave until 200 hours are earned by working there. An individual took leave before they had enough time, so we could not bill it back to the grant that was closed, and it was not allowable to charge the new grant, so it hit the Fund. We have appropriations there. We have payouts for vacations, sick leave, and comp time of about $147,000.

In Regulatory Assessments, we had expenditures where there was no appropriation. The Board will recall the last legislative session, there were some environmental charges, and we absorbed that cost of $11,920 in the Fund. Staff will address a little later in presentations about how it is important that the Fund be able to absorb certain items.
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<td>Dr. Hess questioned pg. 2 of the Revenue Sheets - Other Miscellaneous Government Revenue line item. There is appropriated $847,100. That's a huge number just to be termed &quot;Miscellaneous.&quot; Ms. Stickney stated that she did notice that line item, but did not have sufficient time to research. It appears to be an adjustment by reduction in the Transfer. Ms. Cooke confirmed that it is a revenue and expenditure reduction. Councilwoman Ratti moved, seconded by Dr. Hess, that the Health Fund Revenue and Expenditure Report for March 2012 be accepted as presented.</td>
<td>MOTION CARRIED: Health Fund Revenue and Expenditure Report for March 2012 accepted as presented.</td>
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<td>12.</td>
<td>Presentation of FY 13 Budget Update</td>
<td>Ms. Eileen Stickney, Administrative Health Services Officer, reported the Proposed FY 13 Budget was presented to the Board on March 15, 2012, and while we are in the budget process, we will maintain this item on the Agenda to keep the Board informed about where we are in the process. At your seats you have been provided handouts to supplement your budget books. The first is to be added under Tab 30. This handout is the Project Sheets for positions showing personnel distributions. An updated copy of the Per Capita sheet which reflects the FTEs by program was provided to place under Tab 5. Tab 6 shows the Mandated Matrix that lists the description and purpose of each program in the center column. We are still working on the program changes over the past years and will update the organizational charts to add supervision and span of control as requested by the Board. Employees and management have not yet agreed to any concessions, but our budget has imbedded that additional 4.5% reduction from the onset. Therefore, we do not have to meet additional reductions. Both reclassifications requested were approved, but one was approved as an Admin Secretary rather than the requested Admin Assistant. No fiscal impacts will occur with these changes because we included them in our Proposed Budget. Ms. Stickney and Ms. Fine met regarding the county's recommendations and were able to come to consensus. We agreed on the final adjustments that they will make. Finance will update the State Doc, and we will present those to you, and we will also present to you the Project Accounting Sheets. That is the document that will reflect the final FY 13 Budget. Typically, we present that to you in your June board meeting. That is our target. As mentioned earlier, we have been using the Retirement Calculations line item to capture funds to use as a contingency fund to have a little bit of flux for cash flow. As we all agreed, the $50,888 proposed Ending Fund Balance was not adequate,</td>
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<td>so the County asked us to make a shift and move these dollars from the Retirement Calculations line item and have it fall to the Fund to bolster the Ending Fund Balance. We did clarify with them that the Health District will be able to retain any salary savings and not have to participate in salary sweeps, since we have not participated in them since 2003. Since 2003, we have kept our salaries, and although we want to fill our positions, some vacancies have been artificially held in order to appeal them, but that lag creates a savings for us. Finance recommended that if we can reduce that line item, it will help increase the Health Fund Balance, and if there was a scenario where the Health Fund could not make the payout, then Finance made a commitment to assist.</td>
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<td>We try to be good public health partners. For example, the Health Fund paid for the Environmental Assessment ($11,900) for the County. We try and balance items out. In the final budget we won't have contingency dollars in that line item, but we can go to the Fund or to the County since they made that commitment if there was a very significant unforeseen event such as a TB outbreak or West Nile virus outbreak, we can go back and ask for an augmentation.</td>
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<td>Staff will present these changes to the Board when we receive the updated State Doc. Our Ending Fund Balance went from $50,888 to $457,716. Not quite ideal, since our target is approximately $800,000. Only once in the last 19 years has the Health District needed a bridge loan. The loan was paid back within thirty days. Finance just needs to be very transparent if they want us to take this money out of where we would ideally like it, and we will be agreeable to do that. If the Health District were to come back and need a bridge loan, it should be done without prejudice.</td>
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<td>Councilwoman Ratti questioned what percent of the budget is the recommended Ending Fund Balance. Ms. Stickney estimated it to be between 2% and 3%, but will come to the Board with an exact number once it is finally approved. Ms. Stickney reported that is one of the benefits of being attached to the County as a special fund. We can have the umbrella of the County and be in compliance.</td>
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<td>Dr. Isen provided at your seats, a copy of the COWCAP presentation that was made by the Washoe County Budget Director. That document illustrates the tentative cost per function, the allocation basis, and the total of $2.55 Million general fund cost, with a subsidy of $2 Million, which is a net cost of $553,000 to the Health Fund. The COWCAP was also included in the County's FY 13 Recommend, so we don't have to come up with additional dollars now. We met with Finance and Katy Simon to have a preliminary discussion about the implementation of the COWCAP, and this was eventually treated as our appeal since our discussions went further into the implementation.</td>
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|             |                | Dr. Iser added that our main request was that we not have this cost imposed this year to allow time to come back to the DBOH and ask for an increase in our fess and permits and to give us time to put these fees into the grants as they renew or we get new ones. That request was denied. COWCAP implementation is projected to be a three year process. We have to project out, and within two more budget years, come up with the full $2.55 Million out of our budget. The only way we can do that is by asking the DBOH to approve fee and permit increases. We would then have to incorporate overhead in the grants as they renew or in new grants. Dr. Iser stated that because he saw this as a significant change from what we presented to the DBOH and our partners, the cities of Reno, Sparks and the County, Dr. Iser pulled the partners together to discuss this again so that all parties would understand the Health Fund is giving up $553,000 this year, and in subsequent years, we are going to have to find those dollars, and more dollars, in other places. Other places could also mean that we give up programs and save the General Fund that goes in to support those programs. Last month Dr. Iser reported that he went back and talked to Family Planning at the federal level, and he is trying to look at how can we save some of the current funds that we put in as General Fund match, and they gave us some ideas that we are looking at and trying to implement.
We invited both Chairman Smith and Commissioner Jung to represent the Board at this meeting. Dr. Iser asked for a sense of the Board as to any additional appeals. Ms. Admirand stated that the matter could be discussed but no action could be taken.
Dr. Hess questioned the net effect of the COWCAP implementation. Ms. Stickney clarified that the County is subsidizing $2 Million of the COWCAP, so the current year General Fund Transfer will be $8.6 Million.
Dr. Iser confirmed that the County's original plan is to fully implement the COWCAP within three years. If you look back on page 5, it gives you an idea of the other entities being charged. What they are doing is increasing our General Fund Transfer by $2 Million, but charging us $2.55 Million for the COWCAP, so we have a net effect of a $553,000 decrease in our budget.
Councilwoman Jung stated that this is a double-edged sword because she asked for this. This was borne out of the request that Regional Animal Services take a 10% cut because they had an ending fund balance more than what their annual budget was. This was completely irrational to her. No one had a nexus to why we
were doing that. That’s where this was borne, because she wanted to have everything validated if we were going to have cuts. The county has no idea what the real cost of any of the services are since we have no real way of tracking the overhead in place. So this COWCAP was designed to go to those special funds that are property tax overrides or a fund all by itself. The Health Fund happens to be one of those funds. They are not going after the Departments that are purely funded by the General Fund because it would simply be a wash. We are going to dig down deeper and see exactly how much those accounts that are general funded actually cost us as well. We do have a cost allocation for that. This is huge sticker shock because we’ve never done it before. The give back from the County Manager, which she does believe is pretty generous, is that the Health Fund will be subsidized for $2 Million.

Ms. Jung stated that in terms of the Health District breaking out of the County over the next three years. I say hold your horses. This is a way that we are able to balance this budget and we anticipate indeed that the Department should go back and start billing for services as a true reflection of the administrative overhead costs. Ms. Jung stated she will do whatever the Board tells her to do because she’s been working on this diligently. If you’ve watched the budget presentations, she has asked every single presenter what their COWCAP was, and why they weren’t included in this COWCAP. She asked that all bear in mind what the goal is behind the implementation of this policy. She does not believe that the Health District will get a bill for $2.55 Million next year. The BCC couldn’t do it with a clear conscience. That is why if you look at Senior Services, it is fully subsidized this year, because if the BCC did that to Senior Services there would be no services this year. The County has a really tight, tight, budget also. According to their calculations, the Health District is an expensive place. The Health District employees notoriously have been frequent flyers of our HR department. That’s no fault of the people who work here, but some of the leadership they have had. There are some true costs that are borne that we have never ever calculated. She still believes it’s the right course correction, and she does not believe the Health District is going to get hosed. We’ve already said that the COWCAP is already … Ms. Stickney is that already included in our budget?

Ms. Stickney confirmed that when she and Ms. Fine went back through the budget and tightened up the ETCs, etc. that yes it is included in the WC FY 13 Recommend, and no cuts had to be made to accomplish that end. Ms. Jung stated then that the house is not on fire, and Ms. Stickney said that she could agree with that statement.

Dr. Furman stated that he agrees with what Ms. Jung said, but he believes that there will be additional cuts. So looking at greater efficiencies will be imperative.
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<td>Dr. Iser stated according to Ms. Simon, we are not projecting additional cuts in General Fund Transfer for FY 14, so when we prepare the three-year budget which is due at the end of December, we would show at least a stable transfer of funds. The difference would be if the County decides to increase the amount that we have to pay for COWCAP, and he projects that they will.</td>
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<td>Ms. Stickney stated that technically, we can only budget from year to year to year, but we can do some planning. We talked about when we have a Strategic Retreat, we should do it a little later, possibly at the end of October or early November, and do our cost benefit analysis, and go through each program. We will have more information by that time to really anticipate and have a plan.</td>
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<td>Dr. Iser stated that there are also caps on most grants as to how much overhead we can charge. For the most part, it is less than what the COWCAP would be. We are not allowed to charge a federal grant that much money.</td>
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<td>Ms. Ratti stated that most grants only award so much. If you have to allocate more of it to the COWCAP, you will be taking more from programming. They will not be giving you more money. While she appreciates the spirit of advocacy of going before the BCC to appeal the COWCAP implementation, we need to be cautious. It might not be the best move at this time.</td>
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<td>Dr. Furman stated that it is his belief that whoever gets elected next year, whether Republican or Democrat, there will be cuts next year to grant funding, and we need to be planning for that now.</td>
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<td>Ms. Ratti stated that projections are really only as good as the paper on which they are written. It's almost impossible to project out past six months. Ms. Ratti is a big proponent of scenario planning right now, so while it is a lot of work for staff, she believes you have to run all the scenarios. It is the environment in which we are living, so she would suggest scenario planning for all of it.</td>
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<td>Dr. Iser stated that the only program that he knows about that we will expect to see cuts in is that the state is expecting a 10% cut each year over the next 5 years for Public Health Preparedness and the corollary grant for that. We will have to put that into our planning model. Dr. Iser stated that we have been successful in getting a greater allocation in the Public Health Preparedness grant. We may be successful in other areas, but we are discussing with Mr. Whitley how we can better allocate percentages to state vs. local health authorities. After that we will talk about the Chronic Disease grant and how to allocate that from the state to the locals.</td>
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<td>Chairman Smith stated that he is very concerned by the way the BCC has implemented COWCAP this at this time with the economy as it is. It is the worst possible time, especially with no assurance about what type of subsidy may be coming next year. Ms. Jung stated that it is a sign of the times.</td>
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<td>Ms. Stickney stated that there has also been discussion of voluntary separation incentives. Potentially, there will be vacation, comp time; sick leave payout, retirement credit, and PERs severance pay (0-5 years – 1 month; 5-10 – 2 months; 10+ - 3 months). Dr. Iser stated we don’t know yet whether that requires us to lose an FTE; we will wait to see what the BCC says. We may be in the same situation as last year and not be able to do without an FTE. We have put together a spreadsheet that reflects how cuts to the Transfer affect our grant dollars, and how that would affect FTEs in that grant.</td>
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<td>Ms. Jung stated that what she would do is review Grady Tarbutton’s presentation to the BCC. They used a very simple chart that showed, “if we cut this, we lose this in grant funding.” This agency needs to put this together. Dr. Iser stated that he had prepared a one page document that reflects how much GF dollars and grant dollars are associated with each program and department, and the number of FTEs associated with each program.</td>
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<td>Ms. Ratti asked to confirm if the dollars moved from the line item Retirement Calculations to the Fund level were not really restricted funds. She was concerned that it related to retirement dollars, but Ms. Stickney clarified that staff was just using that line item as a contingency line item.</td>
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<td>Commissioner Jung moved, seconded by Councilwoman Ratti, that the Budget Update for March 2012 be accepted as presented.</td>
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<td>Motion Carried: Budget Update for March 2012 accepted as presented.</td>
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<td>13.</td>
<td>Presentation and possible approval of Chronic Disease Prevention Program funding opportunity for Food and Drug Administration's (FDA) Center for Tobacco Products new TRACE Program.</td>
<td>Ms. Mary-Ann Brown, Director, Community and Clinical Health Services, presents the Chronic Disease Prevention Program funding opportunity application for the FDA's TRACE Program.</td>
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<td>Ms. Brown stated that staff presents this opportunity as an attempt to find additional funding. The Tobacco Program has had significant cuts (we are down to one staff member), so we would like to have the authority to seek this funding.</td>
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<td>As Dr. Iser mentioned, he has been working diligently with the state trying to obtain some of that Tobacco and Chronic Disease Funding. If he is not successful, what we would like to do is submit an application for the TRACE grant. The award would equal $1.5 Million for the first year and $3 Million for years 2, 3, and 4, if awarded. There will be 12 – 15 grantees awarded throughout the United States. We believe</td>
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<td>there are approximately 100 applicants, so we believe that gives us a reasonable opportunity for success. While the grant process itself is not a cumbersome as it is only about 24 pages, some of the assurances required are what is cumbersome. Some of them will require work by the County Comptroller's office. They are the biggest hurdle for this cooperative agreement. Dr. Iser, administration, and our FCOs have vetted this opportunity, and we hope you will support it. The initial $1.5 Million of funding would be used to focus on comprehensive public education and communication programs to address the tobacco regulations and public health goals for the targeted populations of young adults, 20 year olds and teens, as well as adults with children. The application is due Wednesday May 9th. Notice of award will be sent out in September 2012. Both Dr. Iser and I would be happy to answer any of your questions regarding this funding opportunity. Commissioner Jung stated that the recent data indicating a strong uptick in teenage smoking is alarming. The teenagers are the ones that really have the risk today. Smoking among high school students is not necessarily considered gross or uncool in their peer group, and Washoe County has some of the worst rates of underage smoking. Dr. Furman agrees that he's sees more and more the need to focus policy on teenage smoking. However, this grant is being pushed through by the FDA. They are asking for more of the money and that's what we need to watch. Dr. Furman is concerned about what they will expect of the District. Ms. Brown stated that we have already done a significant amount of the due diligence. She further stated that one thing that might help us is that at the moment we receive such a small amount of money even though our smoking rate is at about 19%, that that may influence our positioning. Dr. Furman asked what happens if the funding goes away. Ms. Brown stated that we have begun to plan for that contingency. We now have the ability to hire intermittent health educators that could work on the project and these are employees are not permanent and work only as funding is available. Councilwoman Ratti stated that she believes there is no perfect funding source. The Health District is one of the few organizations in our area who are prepared to even apply for a grant such as this. She would suggest we move forward and deal with any future issues as they come. Commissioner Jung moved, seconded by Councilwoman Ratti, to approve the application for the Chronic Disease Prevention funding opportunity for the FDA’s TRACE program as submitted.</td>
<td>MOTION CARRIED: Chronic Disease Prevention Funding opportunity application for the FDA’s TRACE program is approved as submitted.</td>
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<td>14.</td>
<td>Presentation and possible approval of an addition to the policy for approval of Divisional Policies and Protocols</td>
<td>Ms. Mary-Ann Brown, Director, Community and Clinical Health Services, presents the request for approval of an addition to the policy for approval of divisional policies and protocols. Staff requests that the Board delegate to the District Health Officer the ability to approve protocols and policies for programs. We operate clinics and clinical programs that have clinical protocols and policies that are required to have government approval. We recently had a Family Planning audit. They want to know that our policy manuals have had appropriate governmental review. We do have them reviewed by Legal and Risk Management, but Dr. Iser is well versed and completely capable of reviewing the clinical and administrative components of these policy manuals. Dr. Hess questioned whether they are reviewed at all right now? Ms. Brown confirmed that it had not been the practice. But coming from a clinical background, she found that curious, and as oversight had gotten tighter and tighter, she just believes it to be good practice. Dr. Iser has begun to review a few, and we have medical directors reviewing them, but it is a good administrative tool to recognize the foundation of documents that run your programs and clinics. Chairman Smith questioned what would happen if we did not have someone as well versed as Dr. Iser as a DHO. Ms. Brown stated that she believes it would be unlikely that anyone the Board would hire as the DHO would not have the expertise to review the policies from a clinical and administrative perspective. However, the Board could always change the policy if it so desires. Councilwoman Ratti stated that she believes the governing board should govern, and that staff should manage, operate, and implement policies and protocols. Councilwoman Ratti moved, seconded by Commissioner Jung, that the District Health Officer be given the authority to review and approve all divisional policies and protocols.</td>
<td>MOTION CARRIED: District Health Officer is granted authority to review and approve all divisional policies and protocols as submitted.</td>
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<td>15.</td>
<td>Waste Storage Regulation, Section 040 – Animal Proof Containers</td>
<td>Bob Sack, Director, Environmental Health Services, stated that this item was placed on the agenda at Commissioner Jung’s request. We have no presentation, but we would be happy to respond to any questions or concerns the Board may have. Ms. Jung had requested this be agendized because of a complaint about garbage/bear issues in the Mount Rose Estates area. She would like to be proactive rather than waiting for a negative bear/human encounter.</td>
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|             |                 | Mr. Sack stated that the governor’s recent letter to the Board addressed to the Board Members asked that we address the feeding issue. Mr. Sack reported to the DBOH that the Health District does not have the authority to deal with feeding issues. The Waste Storage Regulation is county-wide, and we have only received two complaints. The first was in Davis Creek Park, and it was reported that a bear was pounding on and attempting to get into a bear proof container, and the second was only an inquiry, and at the end of the conversation when the caller was asked if they wanted to file a complaint, they said no, that they would try to work it through the homeowner’s association.

Ms. Jung stated that she believes the things she is hearing from constituents has a lot to do with the bear hunt and that people are sensitive. She requested that the Health District keep an eye on the situation.

Dr. Iser stated that we are also happy to meet with any Board member regarding issues or question that we can address and keep items off the Board. |  |
| 16. | Presentation of Air Quality Enforcement Procedure | Charliene Albee, Bureau Chief, Permitting and Enforcement Branch, Air Quality Management Division, reported that due to the number of questions raised in last month’s DBOH Meeting regarding the Air Quality enforcement procedures, Division Director Kevin Direct directed Ms. Albee to present an outline of the enforcement policies and procedures to address any concerns the Board may have. Ms. Albee then presented the policies and procedures which are currently in place (a copy of Ms. Albee’s presentation is in the record.)

The Board thanked Ms. Albee for her presentation. Ms. Jung questioned how the AQM Division reaches out to the entities or persons who are cited. She stated that in last month’s Board meeting, the people who were cited seemed not to know what was going on. Were they reached out to as you described? Ms. Albee replied that yes they were. We specifically touched base with First Centennial Title Company about six times.

Ms. Jung stated that she was attended the Earth Day activities, and she spoke to our Health Inspectors there, and they did an excellent job. It was seamless, and it was very hot, and our representatives were very helpful.

Chairman Smith stated that he believes the most important lesson we learned from last month is that any time we have an appearance before this Board without going through the Hearing Control Board, we should stop right immediately, and send them back through the proper channel. | ACTION ITEM: Ms. Jung asked that Mr. Ulibarri do a media blast to advise the community that all Air Quality fines do not benefit the Health District, but instead go directly to the Washoe County School District.

Commissioner Jung left the meeting at 2:47 pm. |
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<td>Councilwoman Ratti thanked the team for bringing the presentation to help the Board understand the process. It is very helpful to have these type presentations on different subjects for the Board to help us understand how it all works since we are not in the field, and we don't do this every day. Ms. Ratti appreciated staff's effort to bring this information to the Board.</td>
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<td>Dr. Iser stated that it is the Health District's intention to make sure the Board understands the process, because during last month's meeting, one member had stated that the process did not seem fair. Both of the entities who spoke during the public comment portion of the agenda returned to the process and had their fines upheld and they have chosen not to appeal to this Board.</td>
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<td>Mr. Dick stated that the Board actually accepted First Centennial's settlement agreement in today's Consent Agenda, so both pieces worked. First Centennial came in for their settlement conference, and Fisher Sand and Gravel appealed to the Air Pollution Control Board, and that matter will come before you next month for approval.</td>
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<td>17.</td>
<td>Presentation and possible approval of Annual Oxygenated Fuels Program Report</td>
<td>Daniel Inouye, Air Quality Supervisor, Air Quality Management Division, presented the Oxygenated Fuels Program report and stated that the Board's packet did not include the staff report. The staff report included a recommendation to accept this annual report as required by regulations and also requested possible direction to staff to eliminate the program. The recommended elimination of this program is detailed in the Alternatives section of the OxyFuel Report.</td>
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<td>The current oxygenated fuel (oxy-fuel) program in Washoe County was established in 1989 and requires a minimum of 2.7 percent oxygen content in gasoline from October to January. Before the oxy-fuel program was implemented, wintertime CO levels in the Truckee Meadows frequently exceeded the federal standard. The last exceedance of the CO standard occurred in 1991.</td>
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<td>Local control strategies such as oxy-fuels and woodstove regulations were the primary reason for these improvements. EPA has also implemented strategies at the national level such as tailpipe emission standards for new cars and trucks. Today's vehicles are much cleaner than those built in the 1960's, 70's, and 80's. The incremental benefits of the oxy-fuel program have been diminishing as fleet turnover leads to a newer and less polluting vehicle fleet mix.</td>
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<td>The result of these control strategies is reflected in very low wintertime CO levels. During the 2011-12 season, the highest monitored CO concentrations were approximately 2/3 below the federal standards.</td>
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As an alternative to the existing program, the DBOH may direct Staff to proceed with eliminating the program. Because the oxy-fuel program is an element of the CO State Implementation Plan (SIP), any modification will require DBOH adoption and EPA approval. The program would become a contingency measure in the SIP and be reconsidered should the Truckee Meadows violate the CO NAAQS.

If directed to eliminate the program, Staff will work in coordination with EPA as well as the local Metropolitan Planning Organization (MPO). The local MPO is the Regional Transportation Commission of Washoe County (RTC).

Staff feels that issues related to eliminating the oxy-fuel program can be addressed.

Staff recommends that the DBOH direct AQM Staff to proceed with: 1) Eliminating the oxy-fuel regulation (040.095) from the DBOH Regulations Governing Air Quality Management; and 2) removing the oxy-fuel program from the CO SIP.

Dr. Hess stated that his understanding is that the addition of ethanol is the primary thing that allows the fuel to meet these standards. He stated that he was curious what would happen if the ethanol is pulled out of our gas, how will we be sure that five or ten years from now we are still not having a problem.

Mr. Inouye reassured Dr. Hess that our air quality monitoring will continue, and that prior to making this recommendation, the AQMD has run scenarios using models that the EPA has provided to us where we take the Oxy-Fuel program out totally, so we assumed a zero percent oxygen content, and those emissions were to a point where it did not appear to affect the ambient concentrations.

Mr. Inouye stated that Air Quality would always continue to monitor for carbon monoxide. The proposal to eliminate the Oxy-Fuel Program is just to eliminate the program, not the monitoring. Monitoring for carbon monoxide will continue.

Mr. Dick reported that last year AQM presented the Oxy-Fuel report to the DBOH, and Dan Gustin noted that Reno-Sparks was one of very few metropolitan areas that still had an Oxy-Fuel program in place. We told Mr. Gustin that we would evaluate the program and come back to the DBOH this year with more information and a recommendation of what we should do.

Mr. Dick stated that our air quality is so far below the national ambient air quality standards for CO that when we run models for what sort of impact we get for the Oxy-Fuel program, the model compares the oxygen in the fuel, the ethanol during the winter months to a baseline with no oxygen in the fuel. There is only about a
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4% difference in the area wide emissions of CO that we have. The bigger impact that we have seen from the Oxy-Fuel Program is the evolution of the technology of the internal combustion engine used in automobiles today. In the older engines, we got a greater benefit from the oxygen content, but now we are not seeing very much benefit. The program is basically a requirement for baseline levels of oxygen during the winter months that that would remove, and it would relieve us from running around and collecting all the samples of the gas to verify that content is in it. It wouldn't affect how much ethanol people are putting in fuels because that is driven by the energy policy that we have. If the subsidies go away, the ethanol quantity would decline, but we don't anticipate any problems with CO even if it goes to zero. This is purely on the fuel side. If we do eliminate the program, we will keep it as a contingency program in case we ever have issues in the future. This would have nothing to do with monitoring air quality. We will always monitor air quality.

Councilwoman Ratti asked for clarification is there is a staff recommendation to eliminate the program, and Mr. Inouye confirmed that staff is recommending Board direction for elimination of the program. Councilwoman Ratti stated that it sounds to her as though it has become busy work because technology has advanced to the point where the program is not necessary. And since we don't have the budget for busy work, and staff could be directed to more useful tasks, she is all for it.

Ms. Admirand advised staff and the Board that the request by staff is beyond the scope of the agenda item as written. The Board may act on the report, but no action may be taken on elimination of the program at this time.

Councilwoman Ratti moved, seconded by Dr. Hess, to accept the Oxygenated Fuels Program Report, as presented.

**MOTION CARRIED:** The Oxygenated Fuels Program Report is accepted as presented.

**ACTION ITEM:** Staff will bring a recommendation to eliminate the program to next month's board meeting on the consent agenda.

| 18. | Staff Reports and Program Updates | Dr. Randall Todd, Director, Epidemiology and Public Health Preparedness, presented his monthly Division Director’s Report, a copy of which was placed on file for the record.

Dr. Todd apologized for his informal attire. He stated that he just left an exercise with Renown Hospital where we set up and deployed our mobile medical facility. It was a good exercise. All of the television stations were present and there should be some good coverage on TV.

As mentioned last month, we have not yet seen the last of Coxsackievirus A6. We have since last month now had additional outbreaks in five daycare facilities. These were daycares that did not get our written recommendations on how to control this outbreak. We have been busy trying to remedy that situation and fill the

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<td>gaps in the communication. The five outbreaks total about 52 additional cases. The attack rate in these five additional daycare facilities has been about 8%. It is a lesser outbreak than what we saw in the initial facility. The control measures seem to be working. One of the characteristics of this particular virus is that a month or so after the disease you can see some fingernail shedding. The nail sheds from the base outwards. We have now had three reports of nail shedding. Further confirmation that it is indeed CXA6. We are starting to get reports of novel strains of influenza that typically circulate in animal populations, primarily swine. They do occasionally jump the species barrier. Usually, they don’t sustain transmission from person to person, but we do take note when some of those human cases happen close to us. The closest one I’ve read about is in Utah. Formal influenza reporting to the DBOH runs through the 20th week of the year. Typically, the results of surveillance become boring after that, so we don’t report it to you, unless it becomes interesting again. Councilwoman Ratti asked if there was a more aggressive flu going through the community. Many of her team at work was taken out for an extended period of time. Dr. Todd confirmed that a significant amount of illness went through the community, but it was not flu. Surveillance did not report it as flu. It was one of our milder flu seasons, but other viruses were making people sick. Dr. Iser confirmed that all the influenza reporting has been boring all year, and we like that. Dr. Furman questioned the California mad cow reporting. Dr. Todd stated he had heard a report on CNN. It is an interesting case because we think of cows that have been fed animal products in their feed. It appears from what I am reading and hearing not to be the case here. This is reported as an atypical bovine amyloidotic spongiform encephalopathy, not unlike the classic form of Creutzfeldt-Jakob disease in humans which arises about once in every million people or so. There is still a question mark whether that is transmissible. We don’t know very much about these atypical bovine amyloidotic spongiform encephalopathies. Ms. Mary-Ann Brown, Director, Community and Clinical Health Preparedness, presented her monthly Division Director’s Report, a copy of which was placed on file for the record. We have a widening TB contact investigation ongoing and have had to call in some additional resources. Staff will give a full report of what that investigation reveals next month when we have a better sense of the scope of the investigation.</td>
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**Board Comments**
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<td>Out of a100 or 110 proposals for the NNPHI QI Award, we were selected. It is a small cash award ($5,000), but there will be lots and lots of technical assistance to work on a particular QI project which was identified to help develop what we would do for search capacity in our Sexual Health and STD programs if we were to have a significant outbreak. It's a win/win for the Health District. We receive technical assistance, and it helps us meet a deliverable for our sexual health programs for us to identify a plan if we were to have an outbreak larger than what we currently have capacity for. We were assigned an expert as a QI Coach from Washington.</td>
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<td>C.</td>
<td>Director – Environmental Health Services</td>
<td>Mr. Robert Sack, Director, Environmental Health Services, presented his monthly Division Director's Report, a copy of which was placed on file for the record.</td>
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<td>Our pool reservation online system is working well. The spring like weather is prompting lots of calls and the system is working really well.</td>
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<td>Councilwoman Ratti commented on the growing problem of dog manure in parks in Mr. Sack's report. Mr. Sack stated that the division is highlighting that they are a part of the discussion. Dr. Isen stated that the article included in Mr. Sack's report is very interesting. Toxoplasma gondii, which is found in cat feces, is a significant human problem, especially for pregnant woman. You may have heard of all the sea otters dying off the coast of California. It is likely due to the same parasite or the litter box being thrown out and ending up in the ocean and infecting the otters.</td>
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<td>D.</td>
<td>Director – Air Quality Management</td>
<td>Mr. Kevin Dick, Director, Air Quality Management, presented his monthly Division Director's Report, a copy of which was placed on file for the record.</td>
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<td>Mr. Dick updated the Board regarding news reports about Washoe County receiving a &quot;D&quot; grade for air quality from the American Lung Association (ALA). Mr. Dick stated that he ALA are very tough graders. We received the &quot;D&quot; grade because for particulates and ozone. The ALA looked at air quality data which AQMD reported to the EPA during the period 2008, 2009, and 2010. At that time, our air was being impacted by wild fires in California. The data set also contained the exceedances that we had for PM 2.5 that were during the winter of 2009 and 2010 (In December of 2009, we experienced record breaking snow levels and inversions, and other extraordinary events in January). We had less than three days each year that we exceed &quot;Unhealthy for Sensitive Groups.&quot; On each of those occasions, we informed the public what to do to for protection.</td>
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<td>The RGJ will be running a front page article tomorrow morning. We are trying to make lemonade out of lemons in promoting Air Quality Awareness Week next week, so press releases will be in the paper. Fortunately, Channel 8 did a good job.</td>
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<td>of getting the information out there and letting people know that the &quot;D&quot; may not really represent the true air quality of our region. We included in our report that we received the EPA grant funding for electric vehicles, and earlier this week, we took possession of a Nissan Leaf. We will arrange for any of you to drive that around after a Board meeting if you haven't been in a Nissan Leaf before.</td>
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<td>E. Administrative Health Services Officer</td>
<td>The Administrative Health Services Officer's Reports were delivered in Agenda Item Nos. 11 and 12.</td>
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| F. District Health Officer | Dr. Joseph Iser, District Health Officer, presented his monthly District Health Officer Report, a copy of which was placed on file for the record. 
Dr. Iser reported that the TriData report that the County commissioned with that firm is not yet back, but it is supposed to be coming out soon. REMSA confirmed that also. 
Councilwoman Ratti questioned Dr. Iser about what the process will be when it is final. Dr. Iser reported that he believes Dr. Cohen will present his findings to the BCC. Dr. Iser will attend the presentation and would then present those findings to the DBOH. He does not believe that Dr. Cohen will present directly to the DBOH since he does not live in Nevada. Councilwoman Ratti requested that the DBOH members be notified when Dr. Cohen will make his presentation to the BCC so they may watch remotely or attend if schedules permit. 
Dr. Iser stated that he has begun a discussion with a not-for-profit organization that has a program called "NeedyMeds," which provides discount drug cards for free. The card can be used to get discounts on pharmaceuticals or over the counter drugs if they have a prescription written for the drug. The discount would vary from drug to drug and whether generic or non-generic. NeedyMeds stated that they could provide the Health District with about $20,000 in funding for personnel and $10,000 for incidentals, if we decide to adopt this program, which would allow us to promote this service at the other local health care facilities. NeedyMeds has contracts with national pharmacies, so coverage should be good. Dr. Iser will update the DBOH periodically as this possibility evolves. 
We included a copy of the published report on CXA6 in the MMWR. This augments the information presented at last month's DBOH meeting. Dr. Chen, who works for Dr. Todd, is writing another article that is more inclusive of our cases, but does refer to the other cases, for submission to other medical journals. | ACTION ITEM: Notify DBOH members when TriData report is presented to the BCC. |        |
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<td>19.</td>
<td>Board Comment</td>
<td>No Board comment was presented.</td>
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<td>20.</td>
<td>Public Comment</td>
<td>No public comment was presented.</td>
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Dr. Iser directed the Board to the Boardroom screen to view two websites. The first is the County Health Rankings and Roadmaps site, which first came out a few years ago.

http://www.countyhealthrankings.org/#app/nevada/2012/rankings/outcomes/1

and http://www.healthylivingmap.com/zipmap.php

Both websites are interactive. The County Health Rankings and Roadmaps site reflects data about Washoe County and the State of Nevada. As the Board is aware, we have been working on our Health Assessment, and it will be out soon. St. Mary's also prepares a Community Health Assessment every three years, and Staff is working with them on their Community Health Assessment for this year. St. Mary's has contracted with Dr. Packham from the UNR School of Medicine and Dr. Wei Yang from the UNR School of Community Health Services. The second website, www.healthylivingmap.com, is the kind of model that they would like to develop for Washoe County.

This website depicts the Sacramento area. If you move your cursor over the map, different data will pop up. We wanted you to see the model they are going to try to develop for our community if they have the funds. We would then have more community level data to access.

Dr. Iser stated that in his discussions with St. Mary's representatives, they have made it clear that even in light of the pending sale, they will complete this year's Community Health Assessment, and that the foundation will complete the task in future years on a three year rotation.

Dr. Iser has been trying to contact Renown also since, as a non-profit, they are required to complete a health assessment. He is hopeful that they will contribute dollars to the project. And hopefully we could then develop a website such as this.

In the future, we would hope to contract and work with the both entities to complete the Health District Health Assessment every three years. This will also enable the Health District to meet this criteria for accreditation.
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<td>21.</td>
<td>Motion to Adjourn</td>
<td>There being no further business to come before the Board, the meeting was adjourned.</td>
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<td>Dr. Hess moved, seconded by Councilwoman Ratti, that the meeting be adjourned.</td>
<td>MOTION CARRIED: The meeting was adjourned at 3:15 p.m.</td>
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JOSEPH P. ISER, MD, DrPH, MSc
DISTRICT HEALTH OFFICER

PEGGY F. O'NEILL
RECORDING SECRETARY
DATE: May 24, 2012

TO: District Board of Health

FROM: Kevin Dick, Director, Air Quality Management

SUBJECT: Lennar Reno LLC – Case No. 1079
Unappealed Citation No. 5151
Agenda Item: 7.A.1.a.

Recommendation

Air Quality Management Division Staff recommends that Citation No. 5151 be upheld and a fine of $2,500 be levied against Lennar Reno LLC, for operations contrary to the conditions of the dust control permit resulting in visible fugitive dust emissions. This dust control permit encompasses 352 acres of denuded property on the project known as Pioneer Meadows Villages 5, 6, and 7 and Pond. The Citation was issued for a violation of Section 030.2175 of the District Board of Health Regulations Governing Air Quality Management. This is a negotiated settlement.

Recommended Fine: $10,000
Negotiated Fine: $2,500

Background

On Sunday, March 31, 2012, AQ Specialist Michael Osborn received a call from Comstock Answering Service referencing a complaint for fugitive dust blowing and inundating the skies, roadways and the entire neighborhood in Wingfield Springs. When he arrived, AQ Specialist Osborn met with two individuals. One individual was identified as the complainant, Dennis Wagner, and the other individual was videotaping the fugitive dust. AQ Specialist Osborn immediately began documenting with photographs the fact that there were huge fugitive dust clouds being generated from the denuded parcel of land. AQ Specialist Osborn noted that there were two water trucks on site attempting to gain control of the fugitive dust with no positive results. AQ Specialist Osborn had been working on numerous other complaints in this same area for the past month. AQ Specialist Osborn contacted Mr. Tim Scheideman, Operations Manager of Lennar Reno LLC, to make him aware of the ongoing dust problems in the Pioneer Meadows area. It was stated to Mr. Scheideman by AQ Specialist Osborn, that the Pioneer Meadows site had been monitored for the past five days and that the area was noted with severe dust problems and no water trucks running on any of those five days.
May 24, 2012
DBOH/Lennar Reno LLC/Case 1079
Page 2

At that time AQ Specialist Osborn advised Mr. Scheideman that a Notice of Violation Citation would be issued for operations contrary to the conditions of the dust control permit resulting in visible fugitive dust emissions.

On May 24, 2012, AQ Specialist Michael Osborn and Branch Chief Charlene Albee met with Mr. Tim Scheideman, Operations Manager for Lennar Reno LLC, for a negotiated meeting. After consideration of all the facts of this case, Mr. Scheideman agreed to a fine of $2,500. Branch Chief Albee explained that in addition to the fine, Lennar Reno LLC would be responsible for completing the application of the dust palliative according to the schedule provided during the settlement meeting. Mr. Scheideman agreed to this condition. A Memorandum of Understanding was signed by all parties.

Alternatives

1. The District Board of Health may determine that no violation of the Regulations has taken place and dismiss Citation No. 5151.

2. The Board may determine to uphold Citation No. 5151 but levy any fine in the range of $0 to $10,000 per day.

In the event the Board determines to uphold the violation and increase the penalty, the matter should be continued so that Lennar Reno LLC may be properly noticed.

[Signature]
Kevin Dick
Division Director
Air Quality Management

KD/DC: ma
NOTICE OF VIOLATION

DATE ISSUED: March 31, 2012

ISSUED TO: Letnor Reno LLC  PHONE #: 775-789-3233
MAILING ADDRESS: 10345 Professional Ct, Suite 100 CITY/ST: Reno NV ZIP: 89521
NAME/OPERATOR: Tim Scheideman PHONE #: 775-745-0049

DRIVER LICENSE #/SSN: N/A

YOU ARE HEREBY OFFICIALLY NOTIFIED THAT ON 03/31/2012 (DATE) AT 14:30 p.m. (TIME), YOU ARE IN VIOLATION OF THE FOLLOWING SECTION(S) OF THE WASHOE COUNTY DISTRICT BOARD OF HEALTH REGULATIONS GOVERNING AIR QUALITY MANAGEMENT:

☐ MINOR VIOLATION OF SECTION: ☑ MAJOR VIOLATION OF SECTION:
- 040.030 DUST CONTROL  - 030.000 OPERATING W/O PERMIT
- 040.055 ODOR/NUISANCE  - 030.2175 VIOLATION OF PERMIT CONDITION
- 040.200 DIESEL IDLING  - 030.105 ASBESTOS/NESHAP
☐ OTHER

VIOLATION DESCRIPTION: Two waste trucks operating on 350+ Acre land in violation of D10020. Adequacy report needed for corrective and said land.

LOCATION OF VIOLATION: All areas included in DCP # D10020; 350+ Acres

POINT OF OBSERVATION: Wingfield Hills Drive and Rolling Meadows Dr.

Weather: Cold, dry wind at 119 AM. Wind Direction From: N E S W

Emissions Observed: Fugitive Dust Size Affected Photos

☐ WARNING ONLY: Effective a.m./p.m. (date) you are hereby ordered to abate the above violation within hours/days. I hereby acknowledge receipt of this warning on the date indicated.

Signature

☒ CITATION: You are hereby notified that effective on (date) you are in violation of the section(s) cited above. You are hereby ordered to abate the above violation within hours/days. You are further advised that within ten days of the date of this violation you may submit a written notice of appeal to the Chairman, Hearing Board, P.O. Box 11130, Reno, Nevada 89520. Failure to submit a notice of appeal in the time specified will result in submission of this violation to the District Board of Health, together with a request that an administrative fine be levied against you. If you do not wish to file an appeal the appropriate fine may be paid at the District Health Department.

SIGNING THIS FORM IS NOT AN ADMISSION OF GUILT

Signature: Date: 4/12/2012
Issued by: Title: (NA)

WASHOE COUNTY DISTRICT HEALTH DEPARTMENT
AIR QUALITY MANAGEMENT DIVISION
401 RYLAND STREET, SUITE 331 • P.O. BOX 11130 • RENO, NV 89520
(775) 784-7200

H-AIR-09

A causal analysis of fine, Kohlerman, 4/11/12
MEMORANDUM OF UNDERSTANDING

WASHOE COUNTY HEALTH DISTRICT
AIR QUALITY MANAGEMENT DIVISION

Date: April 12, 2012

Company Name: Heaven Reno, Inc.
Address: 10345 Professional Circle, Reno, NV 89521
Notice of Violation No.: 5151 Case No.: 1079

The staff of the Air Quality Management Division of the Washoe County District Health Department issued the above referenced citation for the violation of Regulation: 030.2175 VIOLATION OF PERMIT TO OPERATE.

A settlement of this matter has been negotiated between the undersigned parties resulting in a penalty amount of $2,500.00. This settlement will be submitted to the District Board of Health for review at the regularly scheduled meeting on May 24, 2012. In addition to the completion of the dust palliative as scheduled.

Signature of Company Representative

Signature of District Representative

Dusty Rauler
Print Name

Michael R. Osborn
Print Name

AQSI
Title

Witness

Witness

Witness

Witness

P.O. BOX 11130 Reno, NV 89520-0027 • (775) 784-7200 • FAX (775) 784-7225
AIR QUALITY - DUST CONTROL PERMIT NO. D10020
Addendum to Dust Control Permit #: D10020

Name of Development: Pioneer Meadows Villages 5, 6, 7 and Pond 122+ (230 additional disturbed acreage)

Specific Location: 6100 Rolling Meadows Dr (Wingfield Hills Dr & Rolling Meadows Dr)

Property Holder: Lennar Reno LLC Expiration Date: 6/13/2012

The following requirements are special conditions of approval for this dust control permit in addition to the standard conditions noted in the permit application. The special conditions noted below must be followed in all activities covered in this permit.

1. **Four (4) additional water trucks** will be assigned and available for operation 24 HOURS A DAY, 7 DAYS A WEEK for the purpose of water application for control of fugitive dust. If **four (4) additional water trucks** cannot control fugitive dust emissions from equipment operations and/or gusty wind conditions, the applicant shall immediately provide additional water trucks. CESSATION OF OPERATIONS IS REQUIRED IF DUST CANNOT BE CONTROLLED DUE TO EQUIPMENT OPERATIONS AND/OR GUSTY WIND CONDITIONS. IF CESSATION OF OPERATIONS IS USED AS A DUST CONTROL MEASURE, CONTINUED WATERING OF THE PROJECT IS REQUIRED.

2. Dust emissions generated on any entrance or exit haul roads due to equipment operations or gusty wind conditions must be controlled 24 hours a day, 7 days a week, by the use of water application or an environmentally safe dust palliative (District Regulation 040.030, Section C. 2. a. and b.) Any palliative used must comply with state and local regulations and not provide a noxious odor or contaminate ground water.

3. All projects importing or exporting dirt, rock or other fill materials must comply with the work practice standards in District Regulation 040.030, Section C. 4., including load tarping, watering or Freeboard. Any soil tracked onto adjoining paved roadways will be promptly removed by wet broom or washing. Regular vacuum or wet sweeping will be performed at least daily, and more often if necessary or if ordered by the Control Officer due to a violation. Any materials tracked out or spilled which cause visible fugitive dust for a period of five (5) minutes in any hour period shall be cleaned up immediately.

4. Any soil or fill storage piles operated or maintained as a part of this construction lot will be covered or wetted down sufficiently to prevent wind blown dust. Dust emissions from screening operations will be controlled by the use of a water truck or other control measure that prevents fugitive dust.
Addendum to Dust Control Permit # D10020

Pioneer Meadows Villages 5, 6, 7 and Pond * 6100 Rolling Meadows Dr
(Wingfield Hills Dr & Rolling Meadows Dr)

5. The applicant shall implement additional dust control measures, such as extra water trucks, water cannons, re-vegetation, environmentally safe dust palliatives (which comply with all applicable regulations and do not emit a noxious odor and do not contaminate ground water), wind fencing, and/or cessation of operations should these measures fail to control fugitive dust emissions from this project.

6. Once final grade has been completed, and if no structures are being constructed, the owner/developer shall be required to establish a long-term stable surface. This shall include re-vegetation or covering the disturbed soil with rock or crushed asphalt products within 30 days of completion of final grade. The use of an approved palliative is an option, but must be approved by the Air Quality Management Division (AQMD) prior to application.

7. The applicant shall provide a Material Safety Data Sheet (MSDS) and dilution ratio to AQMD staff for any dust palliative selected for use as a dust control measure at this site.

8. A copy of this dust control permit shall be maintained at the construction project site and available to any sub-contractor or Air Quality Management Division inspector to review upon request.

9. ANY CHANGES MADE TO THE PROPOSED OPERATIONS, SCOPE OF WORK OR SURFACE DISTURBANCES UNDER THIS DUST CONTROL PERMIT shall be submitted to the Washoe County Health District, AQMD in writing and must receive approval from the Control Officer prior to implementation.

10. The owner or the general contractor shall erect an informational sign at the main entrance to the project site. The sign shall be a minimum of 4 ft by 4 ft in size, and shall be in place prior to initiation of disturbance of the ground surface. The sign lettering shall be at least 4 inches high and shall be bold and easily readable by the public. The sign shall remain in place for the life of the project. The sign shall include the following information, also see attached example:

   a) The name of the project.
   b) A statement identifying the General Contractor.
   c) A statement proclaiming that “All operators at this site are required to control dust emissions from their operations. The General Contractor is required to oversee and control project wide dust emissions.”
   d) A statement proclaiming that “For dust related problems coming from this site, or to make a dust complaint, call this phone number 24 hours per day, seven days per week: (775) 784-7200. A 24-hour phone number for both the Contractor/Developer and the Air Quality Management Division shall also be posted. The 24-hour phone number for complaints to the Air Quality Management Division is (775) 784-7200."
Addendum to Dust Control Permit # D10020
Pioneer Meadows Villages 5, 6, 7 and Pond * 6100 Rolling Meadows Dr
(Wingfield Lills Dr & Rolling Meadows Dr)

11. A log book of all dust control operations, containing all information as required by the Control Officer in the standard "WASHOE COUNTY DUST CONTROL LOG" must be maintained on a daily basis (copies of blank log sheets are available at the Air Quality Management Division Office). Required information includes, but is not limited to, the number of OPERATING water trucks/pulls, the size of OPERATING water trucks/pulls (gallons capacity of each truck/pull), and the condition of the surface crust on disturbed areas. The operator shall record in the logbook all dust control efforts and the compliance level of the site with dust control requirements. The logbook shall be kept at the project site and made available to District representatives upon request.

12. Visible dust may not be emitted into the air from any operations or disturbed areas of this project for more than 5 minutes in any hour period (Regulation 040.030, Section C. 1). All disturbed areas must maintain a visible surface crust or other cover in compliance with Regulation 040.030, Section C.2.c. Compliance shall be determined using US Environmental Protection Agency Reference Method 22, with an observation period of not less than 5 minutes in any hour period. Copies of District Regulations, enforcement policies and USEPA Reference Testing Methods may be obtained by contacting the Air Quality Management Division at (775) 784-7200.

13. Failure to comply with all of the requirements of this Dust Control Permit shall be considered a citable violation of District Regulations and this dust control permit. Citations may be issued for each day of violation, in amounts up to $10,000 per day as stated in District Regulations.

14. Any use of recycled wastewater from a public or private sewer treatment plant must take into account the protection of public health.

NOTE: All operators who clear more than one (1) acre of land also need an NPDES permit addressing water quality issues related to storm run-off from the Nevada Division of Environmental Protection. Contact the Bureau of Water Pollution Control, at (775) 687-9418 for further information.

August 22, 2011
Effective Date

June 13, 2012
Expiration Date

THIS IS NOT A GRADING PERMIT. THESE CONDITIONS ADDRESS DUST CONTROL ONCE THE GRADING PERMIT HAS BEEN OBTAINED. IF THE GRADING PERMIT IS DENIED THIS PERMIT IS VOID.
Addendum

1. Name of Development: PIONEER MEADOWS VILLAGES 5, 6, 7 AND POND
2. Development Address: 4000 PULLED MEADOWS DRIVE SPARKS, NV
3. Size of Project (disturbed acres): 230
4. Type of Project (choose one):
   - Residential – Single Family
   - Residential – Multi Family
   - Commercial with Residential
   - Commercial / Industrial
   - Road Construction – Maintenance/Rehabilitation
   - Municipal/Utilities
5. Permit number: D10020

NOTE: The Dust Control Permit is valid for eighteen (18) months from the date of issuance. If the project is not complete or has not commenced by the expiration date, submit a renewal application to the Air Quality Management Division. Failure to do so may result in a citation.

7. APPLICANT -- Name and current Address of Property Owner/Developer:
   Owner/Developer: LEXMAR PRODEV LLC, Contact: Tim Schroder
   Address: 10345 PROFESSIONAL CIRCLE SUITE 100
   City: Reno, State: NV, Zip: 89511
   Phone Number: 765-3233, Email: TIM.SCHRODER@LEXMAR.COM

8. Name and current Address of Project Engineer/Consultant:
   Engineer/Consultant: Wood Rodgers, Inc., Contact: Cary Chisholm
   Address: 5440 Reno Corporate Drive
   City: Reno, State: NV, Zip: 89511
   Phone Number: 823-2063, Email: cchisholm@woodrodgers.com

9. Name and Address of General Contractor:
   Contractor: SEE 7
   Address: Contact:
   City: State: Zip:
   Phone Number: Email:

10. Name and Address of Grading/Excavating Contractor:
    Contractor: Atlas Contractors, Inc., Contact: Aaron Groves
    Address: 1475 HUDDLE WAY
    City: SPARKS, State: NV, Zip: 89431
    Phone Number: 772-0857, Email: AGROVES@ATLASCONTRACTORS.COM
11. Proposed Construction Dates – Per Phase: *** provide grading and phasing maps ***


Building Construction: Start: _7/19_ Complete: __________________

12. Will fill material be required? Yes _X_ yd³ 1,000,000; No __________________

13. Will there be an excess of native material as a result of excavation? Yes __________ yd³ No _X_

14. Amount of Material to be excavated (yd³): 1,000,000

15. Is there a soil analysis report available? Yes _X_ No __________

16. On-Site soil type: Sandy

17. Method of dust control to be utilized (per phase): (attach a map showing dust control strategy – utilize scale with contours)

   Water Truck(s) 2
   Chemical Sealant
   Sprinklers/Water Cannons at operational basin
   Compaction
   Enclosure _Y_ (fences, windbreaks)
   Revegetation _Y_
   Will temporary irrigation be supplied? Yes __________ No _X_
   Water Source: On Site
   Speed Limits _Y_

NOTE - - Permanent stabilization methods such as construction/landscaping, revegetation, chemical sealant/palliative, or other approved method(s) of dust suppression must occur “within 30 days of grading completion”. Dust suppression must continue regardless of construction status.

18. Method to control mud and soil being tracked onto adjacent paved roadways: _STABILIZED CONSTRUCTION_

19. Frequency of daily street cleaning: _AS NEEDED_

20. Describe the methods (fences, barriers, etc.) to prevent unauthorized traffic on the construction site(s): _BARRIERS & FENCES_

21. Persons to be contacted during non-working hours in case of dust problems:
   Name & Phone no: _ARGON GORD_ 732-0852 Email: _ARGON.GORD@ATLASCORP.COM_
   Name & Phone no: _TINA SCHREINER_ 745-0049 Email: _TINA.SCHREINER@LEWAL.COM_

22. The Applicant’s (Owner/Developer) signature or that of his/her Attorney in fact on this application shall constitute agreement by the Applicant to accept responsibility for meeting the “Conditions of Plan” (attached):

   ________________________________
   Signature
   ________________________________
   Print or type name
   _LEWAL REVO, LLC_
   Company Name

   ________________________________
   Date
   _8/10/2016_
   Operations Manager
   _TINA SCHREINER_
   Title
   Phone Number
   _732-2233_

Revised: June 2011
August 22, 2011

Mr. Tim Scheideman
Operations Manager
Lennar
10345 Professional Circle, Suite 100
Reno, NV 89521

RE: Dust Permit No. D10020

Dear Tim:

This letter is a follow up to my email on August 10th regarding the acreage modification to Dust Permit No. D10020.

Specifically, as stated in my email, the additional 230 acres has been added to this permit for Villages 5, 6, 7, and the pond. Permit expiration date for the entire site is June 13, 2012 at which time Lennar must renew that portion that has not been permanently stabilized.

I have attached the revised dust permit for your use and records. Please call me at 784-7205 with any other questions at this time.

Sincerely,

Noel A. Bonderson
Air Quality Supervisor

P.O. BOX 11130 Reno, NV 89520-0027 • (775) 784-7200 • FAX (775) 784-7225
www.washoeCounty.us/health
WASHOE COUNTY IS AN EQUAL OPPORTUNITY EMPLOYER HIRING EMPLOYMENT ELIGIBLE APPLICANTS
Printed on Recycled Paper
Hi Tim –

We just received the check for the additional 230 acres in yesterday's mail, and have added the additional acreage to Permit No. D10020. I will modify the permit to indicate the additional acreage and send you a revised copy.

Please note that Permit No. D10020 expires on June 13, 2012 at which time Lennar must renew that portion that has not been permanently stabilized.

Call or email with any questions. Thanks!!

Noel
Ames, Mary

From: Bonderson, Noel
Sent: Wednesday, July 20, 2011 9:23 AM
To: Ames, Mary
Subject: FW: Pioneer Meadows Dust Permit

Please review this correspondence. Could we assign the same dust permit to this "expansion" area with the applicable fees??

THX

Noel

From: Tim.Scheideman@Lennar.com [mailto:Tim.Scheideman@Lennar.com]
Sent: Friday, July 15, 2011 2:23 PM
To: Bonderson, Noel
Subject: RE: Pioneer Meadows Dust Permit

Thank You

LENNAR®

Tim Scheideman
Operations Manager - Northern Nevada
Lennar Reno, LLC

tim.scheideman@lennar.com
www.lennar.com

Office Phone: 775-789-3233
Cell Phone: 775-745-0049
Fax: 775-825-7733

10345 Professional Circle, Suite 100
Reno, NV 89521

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"Bonderson, Noel" <NBonderson@washoeccounty.us>

07/15/2011 02:22 PM

To <Tim.Scheideman@Lennar.com>
cc

Subject RE: Pioneer Meadows Dust Permit

Yeah, that's good. Per our discussion and this email, I give you approval to start the project without the formal plan in place.

We'll talk when you get back.

Noel

07/20/2011
From: Tim.Scheideman@Lennar.com [mailto:Tim.Scheideman@Lennar.com]
Sent: Friday, July 15, 2011 2:12 PM
To: Bonderson, Noel
Subject: RE: Pioneer Meadows Dust Permit

Noel - Just as a heads up I will be out of town next week so I will not be able to process a check until the week of July 25 which means a check will not arrive until the week of August 8th. I hope that is ok.

LENNAR

Tim Scheideman
Operations Manager - Northern Nevada
Lennar Reno, LLC

tim.scheideman@lennar.com
www.lennar.com

Office Phone: 775-789-3233
Cell Phone: 775-745-0049
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Reno, NV 89521

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"Bonderson, Noel" <NBonderson@washoeCounty.us>

07/15/2011 02:10 PM

Hi Tim –

Let me double check with Tina on Monday to make certain we can credit an existing Dust Permit with the additional fees. There may be an “accounting problem” if I try to assign the additional fees to an existing permit. I will try my best to eliminate another permit...

Will let you know Monday morning.

Noel
From: Tim.Scheideman@Lennar.com
Sent: Friday, July 15, 2011 1:50 PM
To: Bonderson, Noel
Subject: Pioneer Meadows Dust Permit

Noel - I just want to confirm that you will prepare an addendum to Permit D10020 for the additional disturbed acreage at the above referenced site. This will eliminate having multiple permits for the same project work area. The additional permit cost is 230 acres x $108.00/Acre = $24,840.00

Thank You

LENNAR

Tim Scheideman
Operations Manager - Northern Nevada
Lennar Reno, LLC

tim.scheideman@lennar.com
www.lennar.com

Office Phone: 775-789-3233
Cell Phone: 775-745-0049
Fax: 775-825-7733

10345 Professional Circle, Suite 100
Reno, NV 89521

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COMPLAINT INVESTIGATION REPORT
Washoe County Air Quality Management Division

Complaint Number: CMP12-0051

Complaint Status: NOV          Source of Complaint: ANSWERING SERVICE
Complaint Type: GENDUST        Date Received: 03/31/2012          Time: 10:50 a.m.
Inspector: MOSBORN             Inspector Area: 4

Complaint Description: NOV CITATION 5151 / CASE 1079 - DUST OUT OF CONTROL IN SPANISH SPRINGS BEHIND RALEYS WHERE THEY ARE BUILDING THE MARINA.

Address:

Location: Wingfield Hills Drive and Rolling Meadow
Parcel Number:
Related Permit Number: D10020

Complainant: DENNIS WAGNER

7040 BALDWIN ROAD
SPARKS NEVADA 89434
775-336-6400

Responsible Party: LENNAR RENO LLC
TIM SCHNEIDEMAN
10345 PROFESSIONAL CIR STE 100
RENO, NV 89521
775-789-3233

Investigation:
BACKGROUND:

Dust Control Plan #D10020, issued to Lennar Homes LLC on August 22, 2011. This dust control plan encompasses 352 acres of denuded property. Area covered are known the Pioneer Meadows Villages 5, 6, 7 and pond with an address pf 6100 Rolling Meadows Drive. Responsible Person for this Dust Control Plan is list as Tim Scheideman of Lennar LLC.

FACTS:

On 03/31/2012 at 10:55 , Specialist Osborn received a call from Comstock Answering Service reference a complaint on the above listed area on dust inundating the neighborhoods, Skys and Highways.

On arrival at the site at approximately 11:08 a.m. Specialist Osborn met with two individuals. One Gentleman was identified as the Complainant Mr. Dennis Wagner. Mr. Wagner and this specialist had met on another occasion reference a dust complaint. The other unidentified individual was video taping the dust. It was also learned that his wife had underwent a stem cell transplant recently and was located in one of the homes over on Baldwin Road. Mr. Wagner stated that they were going to
have to move her from the home due to the threat of infection from all the dirt blowing into the home.

Specialist Osborn took photographs of the area and of the huge dust clouds being generated from this denuded parcel of land. Winds speeds were taken on location during this time and it was noted that there were two water trucks attempting to gain control of the dust with no positive results.

Specialist Osborn has been working on-going complaints with this area since March 16, 2012. During one of the first complaints this specialist received on March 16, 2012, there was observed to be three Atlas water trucks parked on site but not watering. Specialist Osborn then began monitoring the site on a daily basis until March 20, 2012 when This Specialist again observed dust being generated from the properties. No complaints to date. Specialist Osborn contacted Tim Scheideman of Lennar LLC, left a voice mail and Mr. Scheideman returned the call on the 21st of March, 2012. Mr. Scheideman was advised of the dust problems and situation at this site. I further explained to Mr. Scheideman that I had been monitoring the site for five days straight and that the water trucks were not operating as required by his dust control plan. Mr. Scheideman disagreed stating that the trucks had been in operation and I then explained to him that I had taken photographs of them and in fact they hadn't moved. Mr. Scheideman then agreed stating that I was right and that he thought they had worked on Friday but he was mistaken. Mr. Scheideman then told this specialist that he was proactive with dust control and had water trucks out working every time he was notified of high wind warnings. I then explained to him that it is very hard to get the dust under control during a high wind event. We then spoke about pallitization of the denuded ground. Mr. Scheideman stated that he was going to pallitize about one-hundred and twenty acres of ground located directly west of the large apartment complex located on Rolling Hills Meadows. I explained to him that he needed to introduce seed into the palliative to grow some vegetation on the ground as the palliative tends to break down after a period of time. Mr. Scheideman wasn't to receptive of this suggestion.

COMPLAINT HISTORY ON 03/31/2012 FOR THE ABOVE LIST GROUND:

1. Dennis Wagner's home is on Baldwin Road. He is hosting a stem cell recipient and is concerned about the dust coming into his home. He was going to have to move her into town.

2. Bill Ladner states dust is horrendous from Pioneer Meadows. Only One water truck running and he wants a $25,000.00 fine to these guys. He states its not rocket science to get water trucks out when the wind is blowing like this. (Mr. Ladner lives in the Cimmaron area of Wingfield Springs near Van Groder School)

3. Rene Past who lives on Garth Crt. Sparks Nevada, states that the dust clouds are so bad that its making driving visibility zero and that the dust clouds are so high that airplanes are flying through it to land in Reno.

4. Kristin Geddes lives on Virgil Dr., north of La Posada and states that the dust cloud is filling her home with dust.

Specialist Osborn then returned to the Washoe County Air Quality Office to compile Dust Control plans, complaints and issue citations. A call was placed to Mr. Scheideman with negative contact. A message was left on 03/31/2012 in the p.m. hours. Notice of Violation Citation #5151 was issued to Lennar Reno LLC with Tim Scheideman as the operator.
Enforcement Activities

Warning Citation.: 
NOV..................: 03/31/2012

Settlement..........: 05/24/2012
Appealed..........: 
Upheld..........: 

Citation Number: 5151
NOV Number......: 0
Case Number.....: 0
Amount..........: $2,500.00

Amount..........: $0.00

Status Information

Initialized By.....: MOSBORN
Date Assigned.....: 03/31/2012

Completed Date...:
Completed By......:
RECOMMENDED FINE WORKSHEET

DATE: __4-12-2012___ CASE NO.: __1079___ NOV NO.: __5151___

COMPANY NAME: LENNAR RENO LLC

CONTACT NAME: TIM SCHNEIDEMAN, OPERATIONS MANAGER

VIOLATION OF SECTION(S): 030.2175 (MAJOR / MINOR)

X 1ST VIOLATION  _____ 2ND VIOLATION  _____ 3RD VIOLATION

NO HAZARDOUS AIR POLLUTANT YES / NO PM TYPE OF AIR CONTAMINANT (CO, NOX, SOX, PM, VOC’S)

YES LEGALLY PERMITTED SOURCE YES / NO YES PUBLIC HEALTH EXPOSURE YES / NO

N/A NUMBER OF DAYS IN VIOLATION YES / NO YES PUBLIC COMPLAINTS YES / NO

1. DEGREE OF VIOLATION:
(Minor) MODERATE MAJOR

(The degree to which the person/company has deviated from the regulatory requirements)

Several incidents on windy days with insufficient watering, palliative or vegetation of denuded area to control dust.

2. ECONOMIC BENEFIT COMPONENT: (OPTIONAL): MINOR MODERATE MAJOR

ESTIMATED COST $ UNKNOWN

(Economic effect to the person/company for NOT complying with the Regulations including avoided costs and delayed costs)

Six water trucks per day minimum to control fugitive dust as required on Dust Control Permit No. D10020.

3. DEGREE OF COOPERATION:
(Minor) MODERATE MAJOR

(The person/company’s efforts to immediately cease the violation and come into compliance)

Cooperation accelerated after numerous windy incidents and citizen complaints.

4. ADDITIONAL COMMENTS:

AQ Specialist Osborn discussed with Mr. Schneideman, prior to the major wind incident on March 31, 2012, the soil conditions of the Pioneer Meadows site.

RECOMMENDED FINE: $10,000

AQ SPECIALIST’S SIGNATURE

NOTE: "Minor Violations", per District Regulations, cannot exceed $1000 for the first and second violations.
Third minor violations, plus "major violations" cannot exceed $10,000 per day.
PIONEER MEADOWS DUST PALLIATIVE APPLICATION SCHEDULE
Pioneer Meadows dust palliative application schedule

<table>
<thead>
<tr>
<th>Week</th>
<th>Date</th>
<th>Village</th>
<th>area</th>
<th>unit</th>
<th>Competed</th>
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<tbody>
<tr>
<td>1</td>
<td>March 26-30 2012</td>
<td>7B &amp; 7C</td>
<td>40</td>
<td>AC</td>
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<td>2</td>
<td>April 2-6 2012</td>
<td>10 &amp; 11</td>
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<td>3</td>
<td>April 9 2012</td>
<td>12</td>
<td>21</td>
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<td>3</td>
<td>April 10-13 2012</td>
<td>5,5B, 6B</td>
<td>41</td>
<td>AC</td>
<td>In progress</td>
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<tr>
<td>4</td>
<td>April 16-20 2012</td>
<td>Business park</td>
<td>66</td>
<td>AC</td>
<td>no, on schedule</td>
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<tr>
<td>5</td>
<td>April 23-27 2012</td>
<td>Hills Drive, Kiley ranch Dr, touch up</td>
<td>11</td>
<td>AC</td>
<td>no, on schedule</td>
</tr>
</tbody>
</table>

Total area: 219 AC In progress
PHOTOS TAKEN BY AQ SPECIALIST, MIKE OSBORN
CUMMERS WILL BE PROSECUTION
U.S. 207.200

Pioneer Meadows (C078007), Lennar Reno, LLC; General Contractor

All operators at this site are required to control dust emissions from their operations. The general contractor is required to oversee and control project wide dust emissions. For dust related problems coming from this site, or to make a dust complaint, call this phone number 24 hours per day, seven days per week: (775) 784-7200.

Lennar 24Hr. Phn. #: (775) 745-0049 Altln: Tim Scheideman

AVAILABLE
Grubb & Ellis
www.ncgreno.com
775-332-2800
Photographs taken Rollings Meadows Dr. and Wingfield Hills Drive. Photos cover a greater than ten minute period on 03/31/12. Dust Control Plan #D10020, Lennar Homes.
Rolling Meadows Drive, Sparks, NV

Wind speed measurements taken at 18.7 mph. Taken at 03/31/2012 11:19:21 AM.
OTHER COMPLAINTS
AND
COMSTOCK ANSWERING SERVICE COMPLAINTS TO AIR QUALITY
OTHER COMPLAINTS FROM THE SAME DAY:

Bill Ladner  
3244 Gerona Court  
Sparks NV 89436  
(775) 425-2275

Rene Taft  
600 Garth Court  
Sparks NV 89441  
(775) 425-4115

Kristen Geddes  
60 Virgil Drive  
Sparks NV 89441  
(775) 356-0788
Id: 3506 ( 3604) 12:37p Sa Mar-31

In: 12:37p Sa Mar-31 '12 ASH 453
Out:12:37p Sa Mar-31 '12 ASH r/p 0:03
For: O/C
From: DENNIS WAGNER
Co: 7440 BALDWIN WAY
Tel#: 775 425 4033*
Caller ID: (775)336-6400
Msg: DUST OUT OF CONTROL IN SPANISH
SPRINGS OUT BEHIND RALEYS WHERE THEY ARE BUILDING THE MARINA. WILL ONLY BE THERE ABOUT AN HOUR NEED TO GET AWAY FROM THE DUST.
Relay in the order given for all calls
*10:50a Sa Mar-31 ANA MOBILE MIKE - RLYD

CEnd of Transmission ================

Cmp12-0051 Mike
CITATION S151
<table>
<thead>
<tr>
<th>Owner Information &amp; Legal Description</th>
<th>Building Information</th>
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</thead>
<tbody>
<tr>
<td>APN 524-411-11</td>
<td>Quality R030 AVERAGE</td>
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<tr>
<td>Situs 7440 BALDWIN WAY</td>
<td>Building Type Sgl Fam Res</td>
</tr>
<tr>
<td>Owner 1 WAGNER, PRISCILLA A</td>
<td>Stories ONE</td>
</tr>
<tr>
<td>Owner 2 or Owner 3 or Trustee</td>
<td>Year Built 1985</td>
</tr>
<tr>
<td>Mall Address Copy to Clipboard</td>
<td>Weighted Average Year 1985</td>
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<tr>
<td>Situs 03/30/2011 SPARKS NV 89436</td>
<td>Square Feet 1,066</td>
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<tr>
<td>Keyline Desc PM 589 LT 4</td>
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<tr>
<td>Subdivision PM 589</td>
<td>Bedrooms 3 Click here for Improvement Details (building sq ft, Yard Items, etc.)</td>
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<tr>
<td>Lot 4 Block Section Township Range</td>
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<tr>
<td>Record of Survey Map Parcel Map# 589</td>
<td>Half Baths 0 Unfin Bsmt 0</td>
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<td>Record of Survey Map Sub Map# Special Property Code</td>
<td>Fixtures 10 Bsmt Type</td>
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<td>2012 Tax Dist 4000 Prior APN</td>
<td>Fireplaces 1 Gar Conv Sq Feet 0</td>
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<td>2011 Tax Dist 4000 Additional Tax Info</td>
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<td>Tax Cap Status 3 PCT Qualified Primary Residence</td>
<td>2nd Heat Type Garage Type GARA</td>
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<td>Last Activity MJC 10/13/2011 Last Permit</td>
<td>Exterior Walls PLYWOOD Detached Garage 0</td>
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<td>2nd Ext Walls SIDING Basement Gar Door 0</td>
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<tr>
<td></td>
<td>Roof Cover CONCRETE TIL Sub Floor WOOD</td>
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<td></td>
<td>%Incomplete 0 Frame STUD FRAMED</td>
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<td>Obso/Bldg Adj 0 Units/Bldg 1</td>
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Up to 7 Sales/Transfer Records/Recorded Document (additional information/records)

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To view sale/transfer/or other recorded documents use EagleRecorder on the Recorder's web site.

<table>
<thead>
<tr>
<th>Land Information (additional land information)</th>
<th>Create Code</th>
<th>DM Neighborhoods Map</th>
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<tbody>
<tr>
<td>Land Use 020</td>
<td>M04</td>
<td>DMKH 2012 Neighborhood</td>
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<tr>
<td>Sewer SEPTIC Street UNPAVED Reason</td>
<td>A7 Zoning Info</td>
<td>2011 Neighborhood</td>
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<tr>
<td>Size 3.323 Ac Water WELL Reappraisal</td>
<td>Page 524-41</td>
<td>Book 524</td>
</tr>
<tr>
<td>Zoning Maps FV</td>
<td>DMKH 2011 Neighborhood</td>
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Zoning information should be verified with the appropriate planning agency.

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<td>Taxable Improvement</td>
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</tr>
<tr>
<td>Taxable Total</td>
<td></td>
</tr>
<tr>
<td>Assessed Land</td>
<td></td>
</tr>
<tr>
<td>Assessed Improvement</td>
<td></td>
</tr>
<tr>
<td>Assessed Pers. Prop</td>
<td></td>
</tr>
<tr>
<td>Total Assessed</td>
<td></td>
</tr>
<tr>
<td>Supplemental New Const</td>
<td></td>
</tr>
<tr>
<td>2012/2013 NR</td>
<td>65,000</td>
</tr>
<tr>
<td>139,559</td>
<td>0</td>
</tr>
<tr>
<td>204,559</td>
<td>22,750</td>
</tr>
<tr>
<td>48,846</td>
<td>0</td>
</tr>
<tr>
<td>71,596</td>
<td>0</td>
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<tr>
<td>2011/2012 FV</td>
<td>75,000</td>
</tr>
<tr>
<td>132,232</td>
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</tr>
<tr>
<td>207,232</td>
<td>26,250</td>
</tr>
<tr>
<td>46,281</td>
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</tr>
<tr>
<td>72,531</td>
<td>0</td>
</tr>
</tbody>
</table>

The 2012/2013 Values are preliminary values and subject to change.

Property Photo Is Not Available On-Line.

Sketch code descriptions

This is a true and accurate copy of the records of the Washoe County Assessor's Office as of 04/11/2012.

In: 12:37p Sa Mar-31 '12 ASH 454
Out: 12:47p Sa Mar-31 '12 act r/p 0:05
For: O/C
From: BILL LADNER*
Co:
Tel#: 425 2275*
Caller ID: (775)336-6400
Msg: A LOT OF DUST BLOWING BY PIONEER MEADOWS IN SPARKS; ONLY 1 WATER TRUCK;
PLEASE CALL
*11:03a Sa Mar-31 KH DIAL OUT MIKE O-
*11:16a Sa Mar-31 VR DIAL OUT RES
MIKE O - MIKE SAID HE IS OUT THERE RIGHT NOW, AND HE IS TAKING PHOTOS AND IS DOING WHAT HE CAN. HE WILL CALLBACK FOR THE CALLERS INFORMATION WHEN HE GETS TO THE OFC.
*03/31 11:17a VR Edit*
*03/31 11:03a KH DIAL 97753318353*

End of Transmission =============
**WASHOE COUNTY QUICK INFO** (Summary data may not be complete representation of property) 04/12/2012

All data on this form is for use by the Washoe County Assessor for assessment purposes only.

<table>
<thead>
<tr>
<th>Owner Information &amp; Legal Description</th>
<th>Building Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>APN  S24-101-11</td>
<td>Property Name: R030 AVERAGE</td>
</tr>
<tr>
<td>Situs: 3244 GERONA CT</td>
<td>Building Type: ONE</td>
</tr>
<tr>
<td>Owner 1: LADNER, WILLIAM R &amp; YVONNE C</td>
<td>Stories Year Built: 2000</td>
</tr>
<tr>
<td>Owner 2 or Trustee</td>
<td>Weighted Average Year: 2000</td>
</tr>
<tr>
<td>Owner 3 or Trustee</td>
<td>Square Feet: 1,440</td>
</tr>
<tr>
<td>Mall Address: 3244 GERONA CT</td>
<td>Square Feet does not include Basement or Garage Conversion Area.</td>
</tr>
<tr>
<td>Copy to Clipboard: SPARKS NV 89436</td>
<td>Bedrooms: 3</td>
</tr>
<tr>
<td>Keyline Desc: CIMARRON 2 LT 255 BLK A</td>
<td>Click here for Improvement Details (building sq ft, yard items, etc.).</td>
</tr>
<tr>
<td>Subdivision: CIMARRON 2</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Lot 255</th>
<th>Block A</th>
<th>Section</th>
<th>Township</th>
</tr>
</thead>
<tbody>
<tr>
<td>2000</td>
<td>20</td>
<td>Range 20</td>
<td>20</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Record of Survey Map: Parcel Map#</th>
<th>Sub Map#</th>
</tr>
</thead>
<tbody>
<tr>
<td>3289</td>
<td>S24-101-11</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Special Property Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>2011 Tax Dist: 2000</td>
</tr>
<tr>
<td>Tax Cap Status: 3 PCT Qualified Primary Residence From Prior Year</td>
</tr>
</tbody>
</table>

Last Activity: MJC 08/25/2011 Last Permit: TLS 11/05/2009

Up to 7 Sales/Transfer Records/Recorded Document (additional information/records)

<table>
<thead>
<tr>
<th>Granter</th>
<th>Doc #</th>
<th>Doc Date</th>
<th>LUC</th>
<th>Value</th>
<th>Code</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>REYNER, JOHN D</td>
<td>2514927</td>
<td>01/12/2001</td>
<td>020</td>
<td>157,920</td>
<td>2D</td>
<td></td>
</tr>
<tr>
<td></td>
<td>2410903</td>
<td>12/30/1999</td>
<td>0</td>
<td>0</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>N/A</td>
<td>05/12/1996</td>
<td>011</td>
<td>2,118,601</td>
<td>2Mqc</td>
<td></td>
</tr>
</tbody>
</table>

To view sale/transfer/or other recorded documents use EagleRecorder on the Recorder's web site.

Land Information (additional land information)

<table>
<thead>
<tr>
<th>Land Use</th>
<th>Sewer</th>
<th>Street</th>
<th>PAVED</th>
<th>Value Year</th>
<th>Create Code</th>
<th>Zoning PD</th>
<th>Zoning Info</th>
<th>2012 Neighborhood</th>
</tr>
</thead>
<tbody>
<tr>
<td>020</td>
<td>MUNI</td>
<td></td>
<td></td>
<td>2012</td>
<td>M00</td>
<td>524</td>
<td>Page 524-10</td>
<td>2012 DMGC Neighborhood</td>
</tr>
<tr>
<td>Size</td>
<td>10934</td>
<td>5F</td>
<td>Water</td>
<td>MUNI</td>
<td>Reason</td>
<td>Zoning Maps</td>
<td>524</td>
<td>2011 DMGC Neighborhood</td>
</tr>
</tbody>
</table>

Zoning information should be verified with the appropriate planning agency.

Valuation Information (additional valuation information)

<table>
<thead>
<tr>
<th>2012 VN</th>
<th>Taxable Land</th>
<th>Taxable Improvement</th>
<th>Secured PP (rounded)</th>
<th>Taxable Total</th>
<th>Assessed Land</th>
<th>Assessed Improvement</th>
<th>Assessed Pers. Prop</th>
<th>Total Assessed</th>
<th>Supplemental New Const</th>
</tr>
</thead>
<tbody>
<tr>
<td>2012/2013 NR</td>
<td>23,200</td>
<td>109,972</td>
<td>0</td>
<td>133,172</td>
<td>8,120</td>
<td>38,490</td>
<td>0</td>
<td>46,510</td>
<td>0</td>
</tr>
<tr>
<td>2011/2012 FV</td>
<td>37,000</td>
<td>96,857</td>
<td>0</td>
<td>133,857</td>
<td>12,950</td>
<td>33,900</td>
<td>0</td>
<td>46,850</td>
<td>0</td>
</tr>
</tbody>
</table>

The 2012/2013 Values are preliminary values and subject to change.
Id: 3506 (3604) 1:07p Sa Mar-31

In: 12:57p Sa Mar-31 '12 ANA 457
Out: 1:07p Sa Mar-31 '12 act r/p 0:02
For: O/C
From: RENEE TAFT
Co: Tel#: 425 4115*
Caller ID::
Msg: CALLING RE: THE DUST IN SPANISH SPRINGS
*12:54p Sa Mar-31 ANA MOBILE MIKE RLYD MSG
*12:54p Sa Mar-31 ANA DIAL OUT CALLED HIS RES FIRST AND WIFE SAID TO CALL HIS MOBILE

C\End of Transmission ================

600 Garth Court, Sparks
**WASHOE COUNTY QUICK INFO** (Summary data may not be complete representation of property) 04/12/2012

All data on this form is for use by the Washoe County Assessor for assessment purposes only.

### Owner Information & Legal Description
- **APN**: 076-371-54
- **Site**: 600 GARTH CT
- **Owner 1**: TAFT, RAY A & RENE C
- **Owner 2 or Trustee**: 
- **Owner 3 or Trustee**: 
- **Mail Address**: 600 GARTH CT
- **Copy to Clipboard**: SPARKS NV 89441
- **Keyline Desc**: PM 1487 FR LT D
- **Subdivision**: PM 1487

### Building Information
- **Property Name**: 
- **Quality**: R035 AVG/GOOD
- **Building Type**: Sgl Fam Res
- **Stories**: ONE
- **Year Built**: 1995
- **Weighted Average Year**: 1995
- **Square Feet**: 1,852
- **Square Feet does not include Basement or Garage Conversion Area.**
- **Bedrooms**: 3
- **Click here for Improvement Details** (building sq ft, Yard Items, etc.).
- **Full Baths**: 2
- **Finished Bsmnt**: 0
- **Half Baths**: 0
- **Unfin Bsmnt**: 0
- **Fixtures**: 18
- **Bsmnt Type**: 
- **Fireplaces**: 0
- **Gar Conv Sq Feet**: 0
- **Heat Type**: FA
- **Total Garage Area**: 2020
- **Lot FR D Block**: Section 21
- **Township 21 Range 21**
- **Record of Survey Map**: Parcel Map# 1487 : Sub Map#
- **Special Property Code**: 
- **2012 Tax Dist**: 4000
- **Prior APN**: 076-371-23
- **2011 Tax Dist**: 4000
- **Additional Tax Info**: 
- **Tax Cap Status**: 3 PCT Qualified Primary Residence
- **Last Activity**: MJC 10/14/2011 Last Permit: KJ 06/06/2007

### Up to 7 Sales/Transfer Records/Recorded Document (additional information/records)

<table>
<thead>
<tr>
<th>Grantor</th>
<th>Doc #</th>
<th>Doc Date</th>
<th>Value</th>
<th>Code</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>TAFT, RAY A &amp; RENE C</td>
<td>2656487</td>
<td>02/25/2002</td>
<td>020</td>
<td>0</td>
<td>3NTT</td>
</tr>
<tr>
<td></td>
<td>2151752</td>
<td>11/07/1997</td>
<td>0</td>
<td></td>
<td>ATW</td>
</tr>
</tbody>
</table>

To view sale/transfer or other recorded documents use EagleRecorder on the Recorder's web site.

### Land Information (additional land information)
- **Land Use**: 020
- **Street**: SEPTEC
- **UNPAVED**: Street
- **Value Year**: 2012
- **Reason**: Reappraisal
- **Reappraisal Reason**: 
- **Zoning Maps**: Page 076-37 | Book 076 2012 2011 Neighborhood

### Zoning Information should be verified with the appropriate planning agency.

### Valuation Information (additional valuation information)

<table>
<thead>
<tr>
<th>2012 VN</th>
<th>Taxable Land</th>
<th>Taxable Improvement</th>
<th>Secured PP</th>
<th>Taxable Total</th>
<th>Assessed Land</th>
<th>Assessed Improvement</th>
<th>Assessed Pers. Prop</th>
<th>Total Assessed</th>
<th>Supplemental New Const</th>
</tr>
</thead>
<tbody>
<tr>
<td>2012/2013 NR</td>
<td>70,000</td>
<td>195,164</td>
<td>0</td>
<td>265,164</td>
<td>24,500</td>
<td>68,307</td>
<td>0</td>
<td>92,807</td>
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</tr>
<tr>
<td>2011/2012 FV</td>
<td>74,000</td>
<td>186,511</td>
<td>0</td>
<td>260,511</td>
<td>25,900</td>
<td>65,279</td>
<td>0</td>
<td>91,179</td>
<td>0</td>
</tr>
</tbody>
</table>

The 2012/2013 Values are preliminary values and subject to change.

---

This is a true and accurate copy of the records of the Washoe County Assessor's Office as of 04/11/2012.
Id: 3506 (3604) 1:30p Sa Mar-31

In: 1:27p Sa Mar-31 '12 ANA 458
Out: 1:30p Sa Mar-31 '12 ANA r/p 3:10
For: MIKE
From: GEDDES, KRISTEN
Co: Tel#: 356 0788*
Caller ID::
Msg: CALLING RE: THE DUST IN SPANISH SPRINGS
  * 1:28p Sa Mar-31 ANA MOBILE MIKE - GOT DISCONNECTED
  * 1:29p Sa Mar-31 ANA MOBILE MIKE - RLYD AND ASKED ME TO FAX IT OVER TO THE OFFICE
  1:30p Sa Mar-31 ANA ERROR

End of Transmission =================
### All data on this form is for use by the Washoe County Assessor for assessment purposes only.

#### Owner Information & Legal Description
- **APN**: 534-101-03
- **Card 1 of 1**
- **Property Name:**
  - **Quality**: R020 FAIR
  - **Building Type**: Sgl Fam Res
  - **Stories**: ONE
  - **Year Built**: 1982
  - **Square Feet**: 2,416
  - **Weighted Average Year**: 1983
  - **Square Feet does not include Basement or Garage Conversion Area.**
  - **Bedrooms**: 5
  - **Click here for Improvement Details (building sq ft, Yard Items, etc.).**
  - **Full Baths**: 2
  - **Half Baths**: 0
  - **Fixtures**: 9
  - **Fireplaces**: 0
  - **Gar Conv Sq Feet**: 0
  - **Heat Type**: FA
  - **Total Garage Area**: 720
  - **2nd Heat Type**: GA
  - **Garage Type**: GARA
  - **Exterior Walls**: PLYWOOD
  - **Detached Garage**: 0
  - **2nd Ext Walls**: Basement Gar Door
  - **Roof Cover**: WOOD SHAKE
  - **Sub Floor**: WOOD
  - **%Incomplete**: 0
  - **Frame**: STUD FRAMED
  - **Obso/Bldg Adj**: 0
  - **Units/Bldg**: 1
  - **Construction Modifier**: 0
  - **Units/Parcel**: 1

#### Record of Survey Map
- **Parcel Map#**: Sub Map#
- **Special Property Code**
  - **2012 Tax Dist**: 4000
  - **Prior APN**: 076-632-03
  - **2011 Tax Dist**: 4000
  - **Additional Tax Info**
- **Tax Cap Status**: 3 PCT Qualified Primary Residence

#### Up to 7 Sales/Transfer Records/Recorded Document

<table>
<thead>
<tr>
<th>Grantor</th>
<th>Doc #</th>
<th>Doc Date</th>
<th>LUC</th>
<th>Value</th>
<th>Code</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>CUTHBERT,FREDERIC W &amp; RUTH J</td>
<td>3616106</td>
<td>01/31/2008</td>
<td>020</td>
<td>38FM</td>
<td>TO DAUGHTER &amp; SPOUSE</td>
<td></td>
</tr>
<tr>
<td>CUTHBERT,FREDERIC W &amp; RUTH J</td>
<td>3616105</td>
<td>01/31/2008</td>
<td>020</td>
<td>38GG</td>
<td>OUT OF TRUST</td>
<td></td>
</tr>
<tr>
<td>CUTHBERT,FRED W &amp; RUTH J</td>
<td>2683254</td>
<td>05/01/2002</td>
<td>020</td>
<td>3NTT</td>
<td>TO TRUST</td>
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<td>1720831</td>
<td>10/11/1993</td>
<td>020</td>
<td>186,500</td>
<td>2D</td>
<td></td>
<td></td>
</tr>
<tr>
<td>N/A</td>
<td>08/01/1989</td>
<td>020</td>
<td>142,000</td>
<td>1G</td>
<td></td>
<td></td>
</tr>
<tr>
<td>N/A</td>
<td>08/01/1982</td>
<td>020</td>
<td>118,900</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

#### To view sale/transfer/or other recorded documents use EagleRecorder on the Recorder's web site.

#### Land Information

<table>
<thead>
<tr>
<th>Land Use</th>
<th>Sewer</th>
<th>Street</th>
<th>PAVED</th>
<th>Reason</th>
<th>Value Year</th>
<th>2012</th>
<th>Zoning</th>
<th>Zoning Maps</th>
</tr>
</thead>
<tbody>
<tr>
<td>O20</td>
<td>SEPTIC</td>
<td></td>
<td>PAVED</td>
<td>Reappraisal</td>
<td></td>
<td>2012</td>
<td>LDS</td>
<td>Page 534-10</td>
</tr>
<tr>
<td>44780 SF</td>
<td>WATER</td>
<td>MUNI</td>
<td></td>
<td></td>
<td>Reappraisal</td>
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<td>Zoning Info</td>
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</tr>
</tbody>
</table>

#### Zoning Information should be verified with the appropriate planning agency.

#### Valuation Information

<table>
<thead>
<tr>
<th>2012 VN</th>
<th>Taxable Land</th>
<th>Taxable Improvement</th>
<th>Secured PP (rounded)</th>
<th>Taxable Total</th>
<th>Assessed Land</th>
<th>Assessed Improvement</th>
<th>Assessed Pers. Prop</th>
<th>Total Assessed</th>
<th>Supplemental New Const</th>
</tr>
</thead>
<tbody>
<tr>
<td>2012/2013 NR.</td>
<td>27,400</td>
<td>112,553</td>
<td>0</td>
<td>139,953</td>
<td>39,394</td>
<td>0</td>
<td>48,964</td>
<td>55,563</td>
<td>0</td>
</tr>
<tr>
<td>2011/2012 FV</td>
<td>51,800</td>
<td>106,951</td>
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<td>158,751</td>
<td>37,433</td>
<td>0</td>
<td>55,563</td>
<td>0</td>
<td>0</td>
</tr>
</tbody>
</table>

The 2012/2013 Values are preliminary values and subject to change.

Property Photo Is Not Available On-Line.

154118
DATE: May 24, 2012

TO: District Board of Health

FROM: Kevin Dick, Director, Air Quality Management

SUBJECT: Tarragon-Spanish Springs Land LLC - Case No. 1077
Unappealed Citation No. 5102
Agenda Item: 7.A.1.b.

Recommendation

Air Quality Management Division Staff recommends that Citation No. 5102 be upheld and a fine of $500 be levied against Tarragon-Spanish Springs Land Corporation LLC, located at 46 Isidor Court in Sparks, for failure to maintain a valid dust control permit. The Notice of Violation Citation was issued for a minor violation of Section 030.000 of the District Board of Health Governing Air Quality Management. This is a negotiated settlement.

Recommended Fine: $500.00
Negotiated Fine: $500.00

Background

On January 31, 2012, Washoe County Air Quality Specialist Suzanne Dugger received notice that Dust Control Permit No. C10014 for the property located at 46 Isidor Court, in Sparks, Nevada had expired. AQ Specialist Dugger used the contact information from the expired dust control permit to try and contact Mr. Dennis Rattle, the owner representative for Tarragon-Spanish Springs Land LLC. After repeated attempts by AQ Specialist Dugger to contact Mr. Rattle to inform him of the expired dust control permit, on February 3, 2012, AQ Specialist Dugger finally spoke with Ms. Jennifer Russell of Tarragon-Spanish Springs Land LLC. AQ Specialist Dugger was assured by Ms. Russell that the dust control permit would be renewed immediately. As of February 24, 2012, no dust control application had been received by the Air Quality Management office. Based on the violation of Section 040.030(C)(3), failure to maintain a valid dust control permit, Notice of Violation Citation No. 5102 was issued. Both the Notice of Violation and an appeal form were sent to Mr. Rattie via certified mail. The certified mail envelope was returned to the Air Quality Management office as undeliverable.
May 24, 2012
DBOH/Tarragon-Spanish Springs Land LLC/Case 1077
Page 2

On March 12, 2012, a certified letter was issued by Branch Chief Charlene Albee notifying Mr. Rattie of the issuance of Notice of Violation Citation No. 5102. Additionally, a corrective action date of 10 days from the date of receipt was provided for the submittal of the application for the expired dust control permit. The Air Quality Management office received the certified return receipt signature card acknowledging that the Tarragon-Spanish Springs Land LLC office had signed for the certified mail on March 16, 2012.

On April 3, 2012, AQ Specialist Dugger contacted Mr. Rattie to inform him that the dust control permit application had been received but was deemed incomplete due to lack of contact information. AQ Specialist Dugger also provided a negotiated settlement form to Mr. Rattie to address the Notice of Violation Citation. Mr. Rattie requested AQ Specialist Dugger schedule a negotiated settlement meeting with Mr. Charlie Foushee via a conference call to address the possible settlement agreement of the Notice of Violation Citation No. 5102.

On May 1, 2012, a conference call was attended by Senior AQ Specialist Dennis Cerfoglio, Branch Chief Charlene Albee, and Mr. Charlie Foushee, representative for Tarragon-Spanish Springs Land LLC. After consideration of all the facts of the case that led to the issuance of the Notice of Violation Citation No. 5102, Branch Chief Albee recommended that Citation No. 5102 be upheld with a fine of $500. Mr. Foushee agreed to the settlement fine. A Memorandum of Understanding was signed by all parties.

Alternatives

1. The District Board of Health may determine that no violation of the Regulations has taken place and dismiss Citation No.5102.

2. The Board may determine to uphold Citation No.5102 but levy any fine in the range of $0 to $10,000 per day.

In the event the Board determines to change the proposed penalty, the matter should be continued so that Tarragon-Spanish Springs Land LLC may be properly noticed.

Kevin Dick
Division Director
Air Quality Management

KD/CA: ma
NOTICE OF VIOLATION

NOV 5102

ISSUED TO: SPANISH SPRINGS CORP. PHONE #: 206-233-9600

MAILING ADDRESS: 1000 26th AVE #3200 CITY/ST: SEATTLE ZIP: 98104

NAME/OPERATOR: DENNIS RATIE, VP PHONE #: 

DRIVER LICENSE #/SSN 

DATE ISSUED: 2.24.2012

YOU ARE HEREBY OFFICIALLY NOTIFIED THAT ON 2.24.2012 (DATE) AT 8:00 A.M. (TIME), YOU ARE IN VIOLATION OF THE FOLLOWING SECTION(S) OF THE WASHOE COUNTY DISTRICT BOARD OF HEALTH REGULATIONS GOVERNING AIR QUALITY MANAGEMENT:

☒ MINOR VIOLATION OF SECTION: ☐ MAJOR VIOLATION OF SECTION:
☒ 040.030 _DUST CONTROL ☐ 030.000 OPERATING W/O PERMIT
☐ 040.055 _ODOR/NUISANCE ☐ 030.2175 VIOLATION OF PERMIT CONDITION
☐ 040.200 _ DIESEL IDLING ☐ 030.105 ASBESTOS/NESHAP
☐ OTHER 

VIOLATION DESCRIPTION: 040.030 Sect. C, 3. OPERATING WITHOUT A VALID DUST CONTROL PERMIT

LOCATION OF VIOLATION: 46 ISIDOR CT. SPARKS NV

POINT OF OBSERVATION: FILE REVIEW

Weather: CLEAR Wind Direction From: N E S W

Emissions Observed:

(If Visual Emissions Performed - See attached Plume Evaluation Record)

☐ WARNING ONLY: Effective _______ a.m./p.m. _______ (date) you are hereby ordered to abate the above violation within __________ hours/days. I hereby acknowledge receipt of this warning on the date indicated.

Signature

☒ CITATION: You are hereby notified that effective on 2.24.2012 (date) you are in violation of the section(s) cited above. You are hereby ordered to abate the above violation within 5 DAYS hours/days. You are further advised that within ten days of the date of this violation you may submit a written notice of appeal to the Chairman, Hearing Board, P.O. Box 11130, Reno, Nevada 89520. Failure to submit a notice of appeal in the time specified will result in submission of this violation to the District Board of Health, together with a request that an administrative fine be levied against you. If you do not wish to file an appeal the appropriate fine may be paid at the District Health Department.

SIGNING THIS FORM IS NOT AN ADMISSION OF GUILT

Signature: UNAVAILABLE Date: 2.24.2012

Issued by: ACOS II

WASHOE DOES NOT DISCRIMINATE ON THE BASIS OF SEX, RACE, COLOR, AGE, RELIGION, DISABILITY OR NATIONAL ORIGIN IN THE ACTIVITIES AND OR SERVICES WHICH IT PROVIDES. IF YOU HAVE ANY QUESTIONS, PLEASE CALL WASHOE COUNTY HUMAN RESOURCES - 328-2090; TDD NUMBER 328-3685.
COMPLAINT INVESTIGATION REPORT
Washoe County Air Quality Management Division

Complaint Number: CMP12-0029

Complaint Status: NOV
Source of Complaint: INVESTIGATOR

Complaint Type: DUSTPLAN
Date Received: 02/24/2012
Time: 9:00:00 AM

Inspector: SDUGGER
Inspector Area: 1

Complaint Description: NOV CITATION 5102 / CASE 1077 - SPANISH SPRINGS PARK - OPERATING WITHOUT A VALID DUST PERMIT

Address: 46 ISIDOR CT WCTY

Location:

Parcel Number: 53093117

Related Permit Number: C10014

Complainant:
AQMD STAFF
SUZANNE DUGGER
1001 E 9TH ST STE A115
RENO NV 89512
775-784-7217

Responsible Party:
SPANISH SPRINGS CORP
DENNIS L RATTIE, VICE PRESIDENT
1000 2ND AVE STE 3200
SEATTLE WA 98104
206-233-9600

Investigation:
DUST PERMIT C10014, SPANISH SPRINGS CORPORATE PARK, 46 ISIDOR COURT, SPARKS, 30 ACRES **** EXPIRED
1-31-2012 **** AS OF 2-23-2012 THE DUST PERMIT HAS NOT BEEN RENEWED.

Based on a file review and several attempts to contact Mr. Dennis Rattie, AQ Specialist Suzy Dugger issued NOV Citation 5102 - Case 1077, for failure to renew dust control permit C10014..

Enforcement Activities

Warning Citation: NOV..........................: 02/24/2012

Citation Number: 5102
NOV Number: 0
Case Number: 1077

Settlement: Amount: $0.00
Appealed: Amount: $0.00
Upheld: Amount: $0.00
Status Information

Initialized By.......: MAMES
Date Assigned......: 02/24/2012

Completed Date....:
Completed By......:
VIOLATION:  Minor Violation of Section 040.030
Expired Dust Control Permit #C10014
Notice of Violation No. 5102

ISSUED TO:  Spanish Springs Corporate Park
601 Union Station #3500
Seattle, Washington 98101-1370

OPERATOR:  Tarragon-Spanish Springs Land LLC
601 Union Station #3500
Seattle, Washington 98101-1370

On January 31, 2012, Washoe County Air Quality Management Division
(WCAQMD), Air Quality Specialist II (AQS) Suzanne Dugger received notice that
the Dust Control Permit #C10014, for the property located at 46 Isidor Court,
located in Sparks, Nevada had expired. Information listed on the previous Dust
Control Permit application listed the contact person Dennis Rattie of Tarragon-
Spanish Springs Land LLC. Based on this information AQS Dugger attempted
several times to contact Mr. Rattie to inform him of the expired Dust Control Permit
#C10014. After several attempts, on February 3, 2012 AQS Dugger confirmed
with Jennifer Russell that the Dust Control Permit #C10014 would be renewed but
the as of February 24, 2012 no Dust Control application has been received. Based
on violation of section 040.030 sec. C.3 (expired dust control permit #C10014)
NOV. No. 5102 was issued. Both NOV and appeal form were sent certified mail to
the above address. The certified mail envelope was returned to Air Quality
Management as undeliverable.

On March 12, 2012, a certified letter was issued by Branch Chief Charlene Albee
notifying Mr. Rattie of the Issuance of Notice of Violation No. 5102. Additionally, a
corrective action date of 10 days from the date of receipt was issued provided for
the submittal of the renewal application for the expired dust control permit. Air
Quality received the signature card receipt acknowledging Tarragon signed for the
certified mail on March 16, 2012.

On April 3, 2012, Specialist Dugger contacted Mr. Rattie to inform him that the
renewal application had been received but was deemed incomplete due to lack of
contact information. Specialist Dugger also provided a negotiated settlement form
to Mr. Rattie to address the negotiated settlement meeting with Mr. Charlie
Foushee via a conference call to address the possible settlement agreement of the
Notice of Violation Citation No. 5102

On May 1, 2012, a conference call was attended by Senior Air Quality Specialist
Dennis Cerfoglio, Branch Chief Charlene Albee and Mr. Charlie Foushee,
representative for Tarragon. After a discussion of the facts of the case that led to
the issuance of the notice of violation, Ms. Albee recommended that Citation No.
5102 be upheld with a fine of $500. Mr. Foushee agreed to the settlement offer
and a Memorandum of Understanding was signed by all parties.

Suzanne Dugger
Air Quality Specialist II
Air Quality Management Division
Washoe County Health District
MEMORANDUM OF UNDERSTANDING

WASHOE COUNTY DISTRICT HEALTH DEPARTMENT
AIR QUALITY MANAGEMENT DIVISION

Date: 4-3-2012

Company Name: TELLASON - SPANISH SPRINGS LAND LLC
Address: 601 UNION ST, SUITE 3500 SEATTLE WA 98101
Notice of Violation # 5102
Case # 1077

The staff of the Air Quality Management Division of the Washoe County District Health Department issued the above referenced citation for the violation of Regulation 040.030 SECT. C. B OPERATING WITHOUT A VALID DUST CONTROL PERMIT

A settlement of this matter has been negotiated between the undersigned parties resulting in a penalty amount of $500.00. This settlement will be submitted to the District Board of Health for review at the regularly scheduled meeting on April 24, 2012.

[Signatures and prints]

Signature of Company Representative

Signature of District Representative

Print Name

Print Name

Title

Title

Witness

Witness

P.O. BOX 11130 Reno, NV 89520-0027 • 401 Ryland Street, Ste. 331 • (775) 784-7200 • FAX (775) 784-7225
WASHOE COUNTY IS AN EQUAL OPPORTUNITY EMPLOYER HIRING EMPLOYMENT ELIGIBLE APPLICANTS
AIR QUALITY
DUST CONTROL PERMIT C10014
EXPIRED 1-31-2012
Name of Development: Spanish Springs Corporate Park (30 Acres Disturbed)

Specific Location: 46 Isidor Court, Sparks

Property Holder: Tarragon-Spanish Springs Land LLC    Expiration Date: 1-31-2012

The following requirements are special conditions of approval for this dust control permit in addition to the standard conditions noted in the permit application. The special conditions noted below must be followed in all activities covered in this permit application.

1. Two (2) water trucks will be assigned and available for operation 24 HOURS A DAY, 7 DAYS A WEEK for the purpose of water application for control of fugitive dust. If two water trucks cannot control fugitive dust emissions from equipment operations and/or gusty wind conditions, the applicant shall immediately provide additional water trucks. CESSATION OF OPERATIONS IS REQUIRED IF DUST CANNOT BE CONTROLLED DUE TO EQUIPMENT OPERATIONS AND/OR GUSTY WIND CONDITIONS. IF CESSATION OF OPERATIONS IS USED AS A DUST CONTROL MEASURE, CONTINUED WATERING OF THE PROJECT IS REQUIRED.

2. Dust emissions generated on any entrance or exit haul roads due to equipment operations or gusty wind conditions must be controlled 24 hours a day, 7 days a week, by the use of water application or an environmentally safe dust palliative (District Regulation 040.030, Section C. 2. a. and b.) Any palliative used must comply with state and local regulations and not provide a noxious odor or contaminate ground water.

3. All projects importing or exporting dirt, rock or other fill materials must comply with the work practice standards in District Regulation 040.030, Section C. 4., including load tarping, watering or Freeboard. Any soil tracked onto adjoining paved roadways will be promptly removed by wet broom or washing. Regular vacuum or wet sweeping will be performed at least daily, and more often if necessary or if ordered by the Control Officer due to a violation. Any materials tracked out or spilled which cause visible fugitive dust for a period of five (5) minutes in any hour period shall be cleaned up immediately.

4. Any soil or fill storage piles operated or maintained as a part of this construction lot will be covered or wetted down sufficiently to prevent wind blown dust. Dust emissions from screening operations will be controlled by the use of a water truck or other control measure that prevents fugitive dust.

P.O. BOX 11130 Reno, NV 89520-0027 • (775) 784-7200 • FAX (775) 784-7225
www.washoeCounty.us/health
WASHOE COUNTY IS AN EQUAL OPPORTUNITY EMPLOYER HIRING EMPLOYMENT ELIGIBLE APPLICANTS
Printed on Recycled Paper
5. The applicant shall implement additional dust control measures, such as extra water
trucks, water cannons, re-vegetation, environmentally safe dust palliatives (which
comply with all applicable regulations and do not emit a noxious odor and do not
contaminate ground water), wind fencing, and/or cessation of operations should these
measures fail to control fugitive dust emissions from this project.

6. Once final grade has been completed, and if no structures are being constructed, the
owner/developer shall be required to establish a long-term stable surface. This shall
include re-vegetation or covering the disturbed soil with rock or crushed asphalt
products within 30 days of completion of final grade. The use of an approved palliative
is an option, but must be approved by the Air Quality Management Division (AQMD)
prior to application.

7. The applicant shall provide a Material Safety Data Sheet (MSDS) and dilution ratio to
AQMD staff for any dust palliative selected for use as a dust control measure at this
site.

8. A copy of this dust control permit shall be maintained at the construction project site
and available to any sub-contractor or Air Quality Management Division inspector to
review upon request.

9. ANY CHANGES MADE TO THE PROPOSED OPERATIONS, SCOPE OF WORK OR
SURFACE DISTURBANCES UNDER THIS DUST CONTROL PERMIT shall be
submitted to the Washoe County Health District, AQMD in writing and must receive
approval from the Control Officer prior to implementation.

10. The owner or the general contractor shall erect an informational sign at the main
entrance to the project site. The sign shall be a minimum of 4 ft by 4 ft in size, and
shall be in place prior to initiation of disturbance of the ground surface. The sign
lettering shall be at least 4 inches high and shall be bold and easily readable by the
public. The sign shall remain in place for the life of the project. The sign shall include
the following information, also see attached example:

   a) The name of the project.
   b) A statement identifying the General Contractor.
   c) A statement proclaiming that “All operators at this site are required to control
dust emissions from their operations. The General Contractor is required to
oversee and control project wide dust emissions.”
   d) A statement proclaiming that “For dust related problems coming from this site, or
to make a dust complaint, call this phone number 24 hours per day, seven days
per week: (775) 784-7200. A 24-hour phone number for both the Contractor/Developer and the Air Quality Management Division shall also be
posted. The 24-hour phone number for complaints to the Air Quality Management Division is (775) 784-7200.
Conditional Dust Control Permit # C10014
Spanish Springs Corporate Park  *  46 Isidore Court, Sparks

11. A log book of all dust control operations, containing all information as required by the Control Officer in the standard “WASHOE COUNTY DUST CONTROL LOG” must be maintained on a daily basis (copies of blank log sheets are available at the Air Quality Management Division Office). Required information includes, but is not limited to, the number of OPERATING water trucks/pulls, the size of OPERATING water trucks/pulls (gallons capacity of each truck/pull), and the condition of the surface crust on disturbed areas. The operator shall record in the logbook all dust control efforts and the compliance level of the site with dust control requirements. The logbook shall be kept at the project site and made available to District representatives upon request.

12. Visible dust may not be emitted into the air from any operations or disturbed areas of this project for more than 5 minutes in any hour period (Regulation 040.030, Section C. 1). All disturbed areas must maintain a visible surface crust or other cover in compliance with Regulation 040.030, Section C.2.c. Compliance shall be determined using US Environmental Protection Agency Reference Method 22, with an observation period of not less than 5 minutes in any hour period. Copies of District Regulations, enforcement policies and USEPA Reference Testing Methods may be obtained by contacting the Air Quality Management Division at (775) 784-7200.

13. Failure to comply with all of the requirements of this Dust Control Permit shall be considered a citable violation of District Regulations and this dust control permit. Citations may be issued for each day of violation, in amounts up to $10,000.00 per day as stated in District Regulations.

14. Any use of recycled wastewater from a public or private sewer treatment plant must take into account the protection of public health.

NOTE: All operators who clear more than one (1) acre of land also need an NPDES permit addressing water quality issues related to storm run-off from the Nevada Division of Environmental Protection. Contact the Bureau of Water Pollution Control, at (775) 687-9418 for further information.

August 3, 2010
Effective Date

January 31, 2012
Expiration Date

THIS IS NOT A GRADING PERMIT. THESE CONDITIONS ADDRESS DUST CONTROL ONCE THE GRADING PERMIT HAS BEEN OBTAINED. IF THE GRADING PERMIT IS DENIED THIS PERMIT IS VOID.
DUCK CONTROL PERMIT APPLICATION

WASHOE COUNTY HEALTH DISTRICT * AIR QUALITY MANAGEMENT DIVISION
PO Box 11130, Reno NV 89520-0027 * (775) 784-7200 * Fax (775) 784-7225

FEE: $422.00-per acre (Less than .5 acres round down; .5 and greater round up)

$112.00

THE "APPLICANT" IS RESPONSIBLE FOR ALL DUST CONTROL 24 HOURS A DAY, SEVEN DAYS A WEEK, INCLUDING WEEKENDS AND HOLIDAYS, FROM COMMENCEMENT OF PROJECT TO COMPLETION.

The Applicant must be the Property Owner/Developer, and signed by the Applicant or his Attorney in Fact. Fill in the application completely or it will be returned for completion.

1. Name of Development: SPANISH SPRINGS CORPORATION PARK

2. Development Address: 461 SIDOR COURT

3. Size of Project (disturbed acres): 30 ACRES (TWO (2) WATER TRUCKS)

4. Type of Project (choose one):
   Residential - Single Family
   Residential - Multi Family
   Commercial with Residential
   Road Construction - New
   Road Construction - Maintenance/Rehabilitation
   Commercial/Industrial
   Municipal/Utilities

5. If renewing an existing permit, list permit number: 308007 EXPIRED 4/13/2010

NOTE - - The Dust Control Permit is valid for eighteen (18) months from the date of approval. If the project is not complete or has not commenced by the expiration date, the Applicant must submit a renewal application to the Air Quality Management Division. Failure to do so will result in the Permit expiring and could result in a citation.

6. APPLICANT -- Name and current Address of Property Owner/Developer:
   Owner/Developer: TATHAGA SPANISH SPRINGS, LLC
   Address: 1000 SECOND AVE SUITE 2200
   City: SEATTLE State: WA Zip: 98104
   Phone Number: 206-238-6000 Email: cfoushee@atarragon.com

7. Name and current Address of Project Engineer/Consultant:
   Engineer/Consultant: NA
   Address: 
   City: State: Zip: 
   Phone Number: Email: 

8. Name and Address of General Contractor:
   Contractor: NA
   Address: 
   City: State: Zip: 
   Phone Number: Email: 

9. Name and Address of Grading/Excavating Contractor:
   Contractor: NA
   Address: 
   City: State: Zip: 
   Phone Number: Email: 

10. Name and Address of Grading/Excavating Contractor:
    Contractor: NA
    Address: 
    City: State: Zip: 
    Phone Number: Email: 

11. Proposed Construction Dates - Per Phase (provide grading and phasing maps): TBD
   On-Site Grading/Excavation: Start: __________________ Complete: ______________
   Building Construction: Start: __________________ Complete: ______________
12. Will fill material be required? Yes _____ yd³ ________; No ____ TBD
13. Will there be an excess of native material as a result of excavation? Yes _____ yd³ ________; No ____ TBD
14. Amount of Material to be excavated (yd³): ________________________________ TBD
15. Is there a soil analysis report available? Yes __________ No __________
16. On-Site soil type: ______________________________________________________
17. Method of dust control to be utilized (per phase): (attach a map showing dust control strategy-utilize scale with contours)

   Water Truck(s) ___________________ (number of trucks)
   Chemical Sealant __________________ (type - attach MSDS Sheets)
   Sprinklers/Water Cannons __________ (locations)
   Compaction ________________________ (percent)
   Enclosure __________________________ (fences, windbreaks)
   Revegetation ________________________ (type - attach seeding schedule)
   Will temporary irrigation be supplied? Yes __________ No __________
   Water Source: ______________________
   Speed Limits ________________________ Other _______________________

NOTE - - Permanent stabilization methods such as construction/landscaping, revegetation, chemical sealant/palliative, or other approved method(s) of dust suppression must occur "within 30 days of grading completion". Dust suppression must continue regardless of construction status.

18. Method to control mud and soil being tracked onto adjacent paved roadways: ☑

19. Frequency of daily street cleaning: ☑

20. Describe the methods (fences, barriers, etc.) to prevent unauthorized traffic on the construction site(s): __________________________________________________________________________

21. Persons to be contacted during non-working hours in case of dust problems:

   Name & Phone no: ______________________ Email: ______________________
   Name & Phone no: ______________________ Email: ______________________

22. The Applicant's (Owner/Developer) signature or that of his/her Attorney in fact on this application shall constitute agreement by the Applicant to accept responsibility for meeting the "Conditions of Plan" (attached):

   Signature ______________________ Date 4/13/10
   Print or type name ______________________ Title VP
   Company Name Jarragon Spanish Springs Land LLC Phone Number 206-233-9600

Revised 5/09
AQ SPECIALIST DUGGER'S
4-4-2012 FAXED REQUEST
FOR ADDITIONAL APPLICATION INFORMATION
AIR QUALITY MGMT.

WASHOE COUNTY HEALTH DIST.

DUST CONTROL PERMIT APPLICATION

AIR QUALITY MANAGEMENT DIVISION
PO Box 11130, Reno NV 89520-0007 * (775) 784-7209 * Fax (775) 784-7226

FEE as of July 1, 2011: $108.00 per acre (Less than .5 acres round down; .5 and greater round up)

THE "APPLICANT" IS RESPONSIBLE FOR ALL DUST CONTROL 24 HOURS A DAY, SEVEN DAYS A WEEK, INCLUDING WEEKENDS AND HOLIDAYS, FROM COMMENCEMENT OF PROJECT TO COMPLETION.

The Applicant must be the Property Owner/Developer; and signed by the Applicant or his Attorney in Fact. Fill in the application completely or it will be returned for completion.

1. Name of Development: Spanish Springs Land
2. Development Address: 46000 Cortez Spofford NL 89441
3. Size of Project (disturbed acres): 30 acres
4. Type of Project (choose one):
   Residential—Single Family
   Residential—Multi Family
   Commercial with Residential
   Road Construction—New
   Road Construction—Maintenance/Repair
   Commercial/Industrial
   Municipal/Utilities
   X
6. If renewing an existing permit; list permit number: #C10014

NOTE -- The Dust Control Permit is valid for eighteen (18) months from the date of approval. If the project is not complete or has not commenced by the expiration date, the Applicant must submit a renewal application to the Air Quality Management Division. Failure to do so will result in the Permit expiring and could result in a citation.

1. APPLICANT -- Name and current Address of Property Owner/Developer:
   Owner/Developer: Terragon—Spanish Springs
   Address: 601 Union St. Lake Tahoe, NV 89441
   City: LAKE TAHOE
   State: CA
   Zip: 89441
   Phone Number: 206-233-9600
   Email: Terragon@Terragon

8. Name and current Address of Project Engineer/Consultant:
   Engineer/Consultant: __________________________
   Address: __________________________
   City: __________________________
   State: __________________________
   Zip: __________________________
   Phone Number: __________________________
   Email: __________________________

9. Name and Address of General Contractor:
   Contractor: __________________________
   Address: __________________________
   City: __________________________
   State: __________________________
   Zip: __________________________
   Phone Number: __________________________
   Email: __________________________

10. Name and Address of Grading/Excavating Contractor:
    Contractor: __________________________
    Address: __________________________
    City: __________________________
    State: __________________________
    Zip: __________________________
    Phone Number: __________________________
    Email: __________________________
11. Proposed Construction Dates – For Review

1. On-Site Grading/Excavation: Start: ___________ Complete: ___________

2. Building Construction: Start: ___________ Complete: ___________

12. Will fill material be required? Yes ______ No ______

13. Will there be an excess of native material as a result of excavation? Yes ______ No ______

14. Amount of Material to be excavated (yd³): ___________

15. Is there a soil analysis report available? Yes ______ No ______

16. On-Site soil type:

17. Method of dust control to be utilized (per phase): (attach a map showing dust control strategy-utilize scale with contour)

Water Truck(s) ___________ (number of trucks)

Chemical Sealant (type – attach MSDS sheets)

Sprinklers/Water Cannons (locations)

Compaction (percent)

Enclosure (fences, windbreaks)

Revegetation (type – attach seeding schedule)

Will temporary irrigation be supplied? Yes ______ No ______

Water Source: ____________________________

Speed Limits: ____________________________

Other: ____________________________

NOTE: Permanent stabilization methods such as construction/landscaping, revegetation, chemical sealant/palliative, or other approved method(s) of dust suppression must occur "within 30 days of grading completion". Dust suppression must continue regardless of construction status.

18. Method to control mud and soil being tracked onto adjacent paved roadways:

19. Frequency of daily street cleaning: ___________

20. Describe the methods (fences, barriers, etc.) to prevent unauthorized traffic on the construction site(s): ___________

21. Persons to be contacted during non-working hours in case of dust problems:

Name & Phone: Charlie Fouches 506-233-9600

Email: charlie@astrocom.com

Name & Phone: quirez@astrocom.com

Email: quirez@astrocom.com

WE NEED A LOCAL CONTACT PHONE NUMBER IN CASE OF BLOWING DUST.

22. The Applicant’s (Owner/Developer) signature or that of his/her Attorney in fact on this application shall constitute agreement by the Applicant to accept responsibility for meeting the "Conditions of Plan" (attached):

Signature: ____________________________

Print or type name: ____________________________

Company Name: ____________________________

Date: ____________

Title: ____________________________

Phone Number: 506-233-9600

Refilled June 2011

5/29/12

7/25-6/91-1816

John Shank
Date/Time: Apr. 4, 2012 7:14AM

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Reason for error:
E. 1) Hang up or line fail
E. 3) No answer
E. 5) Exceeded max. E-mail size
E. 2) Busy
E. 4) No facsimile connection

WASHOE COUNTY HEALTH DISTRICT
AIR QUALITY MANAGEMENT DIVISION

*FAX ROUTING COVER PAGE*

FROM: Suzanne Billea
DATE: 4-3-2012
NUMBER OF PAGES FAXED (INCLUDING THIS COVER PAGE): 4
TIME: 7:15

PLEASE DELIVER THE FOLLOWING PAGE(S) TO:

NAME: Charlie Foulke
COMPANY: Truckee-Sierra Gas Transmission Co.
FAX #: (702) 253-299-5804

NOTE: Charlie,

Please fill in your DQC control applicable and give the
required information. (We need a billing address for permit and the
DQC local contact phone number, for permanent DQC control issues)
Also, we have determined a $250.00 penalty for operating w/o a
DQC DQC control permit. Please sign the memorandum of
understanding (amend), if you have any questions please call me at
775-732-7234, or 775-764-7217. Thank you, Suzanne Billea.
1001 East 9th Street, 8th A, Ste 110, Reno NV 89502 • (775) 784-7200 • FAX (775) 784-7238

Title: Inquisitor
AIR QUALITY
DUST CONTROL PERMIT B12013
ISSUED 5-2-2012
Conditional Dust Control Permit Approval #: B12013

Name of Development: SPANISH SPRINGS LAND (30 Acres Disturbed)

Specific Location: 46 Isidor Court, Sparks NV

Property Holder: Tarragon-Spanish Springs Land LLC Expiration Date: 10-30-2013

The following requirements are special conditions of approval for this dust control permit in addition to the standard conditions noted in the permit application. The special conditions noted below must be followed in all activities covered in this permit.

1. Two (2) water trucks will be assigned and available for operation 24 HOURS A DAY, 7 DAYS A WEEK for the purpose of water application for control of fugitive dust. If two water trucks cannot control fugitive dust emissions from equipment operations and/or gusty wind conditions, the applicant shall immediately provide additional water trucks. CESSATION OF OPERATIONS IS REQUIRED IF DUST CANNOT BE CONTROLLED DUE TO EQUIPMENT OPERATIONS AND/OR GUSTY WIND CONDITIONS. IF CESSATION OF OPERATIONS IS USED AS A DUST CONTROL MEASURE, CONTINUED WATERING OF THE PROJECT IS REQUIRED.

2. Dust emissions generated on any entrance or exit haul roads due to equipment operations or gusty wind conditions must be controlled 24 hours a day, 7 days a week, by the use of water application or an environmentally safe dust palliative (District Regulation 040.030, Section C. 2. a. and b.) Any palliative used must comply with state and local regulations and not provide a noxious odor or contaminate ground water.

3. All projects importing or exporting dirt, rock or other fill materials must comply with the work practice standards in District Regulation 040.030, Section C. 4., including load tarping, watering or Freeboard. Any soil tracked onto adjoining paved roadways will be promptly removed by wet broom or washing. Regular vacuum or wet sweeping will be performed at least daily, and more often if necessary or if ordered by the Control Officer due to a violation. Any materials tracked out or spilled which cause visible fugitive dust for a period of five (5) minutes in any hour period shall be cleaned up immediately.

4. Any soil or fill storage piles operated or maintained as a part of this construction lot will be covered or wetted down sufficiently to prevent wind blown dust. Dust emissions from screening operations will be controlled by the use of a water truck or other control measure that prevents fugitive dust.
Conditional Dust Control Permit # B12013
SPANISH SPRINGS LAND * 46 Isidor Court, Sparks NV

5. The applicant shall implement additional dust control measures, such as extra water trucks, water cannons, re-vegetation, environmentally safe dust palliatives (which comply with all applicable regulations and do not emit a noxious odor and do not contaminate ground water), wind fencing, and/or cessation of operations should these measures fail to control fugitive dust emissions from this project.

6. Once final grade has been completed, and if no structures are being constructed, the owner/developer shall be required to establish a long-term stable surface. This shall include re-vegetation or covering the disturbed soil with rock or crushed asphalt products within 30 days of completion of final grade. The use of an approved palliative is an option, but must be approved by the Air Quality Management Division (AQMD) prior to application.

7. The applicant shall provide a Material Safety Data Sheet (MSDS) and dilution ratio to AQMD staff for any dust palliative selected for use as a dust control measure at this site.

8. A copy of this dust control permit shall be maintained at the construction project site and available to any sub-contractor or Air Quality Management Division inspector to review upon request.

9. ANY CHANGES MADE TO THE PROPOSED OPERATIONS, SCOPE OF WORK OR SURFACE DISTURBANCES UNDER THIS DUST CONTROL PERMIT shall be submitted to the Washoe County Health District, AQMD in writing and must receive approval from the Control Officer prior to implementation.

10. The owner or the general contractor shall erect an informational sign at the main entrance to the project site. The sign shall be a minimum of 4 ft by 4 ft in size, and shall be in place prior to initiation of disturbance of the ground surface. The sign lettering shall be at least 4 inches high and shall be bold and easily readable by the public. The sign shall remain in place for the life of the project. The sign shall include the following information, also see attached example:

    a) The name of the project.
    b) A statement identifying the General Contractor.
    c) A statement proclaiming that "All operators at this site are required to control dust emissions from their operations. The General Contractor is required to oversee and control project wide dust emissions."
    d) A statement proclaiming that "For dust related problems coming from this site, or to make a dust complaint, call this phone number 24 hours per day, seven days per week: (775) 784-7200. A 24-hour phone number for both the Contractor/Developer and the Air Quality Management Division shall also be posted. The 24-hour phone number for complaints to the Air Quality Management Division is (775) 784-7200."
Conditional Dust Control Permit # B12013
SPANISH SPRINGS LAND  *46 Isidor Court, Sparks NV

11. A log book of all dust control operations, containing all information as required by the Control Officer in the standard “WASHOE COUNTY DUST CONTROL LOG” must be maintained on a daily basis (copies of blank log sheets are available at the Air Quality Management Division Office). Required information includes, but is not limited to, the number of OPERATING water trucks/pulls, the size of OPERATING water trucks/pulls (gallons capacity of each truck/pull), and the condition of the surface crust on disturbed areas. The operator shall record in the logbook all dust control efforts and the compliance level of the site with dust control requirements. The logbook shall be kept at the project site and made available to District representatives upon request.

12. Visible dust may not be emitted into the air from any operations or disturbed areas of this project for more than 5 minutes in any hour period (Regulation 040.030, Section C. 1). All disturbed areas must maintain a visible surface crust or other cover in compliance with Regulation 040.030, Section C.2.c. Compliance shall be determined using US Environmental Protection Agency Reference Method 22, with an observation period of not less than 5 minutes in any hour period. Copies of District Regulations, enforcement policies and USEPA Reference Testing Methods may be obtained by contacting the Air Quality Management Division at (775) 784-7200.

13. Failure to comply with all of the requirements of this Dust Control Permit shall be considered a citable violation of District Regulations and this dust control permit. Citations may be issued for each day of violation, in amounts up to $10,000 per day as stated in District Regulations.

14. Any use of recycled wastewater from a public or private sewer treatment plant must take into account the protection of public health.

**NOTE:** All operators who clear more than one (1) acre of land also need an NPDES permit addressing water quality issues related to storm run-off from the Nevada Division of Environmental Protection. Contact the Bureau of Water Pollution Control at (775) 687-9418 for further information.

May 2, 2012
Effective Date

October 30, 2013
Expiration Date

THIS IS NOT A GRADING PERMIT. THESE CONDITIONS ADDRESS DUST CONTROL ONCE THE GRADING PERMIT HAS BEEN OBTAINED. IF THE GRADING PERMIT IS DENIED THIS PERMIT IS VOID.
DUST CONTROL PERMIT APPLICATION

AIR QUALITY MANAGEMENT DIVISION
PO Box 11130, Reno NV 89520-0027  *  (775) 784-7200  * Fax (775) 784-7225

FEE as of July 1, 2011: $108.00 per acre (Less than .5 acres round down; .5 and greater round up)

THE "APPLICANT" IS RESPONSIBLE FOR ALL DUST CONTROL 24 HOURS A DAY, SEVEN DAYS A WEEK, INCLUDING WEEKENDS AND HOLIDAYS, FROM COMMENCEMENT OF PROJECT TO COMPLETION.

The Applicant must be the Property Owner/Developer, and signed by the Applicant or his Attorney in Fact. Fill in the application completely or it will be returned for completion.

1. Name of Development: Spanish Springs Land
2. Development Address: 46100 coral court sparks, nv 89441
3. Size of Project (disturbed acres): 30 acres
4. Type of Project (choose one):
   Residential – Single Family
   Residential – Multi Family
   Commercial with Residential
   Road Construction – New
   Road Construction – Maintenance/Rehabilitation
   Commercial / Industrial
   Municipal/Utilities
5. If renewing an existing permit, list permit number: 10014 EXPIRED 1/31/2012

NOTE - - The Dust Control Permit is valid for eighteen (18) months from the date of approval. If the project is not complete or has not commenced by the expiration date, the Applicant must submit a renewal application to the Air Quality Management Division. Failure to do so will result in the Permit expiring and could result in a citation.

A - APPLICANT - Name and current Address of Property Owner/Developer:
   Owner/Developer: Tarragon-Spanish Springs LLC
   Contact: Charlie Foushee
   Address: 401 UNION ST SUITE 3500
   City: SPARKS SEATTLE State: WA Zip: 89441
   Phone Number: 706-233-9600 Email: c.foushee@tarragon.com

6. Name and current Address of Project Engineer/Consultant:
   Engineer/Consultant: 
   Contact: 
   Address: 
   City: 
   State: 
   Zip: 
   Phone Number: 
   Email: 

9. Name and Address of General Contractor:
   Contractor: 
   Contact: 
   Address: 
   City: 
   State: 
   Zip: 
   Phone Number: 
   Email: 

10. Name and Address of Grading/Excavating Contractor:
    Contractor: 
    Contact: 
    Address: 
    City: 
    State: 
    Zip: 
    Phone Number: 
    Email: 

To be filled in by AQ Staff
Permit No: B12013
Area: 1
Water Truck(s): 2
Hydro Basin: Yes No
11. Proposed Construction Dates – Per Phase:  

**provide grading and phasing maps**

<table>
<thead>
<tr>
<th>On-Site Grading/Excavation:</th>
<th>Start:</th>
<th>Complete:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Building Construction:</td>
<td>Start:</td>
<td>Complete:</td>
</tr>
</tbody>
</table>

12. Will fill material be required?  
   Yes ________ yd³ ________  
   No ________

13. Will there be an excess of native material as a result of excavation?  
   Yes ________ yd³ ________  
   No ________

14. Amount of Material to be excavated (yd³):  

15. Is there a soil analysis report available?  
   Yes ________  
   No ________

16. On-Site soil type:  

17. Method of dust control to be utilized (per phase): (attach a map showing dust control strategy-utilize scale with contours)

- Water Truck(s) __________ (number of trucks)
- Chemical Sealant __________ (type – attach MSDS Sheets)
- Sprinklers/Water Cannons __________ (locations)
- Compaction __________ (percent)
- Enclosure __________ (fences, windbreaks)
- Revegetation __________ (type – attach seeding schedule)
- Will temporary irrigation be supplied? Yes ________  
  No ________
- Water Source:  
- Speed Limits __________ Other ________

**NOTE** - Permanent stabilization methods such as construction/landscaping, revegetation, chemical sealant/palliative, or other approved method(s) of dust suppression must occur “within 30 days of grading completion”. Dust suppression must continue regardless of construction status.

18. Method to control mud and soil being tracked onto adjacent paved roadways:  

19. Frequency of daily street cleaning:  
   **THE ADJACENT PROPERTY IS SWEPT MONTHLY.**

20. Describe the methods (fences, barriers, etc.) to prevent unauthorized traffic on the construction site(s):  
   **FENCES SURROUND THIS PROPERTY.**

21. Persons to be contacted during non-working hours in case of dust problems:
   Name & Phone:  
   Charlie Reasner  206-233-9600  
   Email:  
   Charlie@targagon.com
   Name & Phone:  
   Lindsey Jurian  715-851-3666  
   Email:  
   LJurian@onesreno.com

22. The Applicant's (Owner/Developer) signature or that of his/her Attorney in fact on this application shall constitute agreement by the Applicant to accept responsibility for meeting the "Conditions of Plan" (attached):

   Signature  
   Print or type name  
   Company Name  

   Date  
   Title  
   Phone Number  

Revised: June 2011
RECOMMENDED FINE WORKSHEET

DATE: 2-24-2012  CASE NO.: 1077  NOV NO.: 5102

COMPANY NAME: TARRAGON-Spanish Springs Land LLC

CONTACT NAME: Dennis Rattie, Vice President

VIOLATION OF SECTION(S): 040.030 Section (C)(3) (MAJOR / MINOR)

X 1ST VIOLATION  2ND VIOLATION  3RD VIOLATION

NO HAZARDOUS AIR POLLUTANT YES / NO PM TYPE OF AIR CONTAMINANT (CO, NOX, SOX, PM, VOC'S)

NO LEGALLY PERMITTED SOURCE YES / NO YES PUBLIC HEALTH EXPOSURE YES / NO

25 NUMBER OF DAYS IN VIOLATION YES / NO NO PUBLIC COMPLAINTS YES / NO

1. DEGREE OF VIOLATION:
(MAJOR / MODERATE / MINOR)

(Minor) MODERATE MAJOR

(The degree to which the person/company has deviated from the regulatory requirements)

Currently not permitted.

2. ECONOMIC BENEFIT COMPONENT: (OPTIONAL) MINOR MODERATE MAJOR

ESTIMATED COST $ 3,240

(Economic effect to the person/company for NOT complying with the Regulations including avoided costs and delayed costs)

The dust control application cost: 30 acres @ $108 per acres = $3,240

3. DEGREE OF COOPERATION:
(MAJOR / MODERATE / MINOR)

(Minor) MODERATE MAJOR

(The person/company's efforts to immediately cease the violation and come into compliance)

I have attempted four times to contact Dennis Rattie and Jennifer Russell to inform them of the expired dust control permit #C0014. Dust control permit expired 1-31-2012.

4. ADDITIONAL COMMENTS:

On February 3, 2012, Jennifer Russell, Assistant to Mr. Dennis Rattie, state that a dust control permit application would be submitted. As of February 23, 2012 no application had been received in the Air Quality Management office. The Air Quality Management office reduced the fine amount due to non-activity on the site. The site is partially vegetated. There have not been any citizen complaints.

RECOMMENDED FINE: $ 500

AQ SPECIALIST'S SIGNATURE

NOTE: "Minor Violations", per District Regulations, cannot exceed $1000 for the first and second violations. Third minor violations, plus "major violations" cannot exceed $10,000 per day.
LETTER TO MR. DENNIS RATTIE, TARRAGON-Spanish Springs Land LLC
FROM BRANCH CHIEF, CHARLENE ALBEE
DATED 3-12-2012
March 12, 2012

Mr. Dennis Rattle
Tarragon-Spanish Springs Land LLC
601 Union St Ste #3500
Seattle, WA 98101-1370

Re: Spanish Springs Corporate Park, Dust Control Plan #C10014

Dear Mr. Rattle:

The Air Quality Management Division, of the Washoe County Health District, issued Conditional Dust Control Plan #C10014 on August 3, 2010, for 30 acres of disturbance associated with the development of the Spanish Springs Corporate Park. The permit was valid for a period of 18 months with an expiration date of January 31, 2012. Since final stabilization has not been achieved on this site, a new dust control plan was required prior to the expiration date.

Suzanne Dugger, Air Quality Specialist II, has contacted your office but to date an application for a new dust control plan has not been received. Based on this, the determination was made to issue a notice of violation for operating without a valid dust control plan. A copy of Notice of Violation #5102 was issued on February 24, 2012 and sent by certified mail to the address on file, 1000 2nd Avenue #3200, Seattle, WA 98104. The certified letter was returned to our office indicating the forwarding time had expired.

Enclosed is a copy of Notice of Violation #5102 for your records. Please note, the corrective action date to submit an application for a new dust control plan was 5 days from the date of issuance. Due to the returned mail situation, the corrective action date will now be 10 days from the date of receipt of this letter.

Please contact Suzanne Dugger at (775) 784-7217 to make arrangements for the resolution of the notice of violation. An appeal form has been included for your convenience.

If you have any questions, please feel free to contact me at (775) 784-7211.

Sincerely,

Charlene Albee
Chief, Permitting & Enforcement Branch

Enclosures

CERTIFIED MAIL #7008 0150 0003 7313 0521

P.O. BOX 11130 Reno, NV 89520-0027 • (775) 784-7200 • FAX (775) 784-7225
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POSTAGE $...
CERTIFIED FEE...
RETURN RECEIPT FEE (Endorsement Required)
RESTRICTED DELIVERY FEE (Endorsement Required)
TOTAL POSTAGE & FEES $...

Postmark Here

Send to
DENNIS RATTLE
TARRAGON - SPANISH SPRINGS LAND LLC
401 UNION ST, STE 3500
SEATTLE, WA 98101-1370

PS Form 3810, August 2006
See Reverse for Instructions

---

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
   MR. DENNIS RATTLE
   TARRAGON - SPANISH SPRINGS LAND LLC
   401 UNION ST, STE 3500
   SEATTLE, WA 98101-1370

2. Article Number
   (Transfer from service label) 7008 0150 0003 7313 0521

---

**COMPLETE THIS SECTION ON DELIVERY**

- Signature
- Agent
- Address

- Received by (Printed Name)
- ANGEL TARRAGON
- 20-01-12

- Is delivery address different from item 1?
  - Yes
  - No

- Service Type
  - Certified Mail
  - Express Mail
  - Registered
  - Return Receipt for Merchandise
  - Insured Mail
  - C.O.D.

- Restricted Delivery? (Extra Fee)
  - Yes
  - No

PS Form 3811, February 2004
Domestic Return Receipt
102595-02-M-01510

---
LETTER TO MR. DENNIS RATTIE, TARRAGON-SPANISH SPRINGS LAND LLC
FROM BRANCH CHIEF, CHARLENE ALBEE
DATED 3-12-2012
U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

<table>
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<tr>
<th>Postage</th>
<th>$</th>
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<tr>
<td>Certified Fee</td>
<td></td>
</tr>
<tr>
<td>Return Receipt Fee (Endorsement Required)</td>
<td></td>
</tr>
<tr>
<td>Restricted Delivery Fee (Endorsement Required)</td>
<td></td>
</tr>
<tr>
<td>Total Postage &amp; Fees</td>
<td>$</td>
</tr>
</tbody>
</table>

Postmark Here

Send to
Dennis Rattle
Tarragon-Spanish Springs Land LLC
601 Union St, Ste #3500
Seattle WA 98101-1370

PS Form 3800, August 2006  See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
MR. DENNIS RATTLE
TARRAGON - SPANISH SPRINGS LAND LLC
601 UNION ST STE #3500
SEATTLE WA 98101-1370

2. Article Number
(Transfer from service label) 7008 0150 0003 7313 0521

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X

B. Received by (Printed Name)

C. Date of Delivery
3/6/12

D. Is delivery address different from item 1? □ Yes □ No
If YES, enter delivery address below:

3. Service Type
□ Certified Mail □ Express Mail
□ Registered □ Return Receipt for Merchandise
□ Insured Mail □ C.O.D.

4. Restricted Delivery? (Extra Fee) □ Yes
RETURNED CERTIFIED MAIL
TO MR. DENNIS RATTIE, TARRAGON-SPANISH SPRINGS LAND LLC

MAILED 2-27-2012
RETURNED 3-6-2012
mailed Monday 2/27/2012

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Postage $  
Certified Fee  
Return Receipt Fee (Endorsement Required)  
Restricted Delivery Fee (Endorsement Required)  
Total Postage & Fees $  

Sent to

DENNIS RATTIE
TARRAGON SPANISH SPRINGS LAND LLC
1000 2ND AVE SUITE 3200
SEATTLE WA 98104

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540
AIR QUALITY MGMT.

MAR 06 2012

WASHOE COUNTY
HEALTH DIST.

CERTIFIED MAIL®

DENNIS RATTIE
SPANISH SPRINGS CORP
1000 2ND AVE STE 3200
SEATTLE WA

RETURN TO SENDER

LM 3-7-2012 FOR
DENNIS RATTIE