

0029

PRICE RIVER COAL COMPANY

P.O. BOX 629 HELPER, UTAH 84526 (801) 472-3411

File ACT/007/004
~~Copy to Mary Ann~~
~~and Jean~~
Route Copy

July 9, 1981

RECEIVED Jim

JUL 15 1981

DIVISION OF
OIL, GAS & MINING

Mr. Elwood Buxton
Project Manager
The Cementation Company of America, Inc.
P. O. Box 390
Helper, Utah 84526

Dear Mr. Buxton:

It is my understanding that the contract between our companies requires that during construction activities on our Mine Plan Area, your company complies with all applicable environmental regulations. Price River Coal and all other recognized coal mining companies must comply with many different environmental laws, including the Surface Mining Control and Reclamation Act (SMCRA), the Resource Conservation and Recovery Act (RCRA), the Clean Water, the Clean Air Act, the Toxic Substances Control Act (TSCA), and all State and local Health Department rules. We must respond and comply with all requirements of the Federal Office of Surface Mining, the Utah Division of Oil, Gas, and Mining, the Utah Division of Health, and the Federal Environmental Protection Agency.

Price River Coal must be in compliance with all laws and regulations generated and enforced by the preceding listed laws and agencies or face enforcement action which could range from monetary fines to cessation orders. It is our position that you, as our contractor, be responsible to the same laws and requirements and conduct your operation in a manner which prevents any need for enforcement action against Price River Coal by any of the mentioned agencies. We cannot pass the onus of any cited violation to your company; we will, however, hold you liable for any fines or work stoppages resulting from your failure to maintain your portion of the work area in a manner acceptable to the environmental regulatory agencies. You must assure that the following minimum requirements are maintained:

1. A berm is mostly installed and must be maintained around the entire currently affected area. Sections to be completed by your company are about 2-3 hundred feet of berm from behind your trailer to behind your water and fuel tanks to the headwall of the 90' culvert and about 50' near the rock house.
2. Maintain positive flow to all installed drop inlets and culverts.



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3. Maintain all ditches directing water from undisturbed areas under and around the disturbed area.
4. Maintain the capacity and function of the sedimentation pond.
5. Install and maintain any septic or waste water facilities in accordance with local and State Health agencies.
6. On site dust control.
7. Control and proper disposal of all solid wastes (garbage, oil cans, beer cans, any metal, wood or paper debris, etc.).
8. Proper disposal of waste oils or other potentially hazardous substances listed in the EPA Toxic Substances Control Act: Chemical Substance Inventory, U.S. EPA, Office of Toxic Substances, Washington, D.C. 1980.
9. Proper disposal of spoil (i.e., spoil cannot be pushed over the downslope in the area — such as pushing spoil over the bank into the stream bed).

We will gladly provide any requested advise or assistance in regard to environmental compliance activities.

Sincerely,



Robert L. Wiley
Environmental Engineer

ELW:jd

cc: K.B. Hutchinson
Gordon Cook
Ed Buoy
AEP - Lancaster
Division of Oil, Gas and Mining