

**NEVADA STATE ENVIRONMENTAL COMMISSION**  
**1ST REVISED AGENDA**  
**December 11, 2001**

The Nevada State Environmental Commission will conduct a public hearing commencing at **9:30 a.m. on Tuesday, December 11, 2001, at the Nevada Division of Wildlife's Conference Room B, 1100 Valley Road, Reno, Nevada.**

This agenda has been posted at the Clark County Public Library and Grant Sawyer Office Building in Las Vegas, Washoe County Library and Division of Wildlife in Reno, Division of Environmental Protection and Department of Museums, Library and Arts in Carson City, the Lyon County Courthouse in Yerington, and Mineral County Courthouse in Hawthorne. The Public Notice for this hearing was published on November 12, November 21 and November 29, 2001 in the Las Vegas Review Journal and Reno Gazette Journal newspapers.

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. Introduction of Commissioner Tim Crowley**

**II. Approval of minutes from the September 18, 2001 meeting. \* ACTION**

**III. Regulatory Petitions \* ACTION**

**A. Petition 2002-01 (LCB R-096-01)** permanently amends NAC 445A.070 to 445A.348, the water pollution control program by amending 445A.100 the definition for "point source" by adding language that defines earth moving equipment, and 445A.309, the definition for "diffuse source" to incorporate runoff in various subsections of the definition. In addition, the definition for "diffuse source" clarifies provisions regarding urban area runoff and earth moving activities. The regulation will assist regulated communities in determining when water pollution control permits are necessary.

**B. Petition 2002-03 (LCB R-128-01)** is a permanent amendment to NAC 445A.119 to 445A.225, the pollution control standards for water quality. The petition amends the standards for various reaches of the East and West forks of the Walker River. Amendments are proposed for NAC 445A.159 through 445A.169, inclusive including Sweetwater Creek and Desert Creek of the Walker River. Revised area of water quality standards includes pH, the nitrite in the lower reaches, the time period for dissolved oxygen beneficial use standard, the Topaz Lake dissolved oxygen standard, the replacement of the narrative color standard with a numeric standard, establishing sulfate requirements to maintain existing higher quality (RMHQ), replacement of existing fecal coliform standard with E. Coli standard and to establish a total suspended RMHQ for Sweetwater Creek. It is proposed to revise the time period that adult Lahontan cutthroat trout may be present in the reach from Walker Lake to Weber Reservoir.

**C. Petition 2002-04 (LCB R-129-01)** is a permanent amendment to NAC 445A.119 through 445A.225, the pollution control standards for water quality. The permanent regulation establishes water quality standards for Walker Lake. The regulation establishes beneficial uses and water quality standards to protect those uses. Proposed standards for Walker Lake include pH, dissolved oxygen, total suspended solids, temperature, dissolved oxygen, nitrite, total inorganic nitrogen, total phosphorus and E. Coli.

**D. Petition 2002-02 (LCB R-102-01)** is a permanent amendment to NAC 445B.400 to 445B.774, the vehicle emission control program. The amendment adopts by reference a State of California regulation that became effective on July 25, 2001. The amendment requires model year 2005 and 2006 new heavy-duty diesel engines (HDDEs) with a Gross Vehicle Weight Rating (GVWR) of 14,001 pounds and greater to meet supplemental emission tests. Definitions added include the applicable Executive Order, heavy-duty diesel engine, model year, new motor vehicle, new motor vehicle engine, ultimate purchaser, ultra-small volume manufacturer, and urban bus.

**IV. Settlement Agreements on Air Quality Violations \* ACTION**

- A. Road & Highway Builders; Notice of Alleged Violations # 1585, 1586, 1587, 1588, 1589, 1591, 1592, and 1593
- B. Nye County Road Department; Notice of Alleged Violation # 1596
- C. Premier Chemicals, LLC; Notice of Alleged Violations # 1594 & 1595
- D. Crockett Enterprises; Notice of Alleged Violations # 1599 & 1605
- E. Paul Moore Sand and Gravel; Notice of Alleged Violation # 1604

V. Status of Division of Environmental Protection's Programs and Policies

VI. General Commission or Public Comment

Copies of the proposed regulations may be obtained by calling the Executive Secretary, David Cowperthwaite at (775) 687-4670, extension 3118. The public notice and the text of the proposed permanent regulations are also available in the State of Nevada Register of Administrative Regulations which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653. The proposed regulations are on the Internet at <http://www.leg.state.nv.us>. In addition the State Environmental Commission maintains an Internet site at <http://www.ndep.state.nv.us/admin/envir01.htm>.

Persons with disabilities who require special accommodations or assistance at the meeting are requested to notify the Executive Secretary in writing at the Nevada State Environmental Commission, 333 West Nye Lane, Room 138, Carson City, Nevada, 89706-0851 or by calling (775) 687-4670, ext. 3117, by 5:00 p.m. **December 5, 2001.**

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