



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 12/10/09

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following Notice of Proposed Action under the Nevada Revised Statutes and the Clean Water Act. The Administrator has received an application for a Temporary Authorization to Apply Biosolids, Permit TNEV2010376, from the following applicant:

**John Albisu
P. O. Box 188
McDermitt, NV 89421**

The Applicant proposes to land apply biosolids removed from the McDermitt Wastewater Treatment Facility sewage treatment ponds (Permit NEV93005) to portions the nutrient deficient agricultural land located west of US Highway 95 and north of Albisu Road, McDermitt, Humboldt County, Nevada. Biosolids must be incorporated into the soil within six hours of land application. The rate of land application will be limited by the nitrogen uptake of the crop to be grown. The Applicant will be required to plant a crop to utilize the nitrogen within one year of land application. The Applicant is required to have irrigation water rights for the land application field at the time biosolids are applied.

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 TNEV2010376 to discharge for a 180 day period, subject to certain effluent limitations.

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 or postmarked no later than 5:00 P.M. on **December 28, 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 Street, Suite 4001
Carson City, NV 89701-5249**

Comments and/or hearing requests received via facsimile or e-mail before 5:00 P.M. **December 28, 2009**, will also be accepted. All requests for hearings must indicate the interest of the person filing the request and the reason(s) why a hearing is warranted. All comments or objections received within the thirty (30) day comment 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. The public notice of such hearings will be issued not less than thirty (30) days prior to the public hearing date.

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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 contacting Janine Hartley, P.E., Bureau of Water Pollution Control at (775) 687-9458, or at jhartley@ndep.nv.gov. The office facsimile number is (775) 687-4684. This notice and the Fact Sheet for this facility are also available on the NDEP website at www.ndep.nv.gov/admin/public.htm.

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