NOTICE OF PROPOSED ACTION

by the
State of Nevada
Division of Environmental Protection
Bureau of Air Pollution Control

PUBLIC NOTICE

Pursuant to Nevada Revised Statutes (NRS) Chapter 445B, the Nevada Administrative Code (NAC) Chapter 445B, and the Clean Air Act, the Nevada Division of Environmental Protection is issuing the following Notice of Proposed Action.

The Director received an application for a new Class II Air Quality Operating Permit, AP1442-5141 (FIN A0462) from the following applicant:

Empire Mining Co,. LLC
PO Box 157
Gerlach, Nevada 89412

Empire Mining Co., LLC is located on Nevada Highway 447, Mile Marker 68. The project is located in all or portions of Section 31, Township 31N, Range 24E, M.D.B.&M.

Empire Mining Co., is requesting a new Class II Air Quality Operating Permit. The facility will consist of hopper loading, conveyor transfers, and a crusher.

On the basis of the preliminary review and the requirements of the NRS, the NAC and the Clean Air Act, the Director is hereby announcing his intent to issue the proposed Class II Air Quality Operating Permit based on a review of the information submitted. A copy of this document, the draft permit, and the Director's Review will be available for public inspection at http://ndep.nv.gov/posts.

Persons wishing to comment regarding this proposed action, or to request a hearing pursuant to NRS 445B Air Pollution and NAC 445B Air Controls, should submit their comments or request in writing, either in person or by mail within thirty (**30**) days to:

Shantell Davis
Nevada Division of Environmental Protection
Bureau of Air Pollution Control
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701
aircomments@ndep.nv.gov

The application, Director's Review, proposed permit, any comments received, and other relevant information may be copied at the above address or copies may be obtained by written request to the above address. Written comments or objections will be received at the Nevada Division of Environmental Protection, above address, until **December 25, 2026**, and will be retained and considered prior to final action on the proposed Class II Air Quality Operating Permit.

Please bring the foregoing notice to the attention of all interested persons.