



0013

NO. N 92-37-3-1

notice of violation

To the following Permittee or Operator:

Name UTAH FUEL COMPANY

Mine SKYLINE MINE Surface Underground Other

County CARBON State UTAH Telephone (801) 637-7925

Mailing Address P. O. BOX 719, HELPER, UTAH 84526

State Permit No. ACT/007/005

Ownership Category State Federal Fee Mixed

Date of inspection 2/26/92, 1992

Time of inspection 9:00 a.m. p.m. to 5:30 a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

Under authority of the Utah Coal Mining and Reclamation Act, Section 40-10-1 et seq., *Utah Code Annotated*, 1953, the undersigned authorized representative of the Division of Oil, Gas & Mining has conducted an inspection of above mine on above date and has found violation(s) of the act, regulations or required permit condition(s) listed in attachment(s). This notice constitutes a separate Notice of Violation for each violation listed.

You must abate each of these violations within the designated abatement time. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned representative finds that **cessation of mining** is is not expressly or in practical effect required by this notice. For this purpose, "mining" means extracting coal from the earth or a waste pile, and transporting it within or from the mine site.

This notice shall remain in effect until it expires as provided on reverse side of this form, or is modified, terminated or vacated by written notice of an authorized representative of the director of the Division of Oil, Gas & Mining. Time for abatement may be extended by authorized representative for good cause, if a request is made within a reasonable time before the end of abatement period.

CERTIFIED RETURN RECEIPT:

P 879 596 468

Date of service/mailling MARCH 25, 1992

Time of service/mailling 3:00 a.m. p.m.

Permittee/Operator representative _____

Title _____

Signature _____

PRISCILLA BURTON

SOILS RECLAMATION SPECIALIST

Division of Oil, Gas & Mining representative

Title _____

Priscilla Burton
Signature

#37
Identification Number

SEE REVERSE SIDE

WHITE-DOGMI YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE



NOTICE OF VIOLATION NO. N 92-37-3-1

Violation No. 1 of 1

Nature of violation

Failure to comply with the terms and conditions of the approved permit, specifically exceedence of NPDES Discharge Permit UT-0023540 for TDS and sulfates. Permitted limits for TDS is 1000 mg/L daily maximum and 723 mg/L annual average. The permitted limit for sulfate discharge is 500 mg/L daily maximum. Sample taken 2/26/92 reports 1,250 mg/L TDS and 619 mg/L S04 at NPDES point 001. Sampling confirms chronic exceedence of UPDES TDS limits that have been self-reported to the Bureau of Water Pollution Control.

Provisions of act, regulations or permit violated

Permit UT-0023540 (was issued 8/23/90)

R645-300-142

R645-301-751

Portion of operation to which notice applies

NPDES discharge point 001 (mine sediment pond) and the required NPDES permit (UT-0023540).

Remedial action required (including any interim steps)

Develop and implement a plan to reduce TDS and sulfate levels to meet requirements of permit. Plan to be acceptable to the Division of Oil, Gas, and Mining and the Division of Water Quality.

Abatement time (including interim steps)

30 days from receipt of NOV to develop plan.

30 days from date of plan approval by DOGM and Division of Water Quality to implement the plan.