STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

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

July 12, 1985

Mr. Glen Zumwalt
Utah Fuel Company
P. O. Box 719
Helper, Utah 84526

Dear Mr. Zumwalt:

RE: Abatement of Notice of Violation N84-2-24-3, Utah Fuel Company, Skyline Mine, ACT/007/005, #7, Carbon County, Utah

Based upon the discussions held between the Division and representatives of Utah Fuel Company on June 26 and 28, 1985, it was determined that Utah Fuel Company has elected to demonstrate total containment of runoff and mine water in the sediment pond and not to pursue demonstration of a detention time of less than 24 hours. Therefore, the requirements of the letter of May 31, 1985 are waived and the following course of action will be required in order to abate the above-referenced Notice of Violation (NOV). The Division will approve a mine water discharge of 240,000 gallons per day (gpd) with the following conditions:

1. Utah Fuel Company will submit to the Division a survey and contour map of the sediment pond (with two foot contour intervals) before September 15, 1985 (no such map presently exists). A calculation of the pond volume must be included with the submittal and the survey and map must be certified by a registered professional engineer;

2. Utah Fuel Company will be allowed to discharge a volume greater than 240,000 gpd only under emergency conditions. Utah Fuel Company must contact the Division a minimum of one working day prior to the emergency discharge. Utah Fuel will be required to implement a more stringent monitoring plan during the period of emergency discharge. This monitoring plan will be finalized and approved by the Division at the time of each emergency discharge;

3. after initial contact, Utah Fuel Company must verify each emergency condition in writing.

In order to abate the NOV referenced above, Utah Fuel Company must commit in writing no later than July 19, 1985 to the following:

1. acceptance of the above conditions;

2. Utah Fuel will install and maintain water discharge recording equipment provided by the Division of Oil, Gas and Mining for a minimum of 120 days. Responsibility for monitoring will be evaluated by the Division at that time.

The Division was unable to complete the review of the sediment pond due to the inadequacy of Map 1-204-C to represent the existing pond volume. Therefore, the Division was unable to verify that the pond does indeed have sufficient volume to contain an excess of 240,000 gpd mine water discharge above the required volume for the 10-year, 24-hour precipitation event. Utah Fuel Company should realize that the approval for 240,000 gpd may be changed upon the submittal of an adequate map representing the pond volume (Condition #1 above) and continued review of the pond.

If you have any questions, please feel free to give me a call.

sincerely,

Lowell P. Braxton

Lowell P. Braxton
Administrator
Mineral Resource Development
and Reclamation Program

RS/btb
cc: Dianne Nielson
Wayne Hedberg
Joe Helfrich
Rick Summers
0020R-14 & 15