

C/007/019 Incoming ✓  
CC: Dana, Daron  
Steve C, Pete



# United States Department of the Interior

OFFICE OF SURFACE MINING  
Reclamation and Enforcement  
Western Region Office  
1999 Broadway, Suite 3320  
Denver, CO 80202-3050

#4763



March 23, 2015

RECEIVED

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UT-0022

DEPT. OF OIL, GAS & MINING

R. Jay Marshall  
Andalex Resources  
794 North "C" Canyon Road  
P.O. Box 910  
East Carbon, UT 84520

Subject: OSMRE Mining Plan Modification Decision for Willow Creek North Area, for the Kenilworth Federal coal lease UTU-81893, NEPA Adequacy Review

Dear Mr. Marshall,

In a letter dated January 20, 2015, the Utah Division of Oil, Gas and Mining (UT DOGM) informed the Office of Surface Mining Reclamation and Enforcement (OSMRE) that on January 15, 2015, UT DOGM determined that the Andalex Resources permit application (C/007/0019, Task ID #4763) for the addition of federal lease UTU-81893 to the Centennial Mine was found administratively complete. On January 21, 2015 OSMRE notified UT DOGM via email that based on review of the Centennial Mine permit application materials and the Bureau of Land Management's (BLM) National Environmental Policy Act (NEPA) documents for the Centennial Mine, OSMRE determined that the proposed permit action, adding approximately 1,761 acres of Federal coal, constitutes a mine plan modification requiring approval from the Assistant Secretary of Land and Minerals Management. OSMRE's decision was based upon consideration of the Federal regulations under 30 CFR PARTs 740 and 746 and not the technical aspects of the revision application itself.

OSMRE's review of the BLM's March 20, 1996 Environmental Assessment (EA) for Willow Creek North Area (EA Log No. UT-066-95-28), for the Kenilworth Federal coal lease UTU-81893 determined that due to the age of the EA supporting information is outdated and will require supplemental analysis to inform OSMRE's mining plan modification decision. This letter serves to inform Andalex Resources that a tiered EA supplementing prior NEPA analysis in accordance with 43 CFR 46.140 will be required. The tiered EA will need to describe the proposed action, purpose and need for the action, current operations, alternatives considered and the existing environment including all applicable laws, regulations and executive orders using the most current information available, including the permit application package. All environmental resources will need to be evaluated to determine if prior NEPA adequately addressed the proposed action within the existing regulatory environment. Where environmental resources are determined to have been adequately addressed for the proposed action, analysis and

summary conclusions may be incorporated by reference. Where environmental resources are determined to not have been adequately addressed for the proposed action, supplemental analysis will be required. All analysis must discuss the short-term and long-term effects, direct and indirect effects, and cumulative effects of the proposed action.

The requirements regarding the preparation of an EA by other agencies, entities or persons, including the applicant, are discussed at 43 CFR 46.320. OSMRE strongly encourages the applicant to obtain the services of an environmental consulting firm experienced in the development of NEPA documents.

OSMRE is available to discuss any questions you may have regarding this decision. Please contact Ms. Nicole Caveny at (303) 293-5078 or [ncaveny@osmre.gov](mailto:ncaveny@osmre.gov).

Respectfully,

A handwritten signature in black ink, appearing to read "M. Calle", with a long horizontal flourish extending to the right.

Marcelo Calle, Manager  
Field Operations Branch

Cc: Daron Haddock, Permit Supervisor, Utah Division of Oil, Gas and Mining, P.O. Box 145801, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801