



## 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 New Manufacturing, Commercial, Mining and Silvicultural Discharge, permit number NV0024256 from the following applicant:

TBC - THE BORING COMPANY  
3395 CAMBRIDGE STREET  
LAS VEGAS, NV - 89169

### **Permit NV0024256, ENCORE-LVCC CONNECTOR:**

This is a new permit. The Boring Company (TBC) proposes to Discharge Granular Activated Carbon (GAC) treated groundwater to the Clark County storm drain system. The project consists of a 0.3-mile, twin tunnel transportation system connecting the Las Vegas Convention Center (LVCC) to the Encore at Wynn Resort. New surface stations will be constructed at the termini of the tunnels, the Encore Station and the LVCC Silver Lot Station. The system will allow passengers to travel by tunnel in Tesla vehicles between these stations. The project includes two tunnels between LVCC Central Station and Encore Station, one egress shaft located towards the East end of the tunnel segment in the LVCC Silver Lot, and a shaft on the Wynn Golf Course. The discharge will consist of treated water generated during equipment and tunnel wall washing, shaft dewatering, and incidental groundwater seepage into the tunnel and shafts. A nearby hydrant (served by Las Vegas Valley Water District) will provide the tunnel and equipment wash water, and all tunnel and equipment wash water will be contained and treated prior to discharge.

### **MAJOR MODIFICATION** (Effective November 2025):

The Permittee has requested the modification of the existing NPDES permit to add outfall 002 for discharges to 4744 Paradise. Permit modification would authorize discharge of GAC treated groundwater to the Clark County storm drain system at outfall 002 at a rate not to exceed 0.05 Million Gallons per Day (Mgal/d).

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 NV0024256 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 11/03/2023, 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 Permittee, 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 to 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 Aaron Park, Bureau of Water Pollution Control, at (775) 687-9427 or at [apark@ndep.nv.gov](mailto:apark@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.