



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Brian Sandoval, Governor

Leo M. Drozdoff, P.E., Director

Colleen Cripps, Ph.D., Administrator

NOTICE OF PROPOSED ACTION

Web posting 1/18/11

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 a complete application for a new water pollution control discharge permit, #NEV2009508, from the following applicant:

**Nevada Wood Preserving
PO Box 350
Silver Springs, NV 89429**

Nevada Wood Preserving (NWP) operates a wood-treating facility at 1680 Spruce Avenue, in Silver Springs, Lyon County, Nevada. One source of wood for treatment is previously untreated lumber. The untreated lumber moisture content is approximately 30% and the lumber requires kiln-drying before treating. The drying process produces excess moisture that is captured by a sump and pumped into a 13,200 gallon storage tank. NWP is proposing to use the water in the storage tank for facility grounds dust control. The maximum rate of dust control discharge is 145 gallons per minute. The maximum daily hours of dust control applied discharge is permitted at 10 hours per day for a maximum daily discharge of 87,000 gallons per day. Water applied for dust control water will not be permitted to come into contact with treated or untreated lumber stored on the facility grounds. The permit is for the discharge of kiln-dried untreated lumber excess moisture, to be used only for facility grounds dust control, with appropriate restrictions and conditions. An existing set of three monitoring wells surrounding the NWP facility is used for evaluating groundwater conditions. An existing Administrative Order on Consent (AOC), issued September 8, 2005, requires groundwater monitoring and sampling of each of the monitoring wells semi-annually for specific parameters. This permit will incorporate all the requirements currently contained in the AOC. The AOC will then be terminated. The proposed discharge permit is for a period of five years.

On the basis of preliminary review of the requirements of the Nevada Revised Statutes (NRS) and implementing regulations, the Administrator proposes to issue a groundwater discharge permit, subject to certain discharge limitations and special conditions.

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 or by Fax, within thirty (30) days of the date of newspaper publication, by **5:00 P.M. on February 21, 2011**, either in person or by mail to:

**Nevada Division of Environmental Protection
Bureau of Water Pollution Control
901 S. Stewart St., Ste. 4001
Carson City, NV 89701**

Comments and/or hearing requests received via facsimile or e-mail before **5:00 P.M. on February 21, 2011** 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.

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 thirty days 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 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 other information are on file and may be copied, or copies may be obtained by writing to the above address or by calling Jeryl Gardner of the Bureau of Water Pollution Control at (775) 687-9423, or at jgardner@ndep.nv.gov, or FAX (775) 687-4684. Copies of the Fact Sheet and Public Notice may be viewed or printed from the NDEP website at <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.