

0003



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangarter
Governor
Dee C. Hansen
Executive Director
Dianne R. Nielson, Ph.D.
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

INSPECTION REPORT

INSPECTION DATE & TIME: November 26, 1991
10:30 am to 11:50 am

Permittee and/or Operator's Name: Andalex Resources, Inc.
Business Address: P.O. Box 902, Price, Utah 84501
Mine Name: Wildcat Loadout Permit Number: ACT/007/033
Type of Mining Activity: Underground X Surface Other
County: Carbon Company Official(s): John Pappas
State Officials(s): Ken Wyatt, Susan White
Federal Official(s): None
Partial: X Complete: Date of last Inspection: 10/15/91
Weather Conditions: Cold and clear

Acreage: Permitted- 100 Disturbed- 60 Regraded- Seeded-
Bonded- 60 Enforcement Action: None

COMPLIANCE WITH PERMITS AND PERFORMANCE STANDARDS

	YES	NO	N/A	COMMENTS
1. PERMITS	()	()	()	()
2. SIGNS AND MARKERS	()	()	()	()
3. TOPSOIL	(X)	()	()	(X)
4. HYDROLOGIC BALANCE:				
a. STREAM CHANNEL DIVERSIONS	()	()	()	()
b. DIVERSIONS	(X)	()	()	(X)
c. SEDIMENT PONDS AND IMPOUNDMENTS	(X)	()	()	(X)
d. OTHER SEDIMENT CONTROL MEASURES	()	()	()	()
e. SURFACE AND GROUNDWATER MONITORING	()	()	()	()
f. EFFLUENT LIMITATIONS	()	()	()	()
5. EXPLOSIVES	()	()	()	()
6. DISPOSAL OF DEVELOPMENT WASTE & SPOIL	()	()	()	()
7. COAL PROCESSING WASTE	()	()	()	()
8. NONCOAL WASTE	()	()	()	()
9. PROTECTION OF FISH, WILDLIFE AND RELATED ENVIRONMENTAL VALUES	()	()	()	()
10. SLIDES AND OTHER DAMAGE	()	()	()	()
11. CONTEMPORANEOUS RECLAMATION	()	()	()	()
12. BACKFILLING AND GRADING	()	()	()	()
13. REVEGETATION	(X)	()	()	()
14. SUBSIDENCE CONTROL	()	()	()	()
15. CESSATION OF OPERATIONS	()	()	()	()
16. ROADS				
a. CONSTRUCTION	()	()	()	()
b. DRAINAGE CONTROLS	()	()	()	()
c. SURFACING	()	()	()	()
d. MAINTENANCE	()	()	()	()
17. OTHER TRANSPORTATION FACILITIES	()	()	()	()
18. SUPPORT FACILITIES	()	()	()	()

INSPECTION REPORT

(Continuation sheet)

Page 2 of 2

PERMIT NUMBER: ACT/007/033

DATE OF INSPECTION: 11/15/91

(Comments are Numbered to Correspond with Topics Listed Above)

3. **TOPSOIL**

The topsoil piles along the east side of the property were examined. Discussions centered on the amount of coal fines present in this area. Areas outside of the stockpiles were examined. They contained as much coal fines as on the topsoil stockpiles yet some vegetation was surviving.

4b. **HYDROLOGIC BALANCE: DIVERSIONS**

Diversions around the property were in good condition. The culvert inlet to sediment pond B was partially obstructed with coal fines. This needs to be maintained.

4c. **HYDROLOGIC BALANCE: SEDIMENT PONDS AND IMPOUNDMENTS**

Sediment pond B was partially cleaned out. Removed sediments are intermixed with the coal. The remaining ponds did not contain any water. Sediments in the bottoms of the ponds were wet indicating recent water was present.

Copy of this Report:

Mailed to: Bernie Freeman (OSM), John Pappas & Mike Glasson (Andalex)

Given to: Joe Helfrich (DOGM)

Inspector's Signature: _____



#7 Date: 11/29/91

mine file
ACT/007/033
I & E folder

MEMORANDUM

In the Matter of Notice of Violation N92-32-1-2

Fact of Violation

The Mid-Term Permit Review of November 22, 1991 {refer to exhibit #1} enumerated the following issues:

the failure to submit in the 1990 Annual Report, as required on page 23 of the Permit Application Package (PAP) {refer to exhibit #2}, laboratory results from coal processing waste and reject material samples.

the failure to submit the results of the erosion monitoring (i.e., erosion pins) study as required on page 129A of the PAP {refer to exhibit #3}.

The permittee responded to the Mid-Term issues on January 13, 1992 {refer to exhibit #4}. In the response the permittee explained that the coal waste sample results should have been included in the 1990 Annual Report, regardless of this, the permittee forwarded the results to the Division for review.

The permittee also explained that the erosion pin study had not been conducted. It should be noted that the erosion protection afforded for each disturbed area diversion ditch and the specific designs for each ditch was contingent upon the results of the erosion pin study (refer to the PAP).

Notice of Violation N92-32-1-2 of 2, a hindrance violation, was issued on January 28, 1992, for failure to comply with the terms and agreements of the approved plan {refer to exhibit #5}. The logic behind the decision to issue this violation may be reviewed in the Division Mid-Term Permit Review Response, dated January 22, 1992 {refer to exhibit #6}.

Provision of the Act

Failure to comply with the terms and conditions of the approved permit.

R645-300-143. The permittee will comply with the terms and conditions of the permit, all applicable performance standards and requirements of the State Program.