

JAMES, DRIGGS, WALCH, SANTORO,
KEARNEY, JOHNSON & THOMPSON

ATTORNEYS

3773 HOWARD HUGHES PARKWAY, SUITE 290N

LAS VEGAS, NEVADA 89109

TEL (702) 791-0308

FAX (702) 791-1912

EMAIL FIRM@JAMES-LAW.COM

MARK A. JAMES
JOHN E. LEACH
GREGORY J. WALCH
NICHOLAS J. SANTORO
MICHAEL E. KEARNEY
J. DOUGLAS DRIGGS, JR.
RICHARD F. HOLLEY
DAVID G. JOHNSON
RONALD J. THOMPSON

JOHN E. HAM
JAMES E. WHITMIRE, III
AVIVA Y. GORDON
ELIZABETH E. WACHSMAN
L. KIRK WILLIAMS
DEAN S. BENNETT
KIRBY C. GRUCHOW, JR.
JENNIFER LAZOVICH
ANGELA K. ROCK*
*WASHINGTON ONLY

April 23, 1999

Mr. Allen Biaggi
Administrator
Department of Conservation and
Natural Resources
Environmental Protection Division
333 West Nye Lane, Room 138
Carson City, NV 89706-0851

Re: Sunrise Mountain Landfill Interim Stormwater Control Plan

Dear Mr. Biaggi:

Republic Silver State Disposal Service ("Republic") is aware of US EPA's March 9, 1999, correspondence to you regarding various compliance issues at the Sunrise Landfill. In an effort to expedite stormwater damage cleanup and resolve outstanding compliance issues informally, Republic herein submits the following Interim Stormwater Control Plan ("Interim Plan") for your approval in fulfillment of Item I.A.2. of the referenced correspondence.

Interim Plan

The Interim Plan covers the 720-acre site formally leased to Clark County by BLM. The site was closed pursuant to a 1993 Closure Plan agreed upon by BLM, the Clark County Health District, the Clark County Department of Public Works, and the former Silver State Disposal Service (the "Closed Lease Area"). The plan for the Closed Lease Area involves the following:

1. No later than May 21, 1999, complete clean up of the remaining trash and debris around the east, south and west perimeter of the landfill within a 500 yard boundary, and continuing further downstream in the unnamed tributary to the Las Vegas Wash as dictated by the presence of visible debris. Republic will properly dispose of the debris and certify completion of the task. Estimated cost: \$30,000.

Mr. Allen Biaggi
April 23, 1999
Page 2

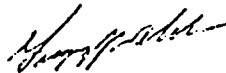
2. Republic will submit completed plans to NDEP and Clark County for Stormwater Repairs by May 1, 1999 ("Repair Plans"). The Repair Plans will reflect those concepts agreed upon in the meeting held April 8, 1999 with NDEP, the Clark County Health District, the Clark County Department of Public Works, and Clark County Comprehensive Planning. If, upon review by NDEP and Clark County, additional clarification is needed, Repair Plans will be re-submitted within 2 weeks of receiving comments. Republic will implement approved Repair Plans within two weeks of approval. The project should take approximately 12 weeks, and cost approximately \$1,500,000.

BLM, Clark County, and Republic continue to evaluate the approximately 169 acres north of the Closed Lease Area that was the major contributor of solid waste releases to the Las Vegas Wash tributary on September 11, 1998. The parties are working to gain BLM approval to access the site, and are discussing an agreement to detail the roles of each party. An interim plan for the off lease area should be ready on or before May 21, 1999, as requested in item I.A.4. of EPA's March 9, 1999, correspondence.

Republic and Clark County continue to work on plans and information requested by EPA in Section I.A.1 (hydrogeological report, site-specific storm water design criteria, Best Management Practices identification, slope erosion stability, and leachate characterization), and Section I.A.3. (Storm Water Pollution Prevention Plan). The submittal dates for these documents are anticipated to be consistent with EPA's correspondence.

If you should have any questions regarding this Interim Plan, please feel free to contact me at (702) 791-0308.

Very truly yours,



Gregory J. Walch, Esq.

c: Susanna Trujilo - US EPA
Richard Holmes
Stephen Kalish

\\Law_server\drive\Lawfirm Data\CLIENTS\0678.03\biaggi three wpd