



State of Nevada

Dept. of Conservation & Natural Resources

State Environmental Commission

901 South Stewart Street, Suite 4001 -- Carson City, Nevada 89701-5249



Public Hearing Notice

State Implementation Plan, Arsenic Rule Exemptions & Air Quality Settlement Agreements – May 24, 2007

The State Environmental Commission (SEC) has scheduled a public hearing on Thursday May 24, 2007 beginning at 9 am. The hearing will be conducted through use of a video conference link between Carson City and Las Vegas. The hearing location in Carson City will be at the Division of Environmental Protection, 4th floor conference room located at 901 South Stewart Street, Carson City, Nevada (i.e., The Bryan Building). The hearing location in Las Vegas will be at the Division’s Office which is located at 2030 E. Flamingo Rd. Suite 230, Las Vegas, Nevada.

The purpose of the hearing is to receive comments from all interested persons regarding the following SEC action items. If a person that may be directly affected by a proposed action does not appear and request time to make an oral presentation at the above referenced hearing, the SEC may proceed immediately to act upon any of the items described in this notice. Each item will be discussed and acted upon but may be taken in different order to accommodate the interest and time of the persons attending.

1) Approval of minutes 09/06/06 SEC hearing * Action Item

2) Nevada Applicable State Implementation Plan * Non Action Item: The Nevada Division of Environmental Protection (NDEP) has requested the State Environmental Commission (SEC) to “approve” the deletion of certain outdated sections of Nevada’s federally required Applicable State Implementation Plan (ASIP). The ASIP is submitted to US EPA as required under the Clean Air Act. As part of the “deletion process” NDEP must demonstrate that the deletions of old, previously approved sections have undergone a “public hearing process” with the existing requisite 30-day notice and comment period. Specific details on those sections slated for deletion are available on the SEC web site at <http://www.sec.nv.gov/index.htm>.

3) Arsenic Rule Exemptions * Action by Consent Calendar: Pursuant to the federal Safe Drinking Water Act and Nevada Revised Statute (NRS) 445A.935, the State Environmental Commission (SEC) may grant exemptions from the regulations of the Commission. A number of public water systems, which are listed below, have submitted arsenic exemption applications. These applications have been reviewed and are being recommended for approval by staff from the Nevada Division of Environmental Protection's Bureau of Safe Drinking Water.

WATER SYSTEM ID #

SYSTEM NAME

NV0000903	CMC Steel Fabricators DBA CMC Joist
NV0000303	Old River Water Company
NV0000061	Tolas Park MPH
NV0000147	Frontier Village MHP
NV0000327	Gaye Haven Care Home
NV0000146	Hitching Post Motel and RV Park

NV0000349	Hollister Hecla Water System
NV0000043	Crescent Valley Water System
NV0002573	Devil's Gate GID #2
NV0000907	Lone Tree Mine
NV0000008	Lander Co Sewer and Water Dist 1 BM
NV0000006	Lander Co Sewer and Water Dist 2 Austin
NV0000005	Alamo Sewer and Water GID
NV0000185	Panaca Farmstead Water Association
NV0002516	Five Star MHP
NV0000242	Weed Heights Development
NV0000357	Hawthorne Army Ammo Depot
NV0000913	Tahoe Reno Industrial Center
NV0000206	Pioneer Hills MHP
NV0004021	Silver Knolls Mutual Water Company

For more information about the Arsenic Exemptions process please see the briefing document on the SEC website <http://www.sec.nv.gov/index.htm> that contains the list of water systems requesting exemptions and a "boiler plate" exemption approval document for consideration by the SEC.

4) Settlement Agreements on Air Quality Violations * Action by Consent Calendar:
The Division of Environmental Protection has negotiated 14 Settlement Agreements for Air Pollution Control violations. The SEC is being asked to approve, deny, or modify each agreement for the following companies:

1. 3D Concrete, Lander County
2. A&K Earthmovers, Inc. - Fallon Airport, Churchill County
3. A&K Earthmovers, Inc. - Desert Mtn. Plant, Churchill County
4. American Assay Lab Inc., Elko County
5. A.S.C. Excavating & Grading, Nye County
6. Atlas Contractors, Inc. - Sparks NV
7. Chemetalle Foote Corporation, Silver Peak, Mineral County
8. CNC Dirt Movers, Esmeralda County
9. Diamond Hot Springs Estate, Lyon County
10. John Davis Trucking, Inc., Battle Mountain, Lander County
11. Moltan Company, Churchill County
12. Nobel Perlite, Fallon, Churchill County
13. Pahrump Valley Gravel, Pahrump, Nye County
14. Ruby Dome, Inc., Lander County
15. Wilkin Mining & Trucking, Lincoln County

5) Bureau of Air Pollution Control (BAPC) - Penalty Table * Non Action Item: The BAPC has developed a "Non-Emissions Air Quality Violations Penalty Table" that is used to augment fines in the event of repeat violations. The SEC has requested a review of this information; the table is available on the SEC Website at: <http://www.sec.nv.gov/> **Note: this is not an action item.**

6) Public Comments

Additional Information:

Persons wishing to comment on the proposed actions of the State Environmental Commission (SEC) may appear at the scheduled public hearing or may address their comments, data, views, or arguments in written form to: State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249.

The SEC must receive written submissions at least five days before the scheduled public hearing. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the SEC may proceed immediately to act upon any written submissions.

Members of the public can inspect copies of information to be acted on at the State Library and Archives in Carson City (100 Stewart Street), and at the offices of the Division of Environmental Protection in Carson City and Las Vegas. The Carson City office is located at 901 South Stewart Street, Suite 4001 and the Las Vegas office is located at 2030 E. Flamingo Rd. Suite 230.

In addition, copies of this public notice and the accompanying background information have been deposited electronically at major library branches in each county in Nevada. This notice and background information is available on the State Environmental Commission's website at <http://www.sec.nv.gov/>

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify, in writing, the Nevada State Environmental Commission, in care of John B. Walker, Executive Secretary, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249, facsimile (775) 687-5856, or by calling (775) 687-9308, no later than 5:00 p.m. on May 16, 2007.

As required by the provisions of chapters 233B and 241 of Nevada Revised Statutes, this public notice has been posted at the following locations: the Nevada Department of Wildlife building in Reno, the Grant Sawyer Office Building in Las Vegas, and the Offices of the Division of Environmental Protection in Carson City and Las Vegas. Copies of this notice and the proposed regulations will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.