



0009

STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

File

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Dianne R. Nielson, Ph.D., Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

September 25, 1984

REGISTERED RETURN RECEIPT REQUESTED
P 402 457 386

Mr. D. C. Pearce, Mine Engineer
Kaiser Steel Corporation
Sunnyside Coal Mines
Sunnyside, Utah 84539

Dear Mr. Pearce:

RE: Finalized Assessment for State Violation No. N84-6-4-1,
ACT/007/007, Folder No. 8, County, Utah

The civil penalty for the Violation No. N84-6-4-1 has been finalized in the amount shown in the attached assessment conference report. This assessment is finalized as a result of the meeting, discussion or letter described on the reassessment form.

Any appeal to the Board of Oil, Gas and Mining must be made in writing within fifteen (15) days of your receipt of this letter. Additionally, you must have escrowed the assessed civil penalties with the Division within a maximum of 30 days of receipt of this letter but in all cases prior to the Board Hearing. Failure to comply with the above-stated statutory requirements shall result in a waiver of your right of further recourse.

If no appeal or an untimely, improper appeal is made, the assessed civil penalties must be tendered to the Division within thirty (30) days of your receipt of this letter.

Thank you for your cooperation.

Sincerely,

Lorin P. Nielsen

Lorin P. Nielsen
Acting Assessment Officer

re

Enclosure
cc: Donna Griffin, OSM, Albuquerque
Joe Helfrich
Barbara Roberts

ASSESSMENT CONFERENCE REPORT
 Utah Division of Oil, Gas & Mining
 4241 State Office Building
 Salt Lake City, Utah 84114

NOV/CO No. N84-6-4-1

Location of Conference: Salt Lake City, Utah

Date of Conference: September 21, 1984

Company Name/Mine Name: Kaiser Steel/Sunnyside Mines

Persons in Attendance

Representing

Lorin P. Nielsen

Natural Resources and Energy

Bart Kale

Division of Oil, Gas and Mining

Violation No.

Amount of Assessment
As Revised

N84-6-4-1

\$ 220.00

TOTAL

\$ 220.00

Approved: Lorin P. Nielsen
 (Signature of Conference Officer)

Date: 9/25/84

This assessment has been set as a result of an informal conference held by the assessment officer. Should the Company desire a review in a more formal proceeding before the Board of Oil, Gas & Mining, a hearing can be requested within 15 days of receipt of this report.

ASSESSMENT CONFERENCE REPORT
(continued)1. Notice of Violation/Cessation Order No. N84-6-4-1Violation 1 of 1(a) Nature of violation: Failure to pass disturbed area runoff then sediment pond or treatment facility, before entering undisturbed drainage.(b) Date of termination: April 13, 1984

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	<u>0</u>	<u>0</u>
(b) Seriousness		
(1) Probability of Occurrence	<u>5</u>	<u>5</u>
Extent of Damage	<u>10</u>	<u>10</u>
(2) Obstr. to Enforcement	<u> </u>	<u> </u>
(c) Negligence	<u>6</u>	<u>6</u>
(d) Good Faith	<u> </u>	<u> </u>
(e) Acreage	<u> </u>	<u> </u>
TOTAL	<u>21</u>	<u>21</u>

3. Narrative:

(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

Operator submitted letter and pictures

History: AffirmedProbability: AffirmedExtent: Damage did not extend offsite, a storm event would have likely extended offsite. AffirmedNegligence: Affirmed