

**STATE ENVIRONMENTAL COMMISSION
BOX INTERNAL IDENTIFICATION NUMBER: 57
STATE ARCHIVE BOX ID NUMBER: ENVRPR-0124**

CONTENTS: 1997 STATE ENVIRONMENTAL COMMISSION REGULATORY HEARINGS -

HEARING DATE: **LOCATION:**

March 6, 1997

Las Vegas, Nevada

Petition 96019 a temporary regulation amending NAC 486A.010 through 486A.250 to clarify definitions, revises the year-by-year compliance schedule for acquiring or converting public fleet vehicles to alternative fuels vehicles. The credit program NAC 486A.170 is repealed. A new section is added that exempts from program requirements counties with less than 100,000 persons. NAC 486A.180 expands reporting.

Petition 96020 is a temporary regulation that amends Section 23 of Petition 96018 (LCB R-119-96) by amending the reference to Method E1739-95 as adopted by the American Society of Testing and Materials to be obtained from the Society directly rather than the Division of Environmental Protection. This proposed changes includes the address and cost of acquiring the document "Method E1739-95".

Petition 97001 temporarily amends NAC 444 to allow solid waste management agencies to apply less stringent standards at Class II municipal solid waste landfills. The proposed regulation amends NAC 444.667 regarding control of explosive gases, NAC 444.716 regarding the daily covering of landfills, and NAC 444.7175 regarding final landfill coverings. The proposed changes provides for more flexibility in establishing monitoring schedules required by the aforementioned citations. NAC 444.685 through 444.6859 is proposed to be amended by adding two new assurance mechanisms; the local government financial test and the local government guarantee.

Settlement Agreements:

Rees's Enterprise: NOAV's # 1214 & 1215

Frehner Construction Company: NOAV's # 1209, 1210 & 1213

Capital Aggregate Products Inc.: NOAV # 1220

Workshop on Cryptosporidiosis and the Las Vegas Bay

Field Trip to Las Vegas Bay and Saddle Mountain

May 29, 1997

Reno, Nevada

Petition 97003 temporarily amends NAC 445A.055 to 445A.066, the Certification of Laboratories to Analyze Substances in Water, by amending the existing regulation to be more consistent with the Safe Drinking Water Acts laboratory certification program by replacing "warning limits" with "acceptance limits". Affected citations includes NAC 445A.057, 445A.060, 445A.061 and 445A.062.

Petition 97002 temporarily amends NAC 445A.070 to 445A.348, Water Pollution Control, by amending the mining water pollution control fees in NAC 445A.232. The regulation adds a new category of less than 18,250 tons and two new categories greater than 500,000 tons. Annual fees are proposed to be increased in three increments over six years. The increments cover the period of State Fiscal Years (July 1st to June 30th) 1998 to 1999, 2000 to 2001 and 2002 to 2003. Original and Renewal fees are also increased but remain constant during the aforementioned fiscal years.

Settlement Agreements:

Iron Mountain Acquisition Co: NOAV # 1221

Min-Ad Inc.: NOAV # 1223 and 1224

September 23, 1997

Reno, Nevada

Petitions 96019, 96020, 97001, 97002 and 97003 have been previously adopted as temporary regulations by the Environmental Commission. These regulations expire by limitation on November 1, 1997. These temporary regulations are before the Commission for permanent adoption.

Petition 96019 (LCB R-032-97) amends NAC 486A.010 through 486A.250. The proposed regulation clarifies definitions in the Alternative Fuels program, and the credit program in NAC 486A.170 is repealed. A new section is added that exempts from program requirements counties with less than 100,000 persons. NAC 486A.180 expands reporting requirements.

Petition 96020 (LCB R-033-97) amends NAC 445A.22705, Method E1739-95 as adopted by the American Society of Testing and Materials. The reference Method can be obtained from the Society directly rather than the Division of Environmental Protection. This proposed change includes the address and cost of acquiring the document "Method E1739-95".

Petition 97001 (LCB R-031-97) amends NAC 444.685 to allow solid waste management authorities to waive the requirements of NAC 444.6851 to 444.6859, the provisions of financial assurance, to April 9, 1998.

Petition 97002 (LCB R-027-97) amends NAC 445A.070 to 445A.348, Water Pollution Control, by amending the mining water pollution control fees in NAC 445A.232. The regulation adds new annual threshold categories for chemically processing mine solutions including less than 18,250 tons, 18,250 to 36,500 tons, 36,500 to 100,000 tons and two new categories greater than 500,000 to 2,000,000 tons. Annual fees are proposed to be increased in three increments over six years. The increments cover the period of State Fiscal Years (July 1st to June 30th) 1998 to 1999, 2000 to 2001 and 2002 to 2003. Original and Renewal fees are also increased once but will remain constant to fiscal year 2003.

Petition 97003 (LCB R-028-97) amends NAC 445A.055 to 445A.066, the Certification of Laboratories to Analyze Substances in Water, by amending the existing regulation to be more consistent with the Safe Drinking Water Acts laboratory certification program by replacing "warning limits" with "acceptance limits". Affected citations includes NAC 445A.057, 445A.060, 445A.061 and 445A.062.

Petition 97004 (LCB R-105-97) amends NAC 445B.001 to 445B.395 by adding a new provision for a stationary source to request a revision for a air quality Class II operating permit. In addition NAC 445B.011 is revised to reference the NRS. NAC 445B.019, "applicable requirement" is re-defined to delete temporary source; NAC 445B.094 amends the definition of major source to exclude mobile sources as defined under Title II of the Federal Clean Air Act; and NAC 445B.221 is amended to add various subparts for New Source Performance Standard Industrial-Commercial-Institutional Steam Generating Units, Municipal Landfills, dry cleaners, chrome anodizing tanks, industrial process cooling towers, halogenated solvents, wood furniture manufacturing, printing and publishing, tanks, containers, surface impoundments, individual drain system and oil or organic water separators. The term "modification" is supplanted with the term "revision" from NAC 445B.001 to NAC 445B.395. NAC 445B.321 is proposed to be amended to add thresholds in defining minor revisions for Class I operating permits. It is proposed that NAC 445B.024, 445B.025, 445B.026, 445B.039, 445B.040, 445B.089, 445B.100, 445B.101, 445B.150, 445B.192, 445B.238, 445B.240, 445B.241, 445B.243, 445B.244, 445B.245, 445B.336 and 445B.367 be repealed.

Petition 97005 (LCB R-106-97) amends NAC 445A.266 by expanding the provisions of a general water pollution control permit to include rolling stock for the purpose of working in the waters of the state. In addition, the processing time for the permit shall not exceed 60 days and provisions are established that allows for public hearing upon the notice of intent. This regulation follows the instructions defined in Assembly Bill 594 of the 1997 Nevada Legislative Session.

Petition 97006 (LCB R-107-97) amends NAC 444.8452 "Additional fees to offset cost of inspection and other regulation: Payment; accounting; penalty for unpaid fee." The proposed amendment adjusts the fees charged for disposal and treatment of hazardous waste to make rates at the state owned Beatty facility comparable to California rates. Fees for importation of hazardous waste, not federally regulated, are reduced and fees for treatment are increased by 19 cents per ton.

Settlement Agreements:

Ames Construction, Inc.: NOAV's # 1249 & 1250

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