



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

NOTICE OF PROPOSED ACTION

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 for a water pollution control discharge permit, NEV99000, from the following applicant:

Desert Hills Dairy
350 Campbell Lane
Yerington, Nevada 89447

The Applicant has applied for a permit, NEV99000, to discharge manure and process wastewater to groundwater in response to storms that exceed the 25-year, 24-hour storm event in Yerington, Lyon County, Nevada. The facility, formerly the Moreda Dairy, is located in Section 1, Township 14 North, Range 24 East. The existing dairy has been designed and constructed to hold approximately 3,000 cows in open confinement. The Applicant is proposing to expand the facility and approximately double the herd size. The facility is defined as a Concentrated Animal Feeding Operation because the dairy confines at least 700 mature cows for 30 days or more in a 12-month period in an area devoid of vegetation during the normal growing season. The Applicant will be required to demonstrate that the existing four pond waste storage system, approximately 30.8 million gallons total capacity, is not degrading waters of the State. The new pond system shall be lined. The pond systems are required to contain the maximum operating volume of process wastewater and all precipitation and runoff resulting from the 25-year, 24-hour storm event. All manure and process wastewater is transferred to L-S Dairy, NEV99007.

On the basis of preliminary review of the requirements of the Nevada Revised Statutes, as amended, and implementing regulations, the Administrator proposes to issue permit NEV99000 to discharge for a five (5) year period, subject to certain effluent limitations.

Persons wishing to comment upon or object to the proposed determinations by the Administrator regarding permit issuance should submit their comments in writing, within thirty (30) days of the date of newspaper publication, hand delivered, e-mailed, or postmarked no later than 5:00 P.M. on June 3, 2006, to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
901 South Stewart Street, 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.

This Document is for Electronic Distribution

901 S. Stewart Street, Suite 4001 • Carson City, Nevada 89701-5249 • p: 775.687.4670 • f: 775.687.5856 • ndep.nv.gov

Additional comments and objections will be considered at that time.

The application, proposed permit, comments received, and other project 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: <http://ndep.nv.gov/admin/public.htm>.