

0009

Original 007/004 #5
cc: Lowell
Daron
Rick
Steve

RECEIVED

AMAX COAL COMPANY

A Subsidiary of AMAX Coal Industries, Inc.

NOV 17 1992

DIVISION OF
OIL GAS & MINING



November 10, 1992

BELLE AYR MINE

Dianne Nielson, Director
Utah Division of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

RE: Notice of Violation 92-39-7-1

Dear Dianne:

Castle Gate Mine received NOV No. 92-39-7-1 on 21 Sept 1992 for failure to maintain the diversions on the Castle Gate Refuse Pile according to performance standards. AMAX submitted designs to address the diversions and ditches pursuant to Division Orders on September 8, 1992. The Division review of the diversion prompted design changes in the refuse pile diversions. EarthFax Engineering redesigned the diversions and submitted them to the Division for review on November 9. The Division staff is currently reviewing the design proposals. Included in the submittal is the redesign of Diversion 7b which is the subject of the referenced NOV.

The NOV abatement must be completed by noon on November 16, 1992. AMAX has issued a purchase order to Siaperas Construction of Price, Utah to reconstruct the diversion. However, AMAX cannot proceed with the construction to abate the violation until approval of the design is received from the Division.

AMAX has applied for and diligently pursued a permit revision to address the deficiencies in the diversions at the Castle Gate Preparation Plant Area including the 7b diversion. The approval of the permit revision which contains the design for diversion 7b has not been, or will be, approved within the abatement time specified in the NOV. Therefore, AMAX is requesting an extension of the abatement time period pursuant to the authority given to the Director in R645-400-327.100.

AMAX will need approximately four weeks to construct the new diversion after the approval is received from the Division. Poor weather and the holiday vacation season will also add to the abatement time. Therefore, AMAX is requesting that the abatement period be extended to January 15, 1993.

Please contact me if you need any further information about this request.

Sincerely,

Richard H. Allison, Jr. P.E.
Project Supervisor

RHA:vsn

Cert. Mail No. P 114 441 151

cc: Phil Dinsmoor
Steve Laird
George Womack

RECEIVED

NOV 17 1992

DIVISION OF
OIL GAS & MINING