



State of Utah

Department of Natural Resources

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Division of Oil, Gas & Mining

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March 21, 2006

Wess Sorensen, Mine Manager
Canyon Fuel Company, LLC
HC 35 Box 380
Helper, Utah 84526

Subject: Removal of Silt Fences, Canyon Fuel Company LLC, Skyline Mine, C/007/0005, Task ID #2433, Outgoing File

Dear Mr. Sorenson:

The Division reviewed the Removal of Silt Fences amendment that we received on February 8, 2006. The purpose the amendment was to enable the Permittee to remove silt fences at several alternative sediment control areas (ASCAs) and re-designate the areas as small area exemptions (SAEs).

The Division has determined that the information in the amended plan is inadequate. A list of the technical deficiencies is included in this letter. Before the Division can approve the amendment, the following deficiencies must be adequately addressed.

The initials of the reviewer are at the end of each deficiency. If you have any question, comments or need additional clarification please contact the individual reviewer.

R645-301-121.200, The second sentence of Section 3.2.12 on page 3-64 seems to have a word missing. It says "There are also small areas Mine #3 which drain back into the mine." The Permittee must clear up the sentence. [DD]

R645-301-121.200, The amendment states that demonstrations of adequate vegetative cover are found in Section 21 (a), Volume 5. There is no Section 21 (a) of Volume 5 in the approved MRP or the amendment. Additionally, Section 21 of Volume 5 only contains demonstrations for Areas 1, 24A, 31, and 32 and Conveyor Bents 59, 44, 42, 36, 32, 28, 26, and 22. The Permittee must remove the reference to Section 21 (a), and/or place the demonstrative data in such a section. [DD]

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R645-301-742.240, the Permittee must *demonstrate* that siltation structures and alternate sediment control measures are no longer necessary for drainage from the disturbed areas to meet effluent limitations. While the vegetation information provided in the application is helpful, it does not constitute a demonstration of the expected water quality associated with such vegetation and the soil types encountered at these sites. The water quality parameter of importance at these small areas is possible sediment contribution offsite. Therefore, the Permittee may use any standard, accepted procedure for demonstrating that runoff from each area in question will not carry more sediment than runoff from adjacent, undisturbed areas. Some suggested methods include: SEDCAD, and the Universal Soil Loss Equation (and variants). [DD]

In order for us to continue to process your application, please respond to these deficiencies by April 21, 2006.

If you have any questions, please call me at (801) 538-5286 or Steve Demczak at (435) 613-1146, Ext. 202.

Sincerely,

D. Wayne Hedberg
Permit Supervisor

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