



STATE OF NEVADA
Department of Conservation & Natural Resources
DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

February 23, 2010

Matt Denio
Dayton Land Developers, LLC
523 Little Sorrel Court
Reno, NV 89521

Subject: **No Further Assessment Determination
Santa Maria Ranch Subdivision Phase II
Dayton, Nevada**

Dear Mr. Denio:

The Nevada Division of Environmental Protection (NDEP) has reviewed the December 10, 2009 "*Soil Sampling Report, Santa Maria Ranch Subdivision, Phase II*" letter report prepared by Kathi Brandmueller, P.E., CEM of Converse Consultants on behalf of Dayton Land Developers, LLC. As a result of NDEP's review, this letter provides a no further assessment determination (NFA) for the Phase II development in the Santa Maria Ranch (SMR) subdivision based on the conditions described in part below.

The NFA determination is subject to the limited sampling data and information presented in the case file in accordance with the approved SMR Phase II Sampling and Analysis Plan. This plan limited analyses of soil samples for total mercury levels to within the top 2 feet of the existing grade. It is understood by NDEP from Dayton Land Developers and Converse Consultants that plans for this phase of the SMR subdivision will not disturb soils below this depth.

If site grading plans submitted for SMR Phase II deviate from the stated plans and result in disturbance below 2 feet of the existing grade or if the plans require the placement of additional fill material from a potentially contaminated area within the Carson River Mercury Site, additional sampling may be necessary. NDEP may also re-evaluate this decision if conditions at the site change or if new or previously unidentified information becomes available that: 1) alters the results of the site evaluation; and 2) demonstrates a potential detrimental impact on human health or the environment.

If you have any questions or concerns regarding this letter, please contact the undersigned at (775) 687-9385 or dfriedman@ndep.nv.gov.

Sincerely,

David Friedman
Environmental Scientist III
Superfund Branch
Bureau of Corrective Actions, NDEP



cc: Jeff Collins, CEM, Supervisor, Superfund Branch, Bureau of Corrective Actions, NDEP
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