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December 21, 1979

REGISTERED-RETURN RECEIPT REQUESTED 538587

Mr. Lloyd Heath
Kaiser Steel Corporation
Western Coal Operations
P.O. Box D
Sunnyside, Utah 84539

Re: Kaiser Steel Corporation
Sunnyside Mines
Carbon County, Utah
ACT/007/007
Notice of Violations

Dear Mr. Heath:

On December 5th and 6th, 1979 a joint inspection of Kaiser Steel Corporation's Sunnyside Mines was performed by personnel from the State Division of Oil, Gas, and Mining and the federal Office of Surface Mining. During the inspection, several areas of violations of the interim period regulations were observed. These violations are as follows:

<u>Number</u>	<u>Rule</u>	<u>Violation</u>
1	Chap. 10, Title 40 U.C.A. , 1953	Disposing of industrial waste associated with mining activities in a non-approved area without a permit. Specifically, the dump area along the access road to the East Carbon City landfill.
2	MC 717.14(e)	Coal refuse material burning in the area between the slurry pond and the coarse refuse facility.
3	MC 717.14(e)	Disposing of combustible non-coal industrial waste in the coarse refuse facility.
4	MC 717.17(a)	Failure to pass all surface drainage from the disturbed area through a sedimentation pond. Specifically, the coarse refuse facility.

<u>Number</u>	<u>Rule</u>	<u>Violation</u>
5	MC 717.17(e)	Failure to control surface runoff from the disturbed area with adequate control structures. Specifically, the rock waste loadout facility.
6	MC 717.20	The topsoil stockpile has not been properly protected from wind and water erosion or contaminants.

Kaiser Steel Corporation is hereby directed to abate the above violations immediately upon receipt of this letter. At a minimum, abatement must consist of the following:

- Violation No. 1 - Cease unauthorized disposal activities immediately and submit disposal and reclamation plans to the Division by January 4, 1980.
- Violation No. 2 - Extinguish all burning materials.
- Violation No. 3. - Cease disposal of non-coal industrial waste in the coarse refuse facility.
- Violation No. 4 - Implement temporary runoff and sediment control measures in the coarse refuse facility area until permanent control measures are approved and constructed. Temporary measures would include the use of straw bale filters.
- Violation No. 5 - Finish construction of the runoff control structures per the revised plans submitted to the Division on July 30, 1979. Specifically, slope and blacktop the roadway and construct the asphalt wedge. Also, extend the conveyor belt further along the guardrail and direct runoff away from Grassy Trail Creek.
- Violation No. 6 - Reseed and mulch the topsoil stockpile utilizing the revegetation methods outlined in Kaiser's Mining and Reclamation Plan.

Also, the Division requests Kaiser Steel Corporation to drag cover (or rake in the seed) and mulch all reseeded areas to aid in the success of the revegetation efforts.

Mr. Lloyd Heath
December 21, 1979
Page Three

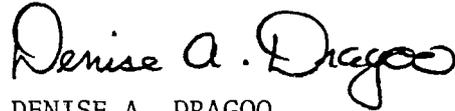
If the above violations are not abated within the required time period the matter will be referred to the Attorney General for commencement of administrative proceedings before the Board of Oil, Gas, and Mining. However, if Kaiser Steel Corporation feels with good cause that these items are not violations, or that alternative methods can satisfy the requirements, Kaiser Steel Corporation may meet with the Division concerning the matter and/or apply for a hearing before the Board. This action should be taken prior to the directed abatement deadlines.

Sincerely,



JAMES W. SMITH
RECLAMATION SOILS SPECIALIST

AND



DENISE A. DRAGOO
SPECIAL ASSISTANT ATTORNEY GENERAL
FOR NATURAL RESOURCE AGENCIES

JWS/DAD:sp

cc: Lynn Huntsman, Kaiser Steel Corp.
Joe Taylor, Kaiser Steel Corp.
John Huefner, Kaiser Steel Corp.
John Naylor, Kaiser Steel Corp.
Murray Smith, O.S.M., Denver