



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

NOTICE OF PROPOSED ACTION

Web posting 6/4/09

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 to renew discharge permit #NEV89052 from:

KAPEX, LLC
P.O. Box 751149
Las Vegas, NV 89136

The applicant operates a light-industrial manufacturing facility at 11101 U.S. Hwy 93N, located 20 miles northeast of Las Vegas, NV in Clark County. This facility was last permitted under the former ownership of U.S. AVESTOR, LLC. The ten permitted outfalls include drip-landscape irrigation (non-process contact cooling tower bleed reuse), a double-lined fire/storm water containment basin, and eight individual septic systems. Each individual septic system is furnished with a separate leach (drain) field for disposal of domestic (sanitary) wastewater effluent. There is no industrial wastewater disposal associated with these septic systems. The Division has made the tentative determination to issue (renew) this 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) days of the date of newspaper publication, hand-delivered, e-mailed, faxed or postmarked no later than 5:00 P.M. PST on Wednesday, July 8, 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

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

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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 for this permit can be viewed at the following website: <http://ndep.nv.gov/admin/public.htm>

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