



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

NOTICE OF PROPOSED ACTION

Web posting 11/12/09

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes and the Federal Clean Water Act. The Administrator has received a complete application for National Pollutant Discharge Elimination system (NPDES) Permit NV0023701 from the following applicant:

**CityCenter Land, LLC
3950 South Las Vegas Boulevard
Las Vegas, NV 89119**

The Permittee proposes to operate a permanent groundwater dewatering system to protect structures, foundations and facilities from groundwater intrusion. The CityCenter is located at 3730 South Las Vegas Boulevard on the Las Vegas strip. The CityCenter is an urban core district of residential, hospitality, retail, gaming, and entertainment elements. The dewatering system design is a network of perforated pipes, sumps, and pumps set around structures constructed below target groundwater elevations. Groundwater is pumped into the Clark County storm drain system along Las Vegas Boulevard and Harmon Avenue eventually discharging to the Las Vegas Wash via the Flamingo Wash storm drain and flood control systems. Based on the groundwater modeling and the monitoring conducted at the site, the dewatering system is estimated to discharge groundwater at approximately 28,800 to 46,900 gallons per day.

On the basis of preliminary review of the requirements of the Nevada Revised Statutes (NRS) as amended, and implementing regulations, the Administrator proposes to issue a permit to discharge, subject to certain effluent limitations and conditions. The permit will include sampling requirements to assure maintenance of the state surface water quality standards. The proposed permit is a new permit for this property and will be issued for a five (5) year period.

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 of the date of newspaper publication notice. However, the Administrator can, by this notice or with discretion, extend the comment period. All materials being submitted must be hand-delivered, e-mailed, faxed or postmarked no later than 5:00 P.M. PST, or PDT if in effect, on Friday December 11, 2009, the close of noticed comment period, to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
ATTN: Permit # NV0023701
901 S. Stewart St, Suite 4001
Carson City, Nevada 89701-5249

The request must be filed within the comment period as noticed and must indicate the interest of the person filing the request and the reasons why a hearing is warranted. All comments or objections received by 5:00 PM up through the comment period date, as noticed herein or as extended by the Administrator, will be considered in the formulation of final determination 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.

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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 calling Sam Stegeman, Bureau of Water Pollution Control at (775) 687-9538, or via e-mail at: sstegema@ndep.nv.gov. The Water Pollution Control office fax number is (775) 687-4684. The fact sheet for this permit can be viewed at the following website: <http://ndep.nv.gov/admin/public.htm>

Please bring the foregoing notice to the attention of all persons whom you know would be interested in this matter.

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