



# STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

*Kenny C. Guinn, Governor*

*Allen Biaggi, Director*

*Leo M. Drozdoff, P.E., Administrator*

## **STATE BOARD TO REVIEW CLAIMS Petroleum Fund AGENDA March 9, 2006**

The State of Nevada Board to Review Claims for Petroleum Releases meeting will be video-conferenced beginning at 10:00 a.m. on March 9, 2006 at the following locations:

Las Vegas: Legislative Counsel Bureau Chambers, in the Grant Sawyer Building (Room 4406), 555 East Washington Avenue.

Carson City: Legislative Counsel Bureau Chambers in the State Legislative Building (Room 2134), 401 South Carson Street.

This agenda will be posted at the Legislative Counsel Bureau in Las Vegas, the Legislative Counsel Bureau in Carson City, the Washoe County Commission Chambers in Reno, the Washoe County Library in Reno; the Clark County Commission Chambers in Las Vegas; the Nevada State Library & Archives in Carson City; the State Fire Marshal's Office in Carson City, and the offices of the Department of Conservation and Natural Resources in Carson City and Las Vegas.

The following items will be discussed and acted upon, but may be taken in different order to accommodate the interest and time of persons attending.

### **I. CALL TO ORDER (ACTION)**

#### **A. BOARD MEMBERS PRESENT / ABSENT**

### **II. APPROVAL OF THE AGENDA (ACTION)**

### **III. APPROVAL OF THE DECEMBER 8, 2005 MINUTES (ACTION)**

### **IV. STATUS OF THE FUND (DISCUSSION)**

The Nevada Division of Environmental Protection introduces staff present and reports to the Board the receipts, expenditures, liabilities, and current balance of the Fund.

### **V. ADOPTION OF PETROLEUM FUND REGULATION (ACTION)**

- A. Resolution to Amend NAC Chapter 590  
**Resolution No. 2006-03**

### **VI. DETERMINATION OF FUND ELIGIBILITY / COVERAGE (ACTION)**

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- A. Resolution to Reduce Petroleum Fund Coverage for Ewing Bros., Inc., 1300 North A Street, Las Vegas; State Facility #8-000358, Petroleum Fund Case No. 2005000044  
**Resolution No. 2006-01**
- B. Resolution to Waive the 12 Month Final Claim Submittal Deadline for the Former Keystone Shell Station, 690 Keystone Avenue, Reno, State Facility # 4-000336, Petroleum Fund Case No. 1997000038  
**Resolution No. 2006-04**
- C. Resolution to Waive the 12 Month Final Claim Submittal Deadline for the Former Union 76 Station #0077, 401 East Fourth Street, Reno, State Facility # 4-000415, Petroleum Fund Case No. 2005000024  
**Resolution No. 2006-05**

**VII. EQUIPMENT TRANSFER / SALES (ACTION)**

- A. Transfer of Remediation Equipment from the S&S Deli and Mini Mart Facility #1999000242 to the Gas-N-Save Facility #2004000029  
**Resolution No. 2006-02**

**VIII. ADOPTION OF CONSENT ITEMS**

**The Board will review all items marked with a pound sign (#) as a consent calendar item, unless a member of the public wishes to speak in regard to a certain issue.**

**STATE BOARD TO REVIEW CLAIMS  
MARCH 9, 2006**

**HEATING OIL: A**

- |     |             |  |
|-----|-------------|--|
| 1.# | 1992000102H | Lyon Co. School District: Yerington Elementary     |
| 2.# | 2006000001H | Elko Co. School District: Former Elko Co. Hospital |

**NEW CASES, OTHER PRODUCTS: B**

- |     |            |                                     |
|-----|------------|-------------------------------------|
| 1.  | 2005000024 | City of Reno: Former Union 76 #0077 |
| 2.# | 2006000007 | 7-Eleven, Inc.: 7-Eleven #33022     |
| 3.# | 2006000008 | Janice MacClean: MacClean Residence |

**OLD CASES: C**

- |     |            |  |
|-----|------------|--|
| 1.# | 1991000059 | BP West Coast Products LLC: ARCO #2137 |
| 2.# | 1992000014 | BP West Coast Products LLC: ARCO #6068 |
| 3.# | 1992000034 | PDQ Stores, Inc.: PDQ #508             |
| 4.# | 1992000062 | Allied Washoe: Allied Petroleum - Elko |
| 5.# | 1992000087 | Anderson Dairy, Inc.: Anderson Dairy   |
| 6.# | 1993000010 | 7-Eleven, Inc.: 7-Eleven #20687        |

**OLD CASES: CONTINUED**

- |     |            |                               |
|-----|------------|-------------------------------|
| 7.# | 1993000047 | Rebel Oil Company: Joe's Auto |
|-----|------------|-------------------------------|

8.#	1993000051	BP West Coast Products LLC: ARCO #4950
9.#	1993000102	Rebel Oil Company: Rebel #8
10.#	1993000103	Russell Yardley: Charlie Brown Construction
11.#	1993000107	BP West Coast Products LLC: ARCO #5310
12.#	1993000114	Linda Hansen: Zintek Properties
13.#	1993000115	City of Fallon: Former Bootlegger Texaco
14.#	1994000003	Allied Washoe: Allied Petroleum - Reno
15.#	1994000012	American Mart Corp.: DeLuca Liquor & Wine
16.#	1994000027	7-Eleven, Inc.: 7-Eleven #19653
17.#	1994000028	7-Eleven, Inc.: 7-Eleven #20084
18.#	1994000029	7-Eleven, Inc.: 7-Eleven #20826
19.#	1994000065	Avis Rent A Car Systems: Avis Rent A Car
20.#	1994000067	Peppermill Casinos, Inc.: Fmr. Mesquite Truckstop
21.#	1994000086	Falconi Motors, Inc.: Falconi's Tropicana Honda
22.#	1994000120	Conoco Phillips Company: Union 76 #3846
23.#	1994000122	Gary Michelson: Mike's Gas-A-Mart
24.#	1994000125	Conoco Phillips Company: Union 76 #5558
25.#	1995000012	Model T Casino: Parkers Model T
26.#	1995000022	Conoco Phillips Company: Union 76 #4370
27.#	1995000029	BP West Coast Products LLC: ARCO #1903
28.#	1995000042	FBF, Inc.: Fayeghi Texaco
29.#	1995000074	Vera Hester: Glendale Service Facility
30.#	1995000080	Churchill Co.: Churchill Co. Road Department
31.#	1995000105	Redman Petroleum Corp.: Redman Petroleum
32.#	1996000026	Moapa Valley Credit Union: Former Russ Auto
33.#	1996000063	Joan Pennachio: V&V Automotive
34.#	1996000064	Karen Salamon: Red Rock Mini Mart
35.#	1996000101	Conoco Phillips Company: Circle K #695
36.#	1997000008	Ewing Brothers, Inc.: Ewing Brothers
37.#	1997000024	BP West Coast Products LLC: ARCO #399
38.	1997000038	Shell Oil Products USA: Former Keystone Shell
39.#	1997000061	Berry-Hinckley Industries: Berry-Hinckley #60
40.#	1997000093	Conoco Phillips Company: Union 76 #5257
41.#	1998000016	Conoco Phillips Company: Circle K #1366
42.#	1998000025	Washoe Co. School Dist.: Getto Transportation
43.#	1998000046	N. & D. Willden: Allstate Rent A Car
44.#	1998000068	Conoco Phillips Company: Conoco #28003
45.#	1998000075	Robert Dufferrena: McDermitt Service & Motel

**OLD CASES: CONTINUED**

46.#	1998000080	Seven Crown Resorts: Echo Bay Resort
47.#	1999000007	7-Eleven, Inc.: 7-Eleven #21850
48.#	1999000011	Terrible Herbst Oil Co.: Terrible Herbst #133

49.#	1999000012	BP West Coast Products LLC: ARCO #5319
50.#	1999000015	Terrible Herbst Oil Co.: Terrible Herbst #144
51.#	1999000017	Reed Distributing: Reed R-Place Shell
52.#	1999000022	Terrible Herbst Oil Co.: Terrible Herbst #129
53.#	1999000029	Terrible Herbst Oil Co.: Terrible Herbst #136
54.#	1999000048	Cowan Estate: Former Lightning Lube
55.#	1999000061	Rich Sorani: Former Rich's Unocal
56.#	1999000066	Haycock Petroleum Company: Haycock Petroleum
57.#	1999000086	Terrible Herbst Oil Co.: Terrible Herbst #126
58.#	1999000089	Jerry Maeder: Jerry's Shell
59.#	1999000090	Haycock Petroleum Company: Haycock Petroleum
60.#	1999000104	Terrible Herbst Oil Co.: Terrible Herbst #118
61.#	1999000108	Gold Ranch Casino: Gold Ranch Casino
62.#	1999000114	City of Fallon: City of Fallon Maintenance Yard
63.#	1999000117	Berry-Hinckley Industries: Berry-Hinckley #45
64.#	1999000135	Terrible Herbst Oil Co.: Terrible Herbst #106
65.#	1999000137	Terrible Herbst Oil Co.: Terrible Herbst #152
66.#	1999000145	Jerry Appelhans: Gagne Coach Maintenance
67.#	1999000155	Varney Padgett: Old Washoe Station
68.#	1999000162	Terrible Herbst Oil Co.: Terrible Herbst #159
69.#	1999000167	City of Las Vegas: Fire Station #1
70.#	1999000182	Berry-Hinckley Industries: W. Mountain Oil #200
71.#	1999000186	Gloria Pilger: Former D&G Oil Facility
72.#	1999000199	Mary Ann Ferguson: Lakeshore Orbit Station
73.#	1999000204	Berry-Hinckley Industries: Trailside General Store
74.#	1999000220	7-Eleven, Inc.: 7-Eleven #22854
75.#	1999000224	BP West Coast Products LLC: ARCO #5326
76.#	1999000237	Ralph Lisle: Beatty General Store
77.#	1999000239	Callville Bay Marina: Callville Bay Marina
78.#	1999000242	Harjit Singh: S&S Deli & Mini Mart
79.#	1999000244	7-Eleven, Inc.: 7-Eleven #22070
80.#	1999000248	Ron Holman: Southern Wine & Spirits
81.#	1999000252	Berry-Hinckley Industries: Winner's Corner #14
82.#	1999000257	University of Nevada: Newlands Agriculture
83.#	1999000273	V.K. Leavitt: The Waterhole
84.#	1999000275	Conoco Phillips Company: Circle K #1248

**OLD CASES: CONTINUED**

85.#	1999000276	Robert Harris: Pecos Station Texaco
86.#	2004000014	BP West Coast Products LLC: ARCO #437
87.#	2004000025	BP West Coast Products LLC: ARCO #1580
88.#	2004000027	BP West Coast Products LLC: ARCO #5309
89.#	2004000029	V-R Property Management: Gas-N-Save

90.#	2004000035	Seven Crown Resorts: Echo Bay Marina
91.#	2005000002	Carson Valley Oil Co., Inc.: Carson Valley Oil
92.#	2005000018	BP West Coast Products LLC: ARCO #1718
93.#	2005000021	Berry-Hinckley Industries: Berry-Hinckley #95
94.#	2005000025	Bordertown, Inc.: Winner's Corner
95.#	2005000039	Time Oil Company: Taylor Street Market
96.	2005000044	Ewing Brothers, Inc.: Ewing Brothers

**IX. EXECUTIVE SUMMARY (DISCUSSION)**

The Board Secretary reports to the Board tank enrollments, number of remediation cases being reimbursed by the Fund, closed cases, reimbursement activity trends, and other items that warrant attention or may be of concern to the Board.

**X. PUBLIC FORUM (DISCUSSION)**

Members of the public will be invited to speak before the Board on any issue that was not included on the agenda.

**XI. CONFIRMATION OF NEXT BOARD MEETING DATE (ACTION)  
JUNE 22, 2006 (THURSDAY)**

**XII. ADJOURNMENT**

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify, in writing, the Board to Review Claims, in care of Victoria Joncas, 901 South Stewart Street, Suite 4001 Carson City, Nevada 89701-5249, facsimile (775) 687-8335, or by calling (775) 687-9367, no later than March 6, 2006.