



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

PUBLIC NOTICE OF PROPOSED ACTION AND PUBLIC HEARING

Web posting 10/15/09

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 water pollution control discharge permit # NEV2009509 from:

Encore Energy, Inc.
16640 Wedge Parkway
Reno, NV 89511

The applicant operates Bango Oil, LLC (Bango Oil) located at 22211 Bango Road, Fallon, NV 89406 (Churchill County). Bango Oil is an oil re-refining facility, which produces a lubrication oil product under a county-issued special use permit. For treatment of the facility's process wastewater, an oil-removal treatment system has been constructed, which includes dissolved air filtration, air stripping and adsorption unit operations. This treatment system has been engineered to meet the Division's stringent Total Petroleum Hydrocarbon (TPH) limitation of 1.0 mg/l of TPH (1 mg/l equivalent to 1 part per million). At the special use permit capacity, Bango Oil will generate on average 1,000 gallons per day of treated effluent, which will be reclaimed within the process for makeup water including pad wash-down water, cooling tower supply and fire system storage. Any surplus treated effluent which cannot be reused and would exceed the facility's available storage capacity is proposed for discharge onto Bango Oil property for roadway dust control (water truck application) and landscape (drip) irrigation. The Division's discharge permit requires that the treated effluent meet applicable State guidelines including conformance with the drinking water standards for hydrocarbon compounds. Groundwater monitoring is also required under this permit. Under normal water truck application (dust control), the Division does not anticipate any groundwater recharge to occur as the effluent is evaporated off the dirt surface. Therefore, the Division has made the tentative determination to issue 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 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 Monday, November 23, 2009, 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

Due to a significant degree of interest in this proposed project, the Division has scheduled a Public Hearing to gather additional public input regarding the draft permit conditions. The Public Hearing has been scheduled for 6:00 P.M. on Wednesday, December 2, 2009, at the Churchill County Commission, Administrative Building,

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Conference Room 145; 155 N. Taylor St., Fallon, Nevada 89406. The doors to the hearing room will open to the general public at 5:45 P.M.

Members of the public wishing to comment upon the proposed permit and/or to recommend terms and conditions for consideration of incorporation in the permit are invited to attend the hearing meeting and provide comments and information that are pertinent to the discharge permit. Comments not related to water quality issues cannot be considered during this Public Hearing. The Division may set a five-minute time limit for oral statements based on the number of people in attendance who would like to comment. Comments and information may be submitted by interested persons through the close of the Public Hearing.

All comments or objections received within the thirty (30) day public notice period or submitted at the Public Hearing will be considered in the formulation of final determinations regarding the application. If 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 Mark A. Kaminski, P.E., Bureau of Water Pollution Control at (775) 687-9424, or via e-mail at: mkaminsk@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>

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