



NOTICE OF PROPOSED ACTION

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes and/or the Clean Water Act, where applicable. The Administrator has received an application for a Groundwater Discharge, permit number NS0099000 from the following applicant:

DESERT HILLS DAIRY
350 CAMPBELL LN.
YERINGTON, NV - 89447

Permit NS0099000, DESERT HILLS DAIRY:

The Permittee, Desert Hills Dairy, has applied for the renewal of groundwater discharge permit NS0099000 for the Desert Hills Dairy facility located at 350 Campbell Lane in Yerington, Lyon County, Nevada. The permit allows the Permittee to discharge manure and production area runoff in the event of a 25-year, 24-hour, or larger, storm event. The dairy is defined as a Concentrated Animal Feeding Operation (CAFO) because it will confine at least 700 cows for 30 days or more in a 12-month period in an area devoid of vegetation during the normal growing season. As a CAFO, the Permittee is required to contain all manure and runoff from the production area; this includes confinement areas, manure storage areas, raw materials storage areas, and waste containment areas. An exception to this is a precipitation overflow resulting from a 25-year, 24-hour or larger storm event or chronic storm condition. To qualify for this exception, the production area must be properly designed, constructed, operated, and maintained to contain manure, direct precipitation, and the runoff from a qualifying storm event.

MAJOR MODIFICATION (Effective December 2024):

The Permittee is proposing two (2) modifications to the facility. The first modification is the construction of an in-ground, covered anaerobic (digester) lagoon. The second modification is an expansion of the facility which will include the construction of five (5) freestalls and a new milk parlor.

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 NS0099000 to discharge for a five (5) year period, subject to certain effluent limitations.

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, hand delivered or postmarked no later than 5:00 P.M. on 11/25/2024, either in person or by mail to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
901 South Stewart Street, Suite 4001
Carson City, NV 89701

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 determination(s) 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.

A public hearing on the proposed determination can be requested by the applicant, any affected State, any affected interstate agency, the Regional Administrator of EPA Region IX or any interested agency, person or group of persons. 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. Any public hearing determined by the Administrator to be held must be conducted in the geographical area of the proposed discharge or any other area the Administrator determined to be appropriate. All public hearings must be conducted in accordance with NAC 445A.238.

The applications, proposed permits, 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 Bonnie Hartley, Bureau of Water Pollution Control, at (775) 687-9502 or at bhartley@ndep.nv.gov. The office facsimile number is (775) 687-4684. For further information, the fact sheet for this project can be viewed at the following website: <https://ndep.nv.gov/posts/category/water>.

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