0035

STATE OF UTAH
NATURAL RESOURCES & ENERGY
Oil, Gas & Mining

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Cleon B. Feight, Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

February 24, 1983

Mr. Dan Guy
Beaver Creek Coal Company
P.O. Box AU
Price, Utah 84501

#3

RE: Division Policy for
Review of Modifications to
Permit Applications
ACT/007/016,017,022 &015/004

Dear Mr. Guy:

This letter is to advise you of the Division's policy regarding the review of modifications to mining and reclamation plans.

Section UMC 771.21 (b)(3) of the regulations states: "Any application for revision of a permit shall be filed with the Division 60 days before the date on which the permittee expects to revise underground coal mining activites (emphasis added)."

Also, Section UMC 788.12 (c) of the regulations states: "The Division shall approve or disapprove the complete application for revision, in accordance with the requirements of UMC 786, within 60 days of receipt by the Division of a complete application for revision (emphasis added). The Division Director may extend the 60 day time period if it is determined that due to weather conditions or other considerations it is physically impossible to perform the review of the complete application for a revision."

In order to allow the Division flexibility in scheduling and completely processing the backlog of existing permanent program permit applications, as well as a sizeable number of revisions to those mining and reclamation plans currently on file, it is necessary for the Division to adopt a policy of strict adherance to and utilization of the above regulations.

Upon receipt, permit modifications will be inserted into the monthly schedule for review to begin during the following month, or as soon as possible depending upon the time of submission, the current Division workload, and the nature and exigency of the revision.

Board/Charles R. Henderson, Chairman • John L. Bell • E. Steele McIntyre • Edward T. Beck
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All modifications and permit revisions must address the permanent program performance standards (section UMC 817) and become a part of the permanent program permit application. Approvals of modifications and revisions will reference previously approved permits.

I solicit your sincere cooperation in effectuation of this policy so that we both may succeed in accomplishing our overall objectives in a timely and orderly fashion. Thank you.

Should you have any questions relative to this correspondence, please don't hesitate to call me. Also, any suggestions you wish to offer are most welcome.

Sincerely,

JAMES W. SMITH, JR.
COORDINATOR
MINED LAND DEVELOPMENT

JWS/lm

cc: Allen Klein, OSM, Denver
Robert Hagen, OSM, Albuquerque
Ronald Daniels, DOGM
File No. 3 and 13