

NEVADA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

NEVADA ENVIRONMENTAL COMMISSION

HEARING ARCHIVE

FOR THE HEARING OF October 23, 1997

HELD AT: Las Vegas, Nevada

TYPE OF HEARING:

REGULATORY

YES APPEAL (Western Elite Inc.)

FIELD TRIP

ENFORCEMENT

VARIANCE

RECORDS CONTAINED IN THIS FILE INCLUDE:

YES AGENDA

YES PUBLIC NOTICE

MINUTES OF THE HEARING

LISTING OF EXHIBITS

AGENDA

NEVADA STATE ENVIRONMENTAL COMMISSION PUBLIC HEARING

As provided by Nevada Revised Statutes (NRS) Chapter 233B and Nevada Administrative Code (NAC) inclusive, a panel of the Nevada State Environmental Commission will conduct an appeal hearing on Thursday **October 23, 1997 beginning 9:30 a.m.**, at the Cashman Field Center, Room 108, 850 North Las Vegas Blvd, Las Vegas, Nevada.

This agenda has been posted at the Grant Sawyer State Office Building and Cashman Field in Las Vegas, the Washoe County Library in Reno and the Nevada State Library and Division of Environmental Protection Office in Carson City, Nevada.

The following items will be discussed and acted upon but may be taken in different order to accommodate the interest and time of the persons attending.

I. Appeal Hearing - * ACTION

Western Elite Inc., Lamond R. Mills, Vice President, 316 E. Bridger Street, Room 202, Las Vegas, Nevada, 89101 appeals the order for revocation of the Approval to Operate a Salvage Yard dated September 22, 1997 by the Nevada Division of Environmental Protection's Bureau of Waste Management.

On September 22, 1997, pursuant to Nevada Revised Statute (NRS) 444.592, the Division of Environmental Protection, Bureau of Waste Management revoked the permit of Western Elite Inc. - Approval to Operate a Salvage Yard in Lincoln County. This authorization was issued by the Division on February 5, 1997 in accordance with Nevada Administrative Code (NAC) 444.674. In an Order issued on September 22, 1997, the Division alleges that Western Elite failed to comply with applicable state solid waste management regulations at its waste salvage yard located in Lincoln County, Nevada. On April 22, 1997, pursuant to NRS 444.553, NAC 444.6405, 444.644, 444.674 and 444.676, the Division issued a Finding of Alleged Violation and Order to Western Elite Inc. for operating a solid waste disposal site for construction debris without a permit.

II. General Commission or Public Comment

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Executive Secretary in writing, Nevada State Environmental Commission, 333 West Nye Lane, Room 138, Carson City, Nevada, 89706-0851, facsimile (702) 687-5856, or by calling (702) 687-4670 extension 3117 no later than 5:00 p.m., October 17, 1997.

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NEVADA STATE ENVIRONMENTAL COMMISSION NOTICE OF APPEAL HEARING

A three member panel of the Nevada State Environmental Commission will conduct an appeal hearing in the matter of:

Western Elite Inc., Lamond R. Mills, Vice President, 316 E. Bridger Street, Room 202, Las Vegas, Nevada, 89101 appeals the order for revocation of the Approval to Operate a Salvage Yard dated September 22, 1997 by the Nevada Division of Environmental Protection's Bureau of Waste Management.

On September 22, 1997, pursuant to Nevada Revised Statute (NRS) 444.592, the Division of Environmental Protection, Bureau of Waste Management revoked the permit of Western Elite Inc. - Approval to Operate a Salvage Yard in Lincoln County. This authorization was issued by the Division on February 5, 1997 in accordance with Nevada Administrative Code (NAC) 444.674. In an Order issued on September 22, 1997, the Division alleges that Western Elite failed to comply with applicable state solid waste management regulations at its waste salvage yard located in Lincoln County, Nevada.

On April 22, 1997, pursuant to NRS 444.553, NAC 444.6405, 444.644, 444.674 and 444.676, the Division issued a Finding of Alleged Violation and Order to Western Elite Inc. for operating a solid waste disposal site for construction debris without a permit.

The appellant asserts that they have demonstrated a beneficial use according to their salvage permit and that since the salvage yard permit was revoked they have been able to find suitable markets for their salvaged construction debris.

The hearing will be held:

**Thursday - October 23, 1997
9:30 a.m.
Cashman Field Center, Room 108
850 North Las Vegas Blvd
Las Vegas, Nevada**

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Executive Secretary by writing to Nevada State Environmental Commission, 333 West Nye Lane, Room 138, Carson City, Nevada, 89706-0851; by facsimile to (702) 687-5856; or by calling (702) 687-4670 extension 3117 no later than 5:00 p.m., October 17, 1997.

This notice is issued pursuant to Nevada Revised Statutes (NRS) Chapter 233B. The hearing will be held in accordance with Nevada Administrative Code, (NAC) 445B.875 to 445B.897, inclusive.

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