



0070

STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Dr. G. A. (Jim) Shirazi, Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

December 16, 1983

CERTIFIED RETURN RECEIPT REQUESTED

Valley Camp of Utah, Inc.  
Mr. Trevor Whiteside  
P. O. Box 507  
Clear Creek, Utah 84517

RE: Finalized Assessment for  
State Violation No. C83-1-1-1  
ACT/007/001  
Folder No. 8  
Carbon County, Utah

Dear Mr. Whiteside:

The civil penalty for the Violation No. C83-1-1-1 has been finalized in the amount shown in the attached assessment conference report. This assessment is finalized as a result of the meeting, discussion or letter described on the reassessment form.

Any appeal to the Board of Oil, Gas and Mining must be made in writing within fifteen (15) days of your receipt of this letter. Additionally, you must have escrowed the assessed civil penalties with the Division within a maximum of 30 days of receipt of this letter but in all cases prior to the Board Hearing. Failure to comply with the above-stated statutory requirements shall result in a waiver of your right of further recourse.

If no appeal or an untimely, improper appeal is made, the assessed civil penalties must be tendered to the Division within thirty (30) days of your receipt of this letter.

Thank you for your cooperation.

Sincerely,

RONALD W. DANIELS  
ACTING ASSESSMENT OFFICER

RWD/jvb

cc: Jodie Merriman, OSM, Albuquerque  
Joe Helfrich, DOGM  
Barbara Roberts, Atty

ASSESSMENT CONFERENCE REPORT  
Utah Division of Oil, Gas & Mining  
4241 State Office Building  
Salt Lake City, Utah 84114

CO No. C83-1-1-1

Location of Conference: Salt Lake City, Utah

Date of Conference: December 8, 1983

Company Name/Mine Name: Valley Camp of Utah, Inc.

<u>Persons in Attendance</u>	<u>Representing</u>
<u>Trevor Whiteside</u>	<u>Valley Camp of Utah, Inc.</u>
<u>Mike Keller</u>	<u>Valley Camp of Utah, Inc.</u>
<u>Ken Wyatt, Joe Helfrich, Ron Daniels</u>	<u>Division of Oil, Gas &amp; Mining</u>

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>1 of 1</u>	<u>\$ - 0 -</u>
<u> </u>	<u> </u>

Approved: *RW Daniels* Date: 12/15/83  
(Signature of Conference Officer)

This assessment has been set as a result of an informal conference held by the assessment officer. Should the Company desire a review in a more formal proceeding before the Board of Oil, Gas & Mining, a hearing can be requested within 30 days of receipt of this report.

ASSESSMENT CONFERENCE REPORT  
(continued)

1. Notice of Cessation Order No. C83-1-1-1

Violation 1 of 1

(a) Nature of violation: Failure to abate N83-1-1-1

(b) Date of termination: August 18, 1983

2. Conference Result	<u>Proposed Assessment</u>	<u>Conference Assessment</u>
(a) History/Prev. Vio.	<u>This cessation order was assessed for 21 days of failure to abate N83-1-1-1 at \$750.00 per day.</u>	<u>The Cessation order is hereby vacated.</u>
(b) <u>Seriousness</u>	_____	_____
(1) Probability of Occurrence	_____	_____
Extent of Damage	_____	_____
(2) Obstr. to Enforcement	_____	_____
(c) Negligence	_____	_____
(d) Good Faith	_____	_____
(e) Acreage	_____	_____
TOTAL	<u>\$15,750.00</u>	<u>\$000.00</u>

3. Narrative:

(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

The operator demonstrated that violation N83-1-1-1 which was issued on April 12, 1983 was abated during March 1983, but said abatement was unknown to the issuing inspector. Abatement was unknown to the inspector due to the lag time in filing water discharge reports.

The original violation, N83-1-1-1 was issued for not meeting the effluent standard during January and February, 1983 and the violation was then issued on April 12, 1983.

According to NPDES discharge monitoring Report for permit UT 0022985, discharge number 001A for the period 3-1-83 through 3-31-83 indicated a maximum and average of 7PPM TSS. This showed that the discharge for March achieved compliance after N83-1-1-1 was issued for violations in January and February.