



STATE OF NEVADA

Department of Conservation & Natural Resources

Brian Sandoval, Governor

Leo M. Drozdoff, P.E., Director

DIVISION OF ENVIRONMENTAL PROTECTION

Colleen Cripps, Ph.D., Administrator

PUBLIC NOTICE OF PROPOSED ACTION

Web posting 2/14/11

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes. The Administrator has received an application to renew discharge permit # NEV2004528 from the following applicant:

Newmont Nevada Energy Investment LLC
910 Dunphy Ranch Road
Battle Mountain, NV 89820

The Permittee operates the TS Power Plant (242 megawatts), which is located 3 miles north of the Dunphy I-80 Interchange (Exit #254) in Eureka County Nevada. This facility commenced commercial operation in June 2008. Plant process wastewater is discharged into four double-lined (HDPE) evaporation ponds equipped with leak detection and collection sumps and sized for the design wastewater flow of 216 GPM. With respect to groundwater, the evaporation ponds are operated as a zero-discharge unit. For dust control, the permit allows the evaporation pond effluent to be applied onsite and offsite by water truck application for dust control subject to the permit conditions. Offsite usage of the evaporation pond effluent from the TS Power Plant is subject to prior written approval by the Division for each offsite location. The permit conditions require flow and leak detection monitoring and sampling of the effluent and groundwater quality to ensure that no adverse impact to the environment occurs from the operation of the evaporation ponds. The Division has made the tentative determination to issue (renew) the proposed discharge permit for a period of five (5) years.

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) calendar days of the date of the paper publication, hand-delivered, e-mailed, faxed or postmarked no later than 5:00 P.M. PST on Friday, March 18, 2011, either in person or by mail 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

The request must be filed within the comment period and must indicate the interest of the person filing the request and the reasons why a hearing is warranted. All comments or objections received within the thirty (30) day period will be considered in the formulation of final determinations 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 Clifford M. Lawson, P.E., Bureau of Water Pollution Control at (775) 687-9435, or via e-mail at: clawson@ndep.nv.gov. The office fax number is (775) 687-4684. The fact sheet and proposed permit conditions for this permit can be viewed at the following website: <http://ndep.nv.gov/admin/public.htm>