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cc: Jim
April
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State of Utah

GARY R. HERBERT
Governor

GREG BELL
Lieutenant Governor

Department of
Environmental Quality

Amanda Smith
Executive Director

DIVISION OF WATER QUALITY
Walter L. Baker, P.E.
Director

October 28, 2009

CERTIFIED MAIL
(Return Receipt Requested)

Elliot Finley, President
Hiawatha Coal Company
P. O. Box 1240
Huntington, Utah 84528

Dear Mr. Finley:

Subject: UPDES Permit UT0023094, Hiawatha Coal Company

Enclosed is a draft copy of the UPDES Renewal Permit No. UT0000523, the Fact Sheet Statement of Basis, and the Public Notice for your facility. This information will also be made available on-line at <http://www.waterquality.utah.gov/PublicNotices/index.htm>.

If you have any questions with regards to this matter, please contact Kim Shelley at (801) 538-6065.

Sincerely,

John Kennington, P.E., Manager
UPDES Engineering Section

JK:KS:ev

Enclosures

- cc: Qian Zhang, P.E., EPA Region VIII (w/ encl)
- Claron Bjork, Southeastern Health Department (w/o encl)
- April Abate, Division of Gas Oil and Mining (w/ encl)
- David Ariotti, District Engineer (w/o encl)
- Jim Karpowitz, Utah Division of Wildlife Resources (w/o encl)
- John Isanhart, Ph.D, U.S. Fish & Wildlife Services (w/o encl)
- Jason Gibson, Chief, Utah Regulatory Office, U.S. Corps
Of Engineers (w/o encl)
- Matthew Seddon, State Historic Preservation Office (w/o encl)

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DIV. OF OIL, GAS & MINING



State of Utah

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DIVISION OF WATER QUALITY
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY
PUBLIC NOTICE OF REISSUANCE OF A UPDES PERMIT

PURPOSE OF PUBLIC NOTICE

THE PURPOSE OF THIS PUBLIC NOTICE IS TO DECLARE THE STATE OF UTAH'S INTENTION TO REISSUE A UTAH POLLUTANT DISCHARGE ELIMINATION SYSTEM (UPDES) PERMIT UNDER AUTHORITY OF THE UTAH WATER QUALITY ACT, SECTION 19-5-104 AND 107, UTAH CODE ANNOTATED 1953, AS AMENDED. SAID "PERMIT" REFERS TO UPDES PERMIT AND THE STATEMENT OF BASIS (INCLUDING THE TOTAL MAXIMUM DAILY LOADS (TMDL'S)) IF APPLICABLE, AS PER SECTION 303 (d) OF THE FEDERAL CLEAN WATER ACT (CWA).

PERMIT INFORMATION

PERMITTEE NAME: Hiawatha Coal Company
MAILING ADDRESS: P.O. Box 1240, Huntington, UT 84528
TELEPHONE NUMBER: (435) 687-5777
FACILITY LOCATION: Hiawatha, Township 16 South, Range 8 East in Emery County and in Township 15 South, Range 8 East in Carbon County
UPDES PERMIT NO.: UT0023094
OUTFALLS: 001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013
RECEIVING WATERS: Cedar Creek, Huntington Creek, Miller Creek, and Price River

BACKGROUND

The facility consists of an inactive underground coal mine. Discharge of mine water drainage occurs continuously from Outfall 001. A portion of the mine water from Outfall 001 is piped to Hiawatha for drinking water. The surplus drinking water that is not used is discharged from Outfall 002. The remaining discharge points, Outfalls 003 to 013, are at the overflows from sediment ponds that collect storm water.

PUBLIC COMMENTS

Public comments are invited any time prior to close of business on December 3, 2009. Comments may be directed to the Department of Environmental Quality, Division of Water Quality, 288 North 1460 West, P.O. Box 144870, Salt Lake City, Utah 84114-4870.

FURTHER INFORMATION

The permit is available for public review under "Public Notices" at www.waterquality.utah.gov/. If internet access is not available, a copy may be obtained by calling Kim Shelley at 801-538-6065. Written public comments can be submitted to: Walt Baker, Executive Secretary, Utah Water Quality Board, P.O. Box 144870, Salt Lake City, Utah 84114-4870 or by email at: wbaker@utah.gov. The deadline to receive comments is close of business December 3, 2009. After considering public comment the Utah Water Quality Board may execute the permit renewal, revise it, or abandon it.

288 North 1460 West • Salt Lake City, UT
Mailing Address: P.O. Box 144870 • Salt Lake City, UT 84114-4870
Telephone (801) 538-6146 • Fax (801) 538-6016 • T.D.D. (801) 536-4414
www.deq.utah.gov

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