



October 4, 2013

Mr. Weiquan Dong, PE  
Bureau of Corrective Actions, Special Projects Branch  
Nevada Division of Environmental Protection  
2030 E. Flamingo Rd., Suite 230  
Las Vegas, Nevada 89119

**Re: NERT Response to NDEP June 18, 2013 Comments on the Community Involvement Plan (CIP), Draft, Nevada Environmental Response Trust (Trust), Henderson, Nevada, dated April 30, 2012 (NDEP Facility ID #H-000539)**

Dear Mr. Dong:

On behalf of the Nevada Environmental Response Trust (the Trust), ENVIRON International Corporation (ENVIRON) has prepared an annotated response to the Nevada Division of Environmental Protection's (NDEP's) comments on the Draft Community Involvement Plan (CIP). The comments were included as Attachment A in NDEP's letter to the Trust dated June 18, 2013. Our annotated response to comments is provided in Attachment A to this letter.

ENVIRON requests feedback on this submittal from NDEP by October 31, 2013 to ensure a timely delivery of the final CIP on or before December 27, 2013. Please contact John Pekala at (602) 734-7710 if you have any comments or questions concerning this response to comments.

Sincerely,

A handwritten signature in blue ink, appearing to read "John M. Pekala", written over a horizontal line.

John M. Pekala, CEM #2347  
Senior Manager

A handwritten signature in blue ink, appearing to read "Allan J. DeLorme", written over a horizontal line.

Allan J. DeLorme, PE  
Principal

Attachment

cc: BMI Compliance Coordinator, NDEP, BCA, Las Vegas  
Brian Rakvica, McGinley and Associates, Las Vegas  
NDEP c/o McGinley and Associates, Reno

ec: JD Dotchin, NDEP  
Greg Lovato, NDEP  
Stephen Tyahla, USEPA  
Nevada Environmental Response Trust  
Tanya O'Neill, Foley & Lardner LLP  
Jeff Gibson, AMPAC  
Mark Paris, BMI  
Lee Farris, Landwell  
Ranjit Sahu, BMI  
Joe Kelly, Montrose  
Paul Sundberg, Montrose

Curt Richards, Olin  
Jay Gear, Olin  
Davis Share, Olin  
Chuck Elmendorf, Stauffer  
Nick Pogoncheff, Stauffer  
George Crouse, Syngenta  
David Hadzinsky, TIMET  
Steve Sarandis, GEI Consultants  
Kirk Stowers, Broadbent & Associates  
Victoria Tyson, Tyson Contracting  
Enoe Marcum, WAPA

**Attachment A**

**Response to NDEP Comments on  
*Community Involvement Plan***

***Nevada Environmental Response Trust Site, Henderson, Nevada*  
Dated April 30, 2012**

## Attachment A

### Response to NDEP's June 18, 2013 Comments on the Community Involvement Plan, Draft, Nevada Environmental Response Trust, Henderson, Nevada, dated April 30, 2012

The NDEP Comments (numbered and italicized) and Response to Comments (RTCs) from ENVIRON on behalf of the Trust are presented below:

1. *General comment, please update all information, including the Fact Sheet and the date of the RI/FS Work Plan finalization.*

**Response:** ENVIRON will update all applicable information in the Community Involvement Plan (CIP), including the Fact Sheet and the date of the revised RI/FS Work Plan, as requested. The prior Fact Sheet (prepared in December 2011 and distributed to the community by NDEP in March 2012), notices of public meetings (distributed by NDEP and published in local papers in March 2012), the interview questionnaire (distributed by NDEP in March 2012 and during public meetings in April 2012), and an updated Fact Sheet will be included in appendices to the revised CIP.

2. *General comment, the NDEP suggests that the Trust reference the Community Involvement Plan, US Magnesium Superfund Site, Rowley Facility, Tooele County, Utah (USEPA, 2012).*

**Response:** ENVIRON has reviewed the *Community Involvement Plan, US Magnesium Superfund Site, Rowley Facility, Tooele County, Utah* (US Environmental Protection Agency [USEPA], 2012), and can reference this plan in the revised CIP, if appropriate. ENVIRON would like to discuss this comment with NDEP to better understand the purpose of referencing this document.

3. *General comment, the community stakeholders should also include Central Arizona Project, Metropolitan Water District of Southern California, Southern Nevada Water Authority and City of Henderson.*

**Response:** ENVIRON will include these organizations as community stakeholders in the revised CIP, as requested.

4. *Section 1.0 Overview of the Community Involvement Plan, the Trust should state that the CIP will be carried to the end of corrective actions at the NERT site.*

**Response:** ENVIRON will revise Section 1.0 to indicate the CIP will be utilized, and updated as necessary, throughout completion of the corrective actions at the NERT site, as requested.

5. *Section 2.2 Site Description/Location, this section should include brief description of other adjacent properties in the Black Mountain Industry (BMI) Complex.*

**Response:** ENVIRON will add a brief description of adjacent properties to Section 2.2, as requested.

6. *Section 3.2 History of Community Involvement. Please provide justification for using 1 mile of the site to conduct the Community Interview Questionnaire.*

**Response:** The 1-mile radius was identified by NDEP as an appropriate distance from the NERT site to distribute the Community Interview Questionnaire intended to identify the community's concerns and incorporate the input into the CIP. Community Interview Questionnaires were also sent to citizens and other parties that have expressed interest in the BMI project in the past. Names and addresses for residents within the radius were provided by the City of Henderson. Use of the 1-mile radius resulted in NDEP's distribution of approximately 4,000 Community Interview Questionnaires. Based on this distribution and having questionnaires available at two community meetings held by NDEP in April 2012, approximately 20 completed questionnaires were returned from the community.

7. *Section 4.1 Community Involvement Activities. The CIC coordinator should be updated to James Dotchin.*

**Response:** ENVIRON will update the Community Involvement Coordinator (CIC) to James Dotchin as requested.

## Reference

US Environmental Protection Agency (USEPA), 2012. Community Involvement Plan, US Magnesium Superfund Site, Rowley Facility, Tooele County, Utah, September.