



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

PUBLIC NOTICE -- PR#0241

REQUEST FOR PUBLIC COMMENT UPON A DRAFT WRITTEN DETERMINATION FOR THE RECYCLING OF HAZARDOUS WASTE OIL

The Nevada Division of Environmental Protection (NDEP) is requesting public comment upon the Draft Written Determination (WD) for a hazardous waste recycling facility owned and operated by Best Energy, LLC (EPA ID# NVR000080655). This facility will be located at 22211 Bango Road, Fallon, Nevada.

The facility will re-refine used lubricating oil and recycled fuel oil into saleable products. Used lubricating oil is a hazardous waste in the state of California and since Best Energy is proposing to bring used lubricating oil from CA, it is considered hazardous in Nevada and a WD is required to recycle this hazardous waste oil per NAC 444.8455.

The facility is proposing to process approximately 22,000 gallons per day of oil that averages ~9% water. The facility anticipates producing approximately 19,950 gallons of "dry" lubricating oil products per day.

The public is invited to submit written comments on this draft Written Determination to the following NDEP contact person during the 45-day comment period ending **February 22, 2006**:

Mr. Sree Kailash, P.E., CEM
Nevada Division of Environmental Protection
Bureau of Waste Management
901 S. Stewart St., Suite 4001
Carson City, Nevada 89701-5249
(775) 687-9471
E-mail: skailash@ndep.nv.gov

Best Energy contact person is:

Mr. Phil Solaro, P.E.
Principal
Best Energy, LLC
16440 Wedge Parkway
Reno, NV 89511
(775) 852-2295

The application for the Draft Written Determination is available for public review between the hours of 8:00 a.m. and 3:00 p.m., Monday through Friday, at the NDEP address above. Further information may be obtained by calling Sree Kailash at (775) 687-9471 or e-mail at skailash@ndep.nv.gov

Anyone wishing to submit comments on this Draft Written Determination should do so in writing on or before **February 22, 2006** to NDEP at the Carson City address above. An extension of the 45-day comment period may be granted if the request for the extension adequately explains why more time is required to prepare comments.

All comments will be addressed in the Administrative Record. A final decision to issue or not issue the WRITTEN DETERMINATION will be made after all comments have been considered. Notice of the final decision shall be sent to each person who has delivered written comments or requested notice of the final decision. The decision will become effective 30 days from the date of issuance unless:

1. A later effective date is specified in the decision; or
2. There is an appeal of the Administrator's decision to the State Environmental Commission pursuant to NRS 445.274; or
3. There are no comments, in which case the final decision shall become effective immediately upon issuance.

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