

**Churchill County  
Agenda Report**

**Agenda Item:**

Consent # I

**Date Submitted:** December 26, 2007

**Agenda Date Requested:** January 16, 2008

**To:** Board of Churchill County Commissioners

**From:** Pamela D. Moore, Administrative Aide to the Board of County Commissioners

**Subject Title:** The Nevada Division of Environmental Protection (NDEP) provides it's No Further Action Determination – Complaint/Spill Report 070525-01 for the property located at 180 West Williams Avenue, Fallon, Nevada.

**Type of Action Requested:** (check one)

Resolution

Ordinance

Formal Action/Motion

Other – Informational Only

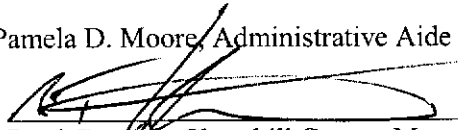
**Does this action require a Business Impact Statement?** No

**Recommended Board Action:** None.

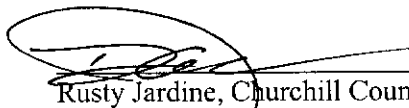
**Discussion:** The Nevada Division of Environmental Protection (NDEP) provides it's No Further Action Determination – Complaint/Spill Report 070525-01 for the property located at 180 West Williams Avenue, Fallon, Nevada. This determination will remain in effect unless NDEP receives new or previously unidentified information that alters the results of the environmental assessment. According to the December 6, 2007 letter report, an extensive area of contaminated soil (as Total Petroleum Hydrocarbons) remains on-site (Churchill County Parcel No. 001-231-63), most of which occurs near the southeast corner of the property under the newly-constructed parking lot. Although the contaminant concentrations (which range from 104 mg/Kg to 2,744 mg/Kg) are above the State of Nevada Action Level set forth in subsection (b) of Nevada Administrative Code 445A.2272, NDEP agrees with Mr. Johnson that additional corrective action is not necessary to prevent the residual petroleum substances from posing a threat or potential threat to public health or the environment. Mr. Johnson has substantiated his conclusion by collecting ground water samples on November 16, 2007; none of the samples contained volatile organic compounds (as gasoline) above the State of Nevada Action Level set forth in NAC 445A.22735.

**Prepared By:** Pamela D. Moore, Administrative Aide

Date: December 26, 2007

**Reviewed By:**   
Brad Goetsch, Churchill County Manager

Date: 27 Dec 07

  
Rusty Jardine, Churchill County Civil Deputy Attorney

Date: 28 Dec 07

  
Alan Kait, Churchill County Comptroller

Date: 1/8/08

**Board Action Taken:**

Motion: \_\_\_\_\_

1) \_\_\_\_\_

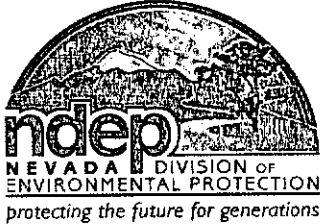
Aye/Nay

2) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



# STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

RECEIVED

DEC 26 2007

Jim Gibbons, Governor  
CHURCHILL COUNTY  
Allan Blyden, Treasurer

Leo M. Drozdoff, P.E., Administrator

December 20, 2007

RECEIVED

DEC 26 2007

CHURCHILL COUNTY  
COMMISSIONERS

Mr. Gary Laca, Manager  
Conrad Properties, LLC  
4700 Conrad Place  
Fallon, Nevada 89406-5272

Subject: **No-Further-Action Determination – Complaint/Spill Report 070525-01**  
180 West Williams Avenue, Fallon, Nevada (NDEP Project No. E-000068)

Dear Mr. Laca:

The Nevada Division of Environmental Protection (NDEP) is in receipt of the *Site Investigation Report* prepared on your behalf by Mr. John H. Johnson, a Nevada-certified Environmental Manager employed by Pezonella Associates, Inc. At the request of Mr. Johnson, this letter provides a no-further-action determination for the subject Complaint/Spill that was reported to NDEP on May 25, 2007. This determination will remain in effect unless NDEP receives new or previously unidentified information that alters the results of the environmental assessment.

According to the December 6, 2007 letter report, an extensive area of contaminated soil (as Total Petroleum Hydrocarbons) remains on-site (Churchill County Parcel No. 001-231-63), most of which occurs near the southeast corner of the property under the newly-constructed parking lot. Although the contaminant concentrations (which range from 104 mg/Kg to 2,774 mg/Kg) are above the State of Nevada Action Level set forth in subsection (b) of Nevada Administrative Code 445A.2272, NDEP agrees with Mr. Johnson that additional corrective action is not necessary to prevent the residual petroleum substances from posing a threat or potential threat to public health or the environment. Mr. Johnson has substantiated his conclusion by collecting ground water samples on November 16, 2007; none of the samples contained volatile organic compounds (as gasoline) above the State of Nevada Action Level set forth in NAC 445A.22735.

If you have any questions concerning this matter, please contact me at either my e-mail address ([lpeterso@ndep.nv.gov](mailto:lpeterso@ndep.nv.gov)) or by telephone at (775) 687-9383.

Sincerely,

Larry L. Peterson, P.G.  
Environmental Manager  
Remediation Branch  
Bureau of Corrective Actions

LLP/gsw

cc: See Page 2

Mr. Gary Laca  
December 20, 2007  
Page 2

cc: Gwen Washburn, Chair  
Board of County Commissioners  
155 North Taylor Street, Suite 110  
Fallon, Nevada 89406-2763

Eleanor Lockwood  
Planning Director  
Churchill County Planning Department  
155 North Taylor Street, Suite 194  
Fallon, Nevada 89406-2762

E. Larry White  
City Engineer  
City of Fallon  
55 West Williams Avenue  
Fallon, Nevada 89406-2999

Jerry Mayfield  
Public Works Manager  
City of Fallon  
55 West Williams Avenue  
Fallon, Nevada 89406-2999

David C. Pantell  
Manager  
Lucrecia, LLC  
100 North Arlington Avenue, Suite 230  
Reno, Nevada 89501-1243

John H. Johnson, P.E.  
Senior Geologist  
Pezonella Associates, Inc.  
520 Edison Way  
Reno, Nevada 89502-4104

Greg Lovato, NDEP