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Copy Joe, Lowell, Henry ACT 1007/1007 #5
U. S. DEPT. OF THE INTERIOR



OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Mine-Site Evaluation Inspection Report

1. Permittee/Person SUNNYSIDE COAL CO.		9. Permit Number UT-007-007		10. Type a. Permit <input type="checkbox"/> b. RA <input checked="" type="checkbox"/>	
2. Address P.O. BOX 99 HWY 123		11. Inspection Date 03/30/94 <small>MM - DD - YY</small>		12. Inspection Type OF2	
3. City SUNNYSIDE		14. Permit Status A		15. Site Status AN	
4. State UT		17. OSM Office # 020		18. RSI # 	
5. Zip Code 84539		6. Phone Number 801-888-4421		19. Land Code F	
7. Operator if Different than Permittee 		20. M.S.H.A. ID # 		21. State Code 49	
8. Mine Name SUNNYSIDE		23. AVS Permittee Entity ID Number 123520		22. County Code 007	
				23b. State Office 	

24. Performance Standard Categories

Codes: 1=Compliance, 2=Noncompliance, 3=Not Planned, 4=Not Started, 5=Noncompliance Identified Elsewhere

A. Administrative 1. <input type="checkbox"/> Mining within Valid Permit 2. <input type="checkbox"/> Mining within Bonded Area 3. <input type="checkbox"/> Terms & Conditions of Permit 4. <input type="checkbox"/> Liability Insurance 5. <input type="checkbox"/> Ownership and Control 6. <input type="checkbox"/> Temporary Cessation	D. Backfilling & Grading 1. <input type="checkbox"/> Exposed Openings 2. <input type="checkbox"/> Contemporaneous Reclamation 3. <input type="checkbox"/> Approximate Original Contour 4. <input type="checkbox"/> Highwall Elimination 5. <input type="checkbox"/> Steep Slopes (includes downslope) 6. <input type="checkbox"/> Handling of Acid & Toxic Materials 7. <input type="checkbox"/> Stabilization (rills and gullies)	H. Subsidence Control Plan
B. Hydrologic Balance 1. <input type="checkbox"/> Drainage Control 2. <input type="checkbox"/> Inspections & Certifications 3. <input type="checkbox"/> Siltation Structures 4. <input type="checkbox"/> Discharge Structures 5. <input type="checkbox"/> Diversions 6. <input type="checkbox"/> Effluent Limits 7. <input type="checkbox"/> Ground Water Monitoring 8. <input type="checkbox"/> Surface Water Monitoring 9. <input type="checkbox"/> Drainage -- Acid-Toxic Materials 10. <input type="checkbox"/> Impoundments 11. <input type="checkbox"/> Stream Buffer Zones	E. Excess Spoil Disposal 1. <input type="checkbox"/> Placement 2. <input type="checkbox"/> Drainage Control 3. <input type="checkbox"/> Surface Stabilization 4. <input type="checkbox"/> Inspections & Certifications	I. Roads 1. <input type="checkbox"/> Road Construction 2. <input type="checkbox"/> Certification 3. <input type="checkbox"/> Drainage 4. <input type="checkbox"/> Surfacing and Maintenance 5. <input type="checkbox"/> Reclamation
C. Topsoil & Subsoil 1. <input type="checkbox"/> Removal 2. <input type="checkbox"/> Substitute Materials 3. <input type="checkbox"/> Storage and Protection 4. <input type="checkbox"/> Redistribution	F. Coal Mine Waste (Refuse Piles/Impoundments) 1. <input type="checkbox"/> Drainage Control 2. <input type="checkbox"/> Surface Stabilization 3. <input type="checkbox"/> Placement 4. <input type="checkbox"/> Inspections and Certifications 5. <input type="checkbox"/> Impounding Structures	J. Signs & Markers 1. <input type="checkbox"/> Signs 2. <input type="checkbox"/> Markers
	G. Use of Explosives 1. <input type="checkbox"/> Blaster Certification 2. <input type="checkbox"/> Distance Prohibitions 3. <input type="checkbox"/> Blast Survey/Schedule 4. <input type="checkbox"/> Warnings & Records 5. <input type="checkbox"/> Control of Adverse Effects	K. Distance Prohibitions
		L. Revegetation 1. <input type="checkbox"/> Vegetative Cover 2. <input type="checkbox"/> Timing
		M. Postmining Land Use
		N. Other 1) <u>POST SMCRA FACILITIES</u> 2) _____ 3) _____

25. Inspection Frequency a. Date of Last State Complete Inspection 11/18/93 Frequency for previous 4 Calendar Qtrs. b. Number of required complete inspections 0 Number of complete inspections conducted 0 c. Number of required partial inspections 0 Number of partial inspections conducted 0	26. Inspection Hours a. Permit Review 6.0 b. Inspection Time 5.0 c. Travel Time 10.0 d. Report Writing 3.0	27. Bonded Acres a. Total bonded 310.0 b. Phase I released 0.0 c. Phase II released 0.0 d. Phase III released 0.0	28. Acres 14385.0 a. Permitted 310.0 b. Disturbed (Estimated)
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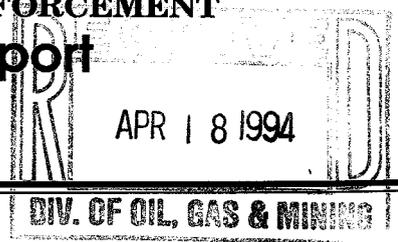
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Mine-Site Evaluation Inspection Report

 Permit Number UT-007-007

 Inspection Date 03/30/94

APR 18 1994



29. Identified Violation Data.

For inspection types C (Complete Random Sample) and SC or SP (Complete or Partial In-depth Review), list all violations present during the current Federal inspection and all violations, cited or uncited, identified in the last State complete inspection report. For any other inspection type, including Federal program inspections, list only violations observed during the current inspection or subject of current Federal follow-up actions.

B Per. Std. Category	C Abated (Y/N)	D State Action	E Reason if Uncited	F Cause	G Seriousness		H Impact	I OSM Action	J OSM Action Number		K Optional
					PEO					V#	
A. Specific State Law/Regulations Violated: _____ Description: _____											
1	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A. Specific State Law/Regulations Violated: _____ Description: _____											
2	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A. Specific State Law/Regulations Violated: _____ Description: _____											
3	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A. Specific State Law/Regulations Violated: _____ Description: _____											
4	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A. Specific State Law/Regulations Violated: _____ Description: _____											
5	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A. Specific State Law/Regulations Violated: _____ Description: _____											
6	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A. Specific State Law/Regulations Violated: _____ Description: _____											
7	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- | | | | |
|---|---|--|--|
| D. State Action
1) Existed on LSCI, Cited
2) Existed on LSCI, Not Cited
3) Cited Prior to LSCI, Abatement Pending
4) Occurred Since LSCI
5) N/A Federal Program
6) N/A Permit Defect | E. State's Reason for not Citing Violation
1) Not a Violation
2) Precluded by State Policy
3) Not Included under State Program
4) Warning Given in Lieu of a Citation
5) Violation Not Recognized
6) Practice Allowed under Approved Permit
7) Too Minor to Cite
8) Working with Operator to Correct
9) Other _____ | F. Cause
1) Permit Defect
2) Unusual Weather Conditions
3) Unofficial Waiver
4) Operator Negligence
5) Other _____ | G. Probability of Event Occurrence
1) None or Unlikely
2) Likely
3) Occurred |
|---|---|--|--|
-
- | | |
|---|--|
| H. Impact
Damage Remains Within the Permit Area
1) None or Minor
2) Moderate
3) Considerable
Damage Extends Beyond the Permit Area
4) None or Minor
5) Moderate
6) Considerable
Obstruction to Enforcement
7) None or Minor
8) Moderate
9) Considerable | I. OSM Action This Inspection
1) Deferred to State Action
2) TDN Issued
3) NOV Issued
4) FTA-CO Issued
5) IH-CO Issued (Imminent Environmental Harm)
6) ID-CO Issued (Imminent Danger to Public)
7) Previously Cited by RA, Abatement Pending
8) Abated during or before OSM Inspection
9) Follow-up of Federal Action |
|---|--|

30. Signature

Thomas Wright

Inspector's Signature

THOMAS WRIGHT

Inspector's Printed Name

31. OSM Inspector ID#

Dated: 04/08/94 190

Reviewing Official: *[Signature]*

Review Date: 4/14/94

Page 2 of 2
Revised July 1, 1993

Minesite Inspection Narrative

Inspection Dates March 29 and 30, 1994

Mine: Sunnyside

Company:
Sunnyside Coal Company
P.O. Box 99 Hwy 123
Sunnyside, Ut. 84539

Weather: sunny and warm

Comments

The purpose of this inspection was to accompany Karan Jass an engineer from the Office of Surface Mining's Western Support Center during an evaluation of facilities done to recalculate the amount of bond that would be needed to reclaim this site. This evaluation was being done after a request from the Albuquerque Field Office. Jess Kelly and Wayne Western of the Utah Division of Oil Gas and Mining (DOG M), were also present during the inspection.

During February of 1993 Ten Day Notice 93-02-250-001 was issued to the DOGM for Sunnyside Coal Company's failure to provide an adequate bond. In a letter from Nina Rose Hatfield, Deputy Director of the Office of Surface Mining sent to Lowell Braxton of DOGM in April 1993 the finding was made that Utah's actions taken to deal with bonding was not inappropriate, however she asked that Albuquerque monitor the situation to ensure that an adequate bond would be posted. This evaluation of facilities and subsequent calculation of the needed bond is being done as part of the process to achieve this end.

While we were at the site on the morning of 3/30, representatives from the state agencies that regulate hazardous material and waste arrived to conduct an inspection of facilities.

According to the company representative at the site and state personal Sunnyside Coal had filed Chapter 11 Bankruptcy in Utah the previous Friday, all mining had stopped, eventually the underground workings will be allowed to flood and only eight individuals were still employed to maintain controls and do the required monitoring.

Minesite Inspection Narrative
Page 2 of 2

Prior to my arrival on the site during the morning of 3/29 Ms. Jass and the DOGM representatives examined the main facilities area. After my arrival facilities in Water Canyon, Fan Canyon and the portal area north of the town of Sunnyside were examined.

During the morning of 3/30 the West and East Slurry cells, industrial borrow areas and refuse piles were examined and photographed.

During the afternoon of 3/30 permit files and data were reviewed in DOGM's Salt Lake City office and Ms. Jass remained in Salt Lake City on 3/31 to review additional material.

No enforcement actions by the state resulted from this inspection and no Ten Day Notices were issued.