



# 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 3/11/10

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes and Federal Water Pollution Control Act. The Administrator has received a complete application for a water pollution control discharge permit (NV0020656) from the following applicant:

State of Nevada  
Department of Wildlife  
1100 Valley Road  
Reno, Nevada 89512

The applicant has operated the Gallagher Fish Hatchery in the Ruby Lake National Wildlife Refuge, Ruby Valley, Nevada under permit NV0020656 since February 1977. The facility has been in operation since 1940. The hatchery receives water from four springs: South, Nino, North, and Bressman. The facility discharges flow-through and pond cleaning wastewater from one point into a natural oxbow pond at a south parcel and from one point into an effluent treatment pond at a north parcel. Discharge from both parcels flow into the Ruby Marsh, a Class B water, via the USFWS collection ditch.

On the basis of preliminary review of the requirements of the Nevada Revised Statutes (NRS) as amended, and implementing regulations, the Administrator proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. The permit for this facility will include sampling requirements to assure maintenance of the water quality standards in Ruby Marsh. The permit (renewal) will tentatively be issued for a five (5) year period.

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 notice. However, the Administrator can, by this notice or with discretion, extend the comment period. All materials being submitted must be hand-delivered, e-mailed, faxed or postmarked no later than 5:00 P.M. PST, or PDT if in effect, on Wednesday, April 14, 2010, the close of noticed comment period, 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  
ATTN: Permit # NV0020656

The request must be filed within the comment period as noticed and must indicate the interest of the person filing the request and the reasons why a hearing is warranted. All comments or objections received by 5:00 PM of the comment period date, as noticed herein or as extended by the Administrator, will be considered in the formulation of final determination 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.

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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 calling E. Samuel Stegeman, P.E., Bureau of Water Pollution Control at (775) 687-9538, or via e-mail at: [sstegema@ndep.nv.gov](mailto:sstegema@ndep.nv.gov). The Water Pollution Control 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>

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

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