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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION VIII
1860 LINCOLN STREET
DENVER, COLORADO 80295

File
ACT/007/009

JIM
DEC 07 1981

December 8, 1981

U.S. ENVIRONMENTAL PROTECTION AGENCY/STATE OF UTAH
PUBLIC NOTICE OF A NEW SOURCE DETERMINATION
FOR AN NPDES PERMIT APPLICANT

PURPOSE OF PUBLIC NOTICE

THE PURPOSE OF THIS NOTICE IS TO STATE EPA'S INITIAL DETERMINATION THAT THE SAGE POINT-DUGOUT CANYON PROJECT PROPOSED BY EUREKA ENERGY COMPANY, WILL CONSTITUTE A NEW SOURCE WITHIN THE MEANING OF SECTION 306(a)(2) OF THE CLEAN WATER ACT.

APPLICANT INFORMATION

APPLICANT NAME:	EUREKA ENERGY COMPANY SAGE POINT-DUGOUT CANYON PROJECT
MAILING ADDRESS:	215 MARKET STREET SAN FRANCISCO, CALIFORNIA 94106
FACILITY LOCATION:	CARBON COUNTY, UTAH
TELEPHONE NUMBER:	415+781-4211
APPLICATION NUMBER:	UT-0024031

The application submitted by the Eureka Energy Company is for the proposed underground coal mining and coal cleaning facilities, referred to as the Sage Point-Dugout Canyon Project, to be located in Carbon County, Utah. Eureka Energy Company anticipates that construction of the facilities will begin in the Spring of 1982. No discharge of pollutants to waters of the United States from the facilities is anticipated. Sedimentation ponds will collect runoff from the surface facilities; wastes resulting from washing of coal will be transported to the preparation plant for recycling without waste water discharges; sewage and waste water will be piped to a sewage lagoon for treatment and total containment and there will be no discharge of mine water from the mine. However, in the event a discharge were to occur, it would be to Pace, Soldier, Fish and Dugout Creeks.

In accordance with Section 306(a)(2) of the Clean Water Act and regulations promulgated thereunder (40 CFR 122.3 et. seq.), the applicant is subject to "Standards of Performance for New Sources" and must comply with the "New Source" environmental review requirements of the National Environmental Policy Act (NEPA) and its regulations. The information necessary for a proper environmental review shall be provided by the applicant. The U.S. Environmental Protection Agency shall evaluate this environmental information as to the significance of any impacts anticipated and as to whether an Environmental Impact Statement (EIS) will be necessary.

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION VIII
1860 LINCOLN STREET, SUITE 103
DENVER, COLORADO 80295**

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PENALTY FOR PRIVATE USE, \$300
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U.S. ENVIRONMENTAL PROTECTION AGENCY
EPA-333**



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DEC 03 1981

**CLEON FEIGHT-DIRECTOR
DIV OIL GAS & MINING
1588 W NORTH TEMPLE
SALT LAKE CITY UT 84111**

**DIVISION OF
OIL, GAS & MINING**

Any interested person may submit a written request to the Regional Administrator for an evidentiary hearing to reconsider or contest this new source determination (Subpart E Part 124 of the Federal Regulations).

Such requests should be submitted anytime prior to January 8, 1982. Requests should be directed to the U.S. Environmental Protection Agency, Region VIII, Enforcement Division, Water and Hazardous Waste Enforcement Branch, 1860 Lincoln Street, Denver, Colorado 80295.

All requests received prior to January 8, 1982, will be considered in making the final determination.

Additional information may be obtained upon request by calling 303+837-4901, or by writing the aforementioned address.

Public Notice Number UT-81-010



CARBON COUNTY

PRICE, UTAH

October 29, 1981

File ACT/007/009
DIVISION OF OIL, GAS & MINING
copy to Lee
NOV 02 1981
Route copy

JIM

NOV 04 1981

Paula J. Frank
Secretary of the Board
Division of Oil, Gas and Mining
1588 West North Temple
Salt Lake City, Utah

Dear Ms. Frank:

Relative to your letter referencing a public hearing on the Sage Point/Dugout Canyon project proposal to establish mining activities within 100 feet of the road. It is the opinion of Carbon County that enough communication and negotiation has occurred on the proposal that a hearing will not be necessary. Both roads lead to the mine itself and as a result are not significant to our road system.

Thank you for the individual notification on this matter.

Sincerely,

Richard E. Walker
County Planner

REW/mp

NOV 02 1981

DIVISION OF
OIL, GAS & MINING

