



State of Utah

GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

Department of
Environmental Quality

Alan Matheson
Executive Director

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

C/007/020 Incoming
cc: Amanda

RECEIVED

MAY 17 2016

DIV. OF OIL, GAS & MINING

MAY 16 2016

CERTIFIED MAIL

(Return Receipt Requested)

Mr. Alex Walker
57 West 2nd South
Suite 400
Salt Lake City, Utah 84101

Dear Mr. Walker:

Re: Hidden Splendor –Horizon Mine, UTG040019

It has come to our attention, through the Division of Oil, Gas and Mining (DOGM) that you are the responsible party for the Horizon Mine UPDES General Coal Permit UTG040019. Based on 40 CFR 434.81(c) and recommendations from the Attorney General's staff, the Division of Water Quality must continue the permit in an active status until reclamation and bond release by the DOGM. The requirements for an active status UPDES permit are:

1. Compliance with all of the requirements of the permit.
2. Submission of monthly discharge monitoring reports (DMRs) indicating whether a discharge has or has not occurred. Signed and completed DMRs are to be submitted to the Division of Water Quality by the 28th day of the month following the reporting period.
3. If a discharge were to occur at the facility, a sample must be taken for the parameters limited in the permit. For this permit that includes: pH, total suspended solids, total dissolved solids, total iron, oil and grease and discharge flow rate.
4. Compliance samples must be analyzed by a certified laboratory. Please contact the State Health Laboratory for a list of certified laboratories.
5. Pay a yearly permit fee for issuance of the permit. To date, the Division of Water Quality has not received payment in the amount of \$396.00 as specified in Invoice Number 67-313. Therefore, the unpaid invoice has been forwarded to State Collections.

Failure to comply with the above conditions will result in a formal enforcement action and potential monetary penalties.

If you have any questions or concerns, please contact Mike Herkimer of my staff at 801-536-4386 or by email at mherkimer@utah.gov.

Sincerely,



Kim Shelley, Manager
UPDES Surface Water Section

KS:MDH:nf

cc: Paul McConkie, Assistant Attorney General
Daron Haddock, DOGM
Sharon Schofield, DWQ

DWQ-2016-009078
