



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Leo M. Drozdoff, P.E., Acting Director

Colleen Cripps, Acting Administrator

NOTICE OF PROPOSED ACTION

Web posting 5/17/10

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 Water Pollution Control Act (Clean Water Act). The Administrator has received an application for renewal of National Pollutant Discharge Elimination System (NPDES) Permit #NV0022837 from the following applicant:

ConocoPhillips Co.
1230 West Washington Street, Suite 212
Tempe, AZ 85281

The Permittee operates a groundwater remediation system located at Circle K Store #0695, 428 S. Valley View Blvd., Las Vegas, Clark County, NV. This store is a mini-mart and self-serve gasoline station. The shallow, non-potable groundwater at this site has been contaminated by a leaking underground fuel storage tank, which has been excavated and replaced. The groundwater remediation process consists of air stripping and activated carbon treatment for the removal of petroleum hydrocarbon contaminants. The treated groundwater is discharged into a storm drain inlet, which ultimately discharges to the Las Vegas Wash. The groundwater remediation system is designed for a maximum treatment capacity of 30 gallons per minute. This treatment system has been in operation since 1997 and will continue operation until the site meets the Division's final cleanup requirements.

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 renewal 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 June, 18, 2010**, the close of noticed comment period, to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
901 S. Stewart St, Suite 4001
Carson City, Nevada 89701-5249
ATTN: Permit # NV0022837

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.

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.