



0008

STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

File

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

March 7, 1986

CERTIFIED RETURN RECEIPT REQUESTED
P 001 720 563

Mr. Trevor Whiteside
Valley Camp of Utah, Inc.
Scofield Route
Helper, Utah 89526

Dear Mr. Whiteside:

RE: Finalized Assessment for State Violations No.'s N85-2-11-1, N85-2-12-1, N85-2-10-2, N85-2-3-2, ACT/007/001, Folder #8, Carbon County, Utah

The civil penalties for the above referenced violations have been finalized. These assessments have been finalized as a result of a review of all pertinent data and facts which were not available on the date of the proposed assessments, due to the length of the abatement period.

Within fifteen (15) days of your receipt of this letter, you or your agent may make a written appeal to the Board of Oil, Gas and Mining. To do so, 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 this requirement will result in a waiver of your right of further recourse.

If no timely appeal is made, these assessed civil penalties must be tendered within thirty (30) days of your receipt of this letter. Please remit payment to the Division and mail % Jan Brown at the address listed above.

Thank you for your cooperation.

Sincerely,

Barbara W. Roberts

Barbara W. Roberts
Assessment Conference Officer

re

cc: Donna Griffin, OSM Albuquerque Field Office
9099Q

an equal opportunity employer

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Valley Camp

NOV # N85-2-11-1

PERMIT # ACT/007/001

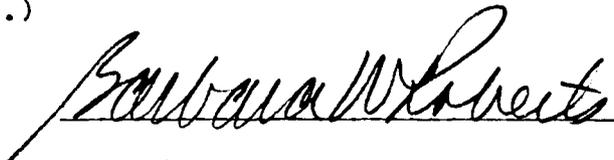
VIOLATION 1 of 1

Nature of violation: Failure to meet effluent standards

Date of termination: 7/12/85

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>2</u>	<u>2</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>17</u>	<u>15</u>
Extent of Damage	<u>15</u>	<u>8</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>6</u>	<u>6</u>
(4) Good Faith	<u>0</u>	<u>0</u>
TOTAL	<u>40</u>	<u>31</u>
	TOTAL ASSESSED FINE	<u>\$ 420</u>

3. Narrative:
(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)



Assessment Date 2/13/86

Assessment Officer Barbara W. Roberts

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Valley Camp NOV # N85-2-12-1
 PERMIT # ACT/007/001 VIOLATION 1 of 1

Nature of violation: Conducting mining activities without a permit.

Date of termination: 8/3/85

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>3</u>	<u>3</u>
(2) Seriousness		
(a) Probability of Occurrence	<u> </u>	<u> </u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u>14</u>	<u>13</u>
(3) Negligence	<u>16</u>	<u>8</u>
(4) Good Faith	<u>0</u>	<u>0</u>
TOTAL	<u>33</u>	<u>24</u>
	TOTAL ASSESSED FINE	<u>\$ 0</u>

3. Narrative:
 (Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Barbara W. Roberts

Assessment Date 2/13/85 Assessment Officer Barbara W. Roberts

No assessed civil penalty. Operator thought that he had submitted plans for the enlargement of the sediment pond. OSM and DOGM had initially agreed that pond needed to be enlarged. Operator was conducting the operation in an environmentally responsible manner.

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Valley Camp NOV #N85-2-10-2
 PERMIT # ACT/007/001 VIOLATION 1 of 2

Nature of violation: Failure to notify DOGM of non-compliance with effluent limits

Date of termination: 7-12-85

	Proposed Assessment	Final Assessment
(1) History/Prev. Vio.	<u>2</u>	<u>--</u>
(2) Seriousness		
(a) Probability of Occurrence	<u> </u>	<u> </u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u>13</u>	<u>--</u>
(3) Negligence	<u>18</u>	<u>--</u>
(4) Good Faith	<u>-15</u>	<u>--</u>
TOTAL	<u>18</u>	<u>--</u>
TOTAL ASSESSED FINE		<u>\$ -0-</u>

3. Narrative:
 (Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Barbara W. Roberts

Assessment Date 2/13/86 Assessment Officer Barbara W. Roberts

Civil penalty vacated due to length of time elapsed between issuance of violation and issuance of proposed penalty (see 842.17(b), 1982)

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE VALLEY CAMP NOV #N85-2-10-2
 PERMIT # ACT/007/001 VIOLATION 2 OF 2

Nature of violation: Failure to mark buffer zones

Date of termination: 7-12-85

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>2</u>	<u>--</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>10</u>	<u>--</u>
Extent of Damage	<u>3</u>	<u>--</u>
(b) Hindrance to Enforcement	<u></u>	<u></u>
(3) Negligence	<u>1</u>	<u>--</u>
(4) Good Faith	<u>-8</u>	<u>--</u>
TOTAL	<u>8</u>	<u>--</u>
	TOTAL ASSESSED FINE	\$ <u>-0-</u>

3. Narrative:
 (Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Barbara W. Roberts

Assessment Date 2-13-86 Assessment Officer Barbara W. Roberts

Civil penalty vacated. See #1 of 2 for explanation.

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
 UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE VALLEY CAMP NOV #N85-2-3-2
 PERMIT # ACT/007/001 VIOLATION 1 of 2

Nature of violation: Failure to pass runoff through
sediment pond.

Date of termination: 4-11-85

	<u>Proposed</u> <u>Assessment</u>	<u>Final</u> <u>Assessment</u>
(1) History/Prev. Vio.	<u>2</u>	<u> </u>
(2) Seriousness		
(a) Probability of Occurrence	<u>9</u>	<u>--</u>
Extent of Damage	<u>11</u>	<u>--</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>10</u>	<u>--</u>
(4) Good Faith	<u>-7</u>	<u>--</u>
TOTAL	<u>25</u>	<u>--</u>
	TOTAL ASSESSED FINE	\$ <u>-0-</u>

3. Narrative:
 (Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Barbara W. Roberts

Assessment Date 2-13-86 Assessment Officer Barbara W. Roberts

Civil penalty vacated due to length of time elapsed between issuance of violation and issuance of proposed penalty. (See UMC 845.17(b), 1982.)

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
 UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE VALLEY CAMP

NOV #N85-2-3-2

PERMIT # ACT/007/001

VIOLATION 2 of 2

Nature of violation: _____

Date of termination: 7-12-85

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>2</u>	<u>--</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>12</u>	<u>--</u>
Extent of Damage	<u>14</u>	<u>--</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>18</u>	<u>--</u>
(4) Good Faith	<u>10</u>	<u>--</u>
TOTAL	<u>36</u>	<u>-0-</u>
TOTAL ASSESSED FINE		\$ <u> </u>

3. Narrative:
 (Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Barbara W. Roberts

Assessment Date 2-13-86 Assessment Officer Barbara W. Roberts

Civil penalty vacated. See #1 of 2 for explanation.