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DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

DIVISION OF ENVIRONMENTAL PROTECTION

333 W. Nye Lane, Room 138
Carson City, Nevada 89706

Notice of Proposed Action

December 3, 2004

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes and the Clean Water Act. The Administrator has received a complete application for the modification of water pollution control discharge permit NEV2002504 from the following applicant:

TM Bench Ranch
Thomas and Meridee Wiley
12830 Carson Highway
Fallon, Nevada 89406

The Applicant proposes to land apply domestic septage and grease trap material provided by Shamrock Services Portable Toilets to eighty acres of nutrient deficient agricultural land at the TM Bench Ranch Wildlife and Soil Enhancement Project, a.k.a. Tom Wiley Farm, west of Fallon, Churchill County, Nevada. Domestic septage and grease trap material must be incorporated into the soil within six hours of land application. The Applicant is authorized to store a maximum of 20,000 gallons of domestic septage and grease trap material on-site in two 10,000-gallon, steel, above ground storage tanks.

The applicant is currently authorized to land apply domestic septage, portable toilet waste, and grease trap material supplied by A-1 Septic and Drain Service; Budget Septic Service; Environmental Resources Inc., doing business as Easy Rooter Plumbing; Valley Septic, Sewer, and Drain; and Bonanza Septic Service at the facility under this permit. As part of this permit modification, authorization to land apply material supplied by Waters Vacuum Truck Service, Inc. will be terminated. The proposed modification will not extend the September 23, 2007 permit expiration date.

On the basis of preliminary review of the requirements of the Nevada Revised Statutes,

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as amended, and implementing regulations, the Administrator proposes to issue the modified permit, NEV2002504, subject to certain effluent limitations. Persons wishing to comment upon or object to the proposed determinations by the Administrator regarding permit issuance or request a hearing pursuant to the Nevada Administrative Code, Water Pollution Control, should submit their comments or request, in writing, within thirty (30) days either in person or by mail to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
333 West Nye Lane
Carson City, Nevada 89706-0851

Comments or objections must be received within the thirty (30) day comment period, which begins on the date of this publication. Comments and/or hearing requests postmarked or received via facsimile or e-mail before 5:00 P.M. January 3, 2005 will be considered in the formulation of final determination(s) regarding the application. If written comments indicate a significant degree of public interest in the proposed permit, the Administrator shall hold a public hearing. A public notice of such hearing will be issued not less than thirty (30) days prior to the hearing date.

If no hearing is held and the determinations of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The application, proposed permit, comments received, and other information are on file and may be copied or copies may be obtained by writing to the above address or by contacting Bruce Holmgren, Bureau of Water Pollution Control at (775) 687-9423, or at bholmgre@ndep.nv.gov. The office facsimile number is (775) 687-4684. For further information, the fact sheet for this project can be viewed at the following website address: <http://ndep.nv.gov/admin/public.htm>.