# Nevada Division of Environmental Protection

# Responses to Nevada Public Comments

November 2, 2010

1. Douglas County

## Jason Kuchnicki

**From:** Azad, Mahmood [mailto:MAzad@co.douglas.nv.us]
**Sent:** Monday, July 26, 2010 9:45 AM
**To:** Jason Kuchnicki; DStJohn@washoecounty.us
**Subject:** RE: GID inclusion on the MOA

Jason;
The Douglas County Board of County Commissioners (BOCC) have authority per NRS 318 to create or dissolve a GID, but do not have any other authority over them. The County has no regulatory authority or policing power over a GID in the county. The County cannot require a specific action by the GID. The County cannot withhold funds from a GID to require an action.

Mahmood Azad, PE
Douglas County Engineer
(775) 782-9063

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**From:** Jason Kuchnicki [mailto:jkuchnic@ndep.nv.gov]
**Sent:** Tuesday, June 22, 2010 9:52 AM
**To:** Azad, Mahmood; Charlie Donohue; Dave Marlow; DStJohn@washoecounty.us; Dunbar, Madonna; Ed Skudlarek; Jim Lawrence; Jones, Theresa A; Kathy Sertic; kcorbrid@mail.co.washoe.nv.us; Klein, Kris; Matt Nussbaumer (mnussbaumer@dot.state.nv.us); Nicole Gergans (nicole@keeptahoeblue.org); pfrost@dot.state.nv.us; abh@charter.net; b2lane@aol.com; bill_horn@ivgid.org; cookiebible1@aol.com; darryl@rci-nv.com; gyeazell@charter.net; JCBT@etahoe.com; joe_pomroy@ivgid.org; john@mccall.warpmail.net; kcorbridge@washoecounty.us; kedwards4565@charter.net; michelle@kgid.org; northswanson@aol.com; procove@charter.net; rhgid@aol.com; RPHeffernanTahoe@aol.com; tommyken@charter.net; trackerby@aol.com
**Subject:** Draft Lake Tahoe TMDL document
**Importance:** High

Dear Stakeholder:

The Lahontan Water Board and NDEP are excited to announce that after nearly a decade of effort, the Draft Lake Tahoe TMDL is available for public review and comment. The document can be accessed at the following link: http://ndep.nv.gov/bwqp/tahoe.htm. Comments should be directed to me by the September 10, 2010 deadline. Please note that while hard copy comments will be accepted, it is preferred that you submit comments electronically.

Regards,
Jason

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ndep
NEVADA DIVISION OF ENVIRONMENTAL PROTECTION
protecting the future for generations

**Jason Kuchnicki**
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Environmental Laboratory Services Program Supervisor
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## Comment

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## Response

**DoCo-1:** NDEP understands the County does not retain authority over the GIDs and therefore cannot require GIDs to implement load reduction measures within their jurisdictions. Admittedly, the complex governmental composition of the Tahoe Douglas region will necessitate a greater degree of collaboration and cooperation to implement the TMDL. Although there may be multiple alternative approaches to resolving this issue, NDEP believes that Douglas County should take the lead on implementing the TMDL. The primary reasons are provided in Section 11.2.4 of the Lake Tahoe TMDL Report. This does not mean that the GIDs do not have a role in TMDL implementation. However, the level of responsibility will likely vary between individual GIDs, and NDEP encourages the County to work with each GID to determine the appropriate roles and responsibilities. NDEP is committed to assisting in this process to the extent possible.