State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

GARY R. HERBERT
Governor

GREG BELL
Lieutenant Governor

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Inspection Report

Permit Number:	**C0070034**
Inspection Type:	COMPLETE
Inspection Date:	Tuesday, November 13, 2018
Start Date/Time:	11/13/2018 1:30:00 PM
End Date/Time:	11/13/2018 3:30:00 PM
Last Inspection:	Tuesday, August 7, 2018

Inspector: Karl Houskeeper,

Weather: Sunny, Temp. 33 Deg. F.

InspectionID Report Number: 6287

Accepted by: DHADDOCK
11/14/2018

Representatives Present During the Inspection:	
Company	Jay Marshall
OGM	Karl Houskeeper

Permitee: **BANNING**
Operator: **CANYON FUEL COMPANY**
Site: **BANNING SIDING LOADOUT**
Address: **PO BOX 1029, WELLINGTON UT 84542**
County: **CARBON**
Permit Type: **PERMANENT COAL PROGRAM**
Permit Status: **INACTIVE**

Current Acreages

36.42	**Total Permitted**
21.60	**Total Disturbed**
	Phase I
	Phase II
	Phase III

Mineral Ownership

- [x] Federal
- [x] State
- [ ] County
- [x] Fee
- [ ] Other

Types of Operations

- [ ] Underground
- [ ] Surface
- [ ] Loadout
- [ ] Processing
- [ ] Reprocessing

Report summary and status for pending enforcement actions, permit conditions, Division Orders, and amendments:

Karl R. Houskeeper

Inspector's Signature:

Date Tuesday, November 13, 2018

Karl Houskeeper,
Inspector ID Number: 49

Note: This inspection report does not constitute an affidavit of compliance with the regulatory program of the Division of Oil, Gas and Mining.

1594 W North Temple, Suite 1210, PO Box 145801, Salt Lake City, UT 84114-5801
telephone (801) 538-5340 • facsimile (801) 359-3940 • TTY (801) 538-7458 • www.ogm.utah.gov

UTAH DNR OIL, GAS & MINING

REVIEW OF PERMIT, PERFORMANCE STANDARDS PERMIT CONDITION REQUIREMENTS

1. Substantiate the elements on this inspection by checking the appropriate performance standard.
a. For COMPLETE inspections provide narrative justification for any elements not fully inspected unless element is not appropriate to the site, in which case check Not Applicable.
b. For PARTIAL inspections check only the elements evaluated.
2. Document any noncompliance situation by reference the NOV issued at the appropriate performance standard listed below.
3. Reference any narratives written in conjunction with this inspection at the appropriate performace standard listed below.
4. Provide a brief status report for all pending enforcement actions, permit conditions, Divison Orders, and amendments.

	Evaluated	Not Applicable	Comment	Enforcement
1. Permits, Change, Transfer, Renewal, Sale	☑	☐	☑	☐
2. Signs and Markers	☑	☐	☑	☐
3. Topsoil	☑	☐	☐	☐
4.a Hydrologic Balance: Diversions	☑	☐	☐	☐
4.b Hydrologic Balance: Sediment Ponds and Impoundments	☑	☐	☑	☐
4.c Hydrologic Balance: Other Sediment Control Measures	☑	☐	☐	☐
4.d Hydrologic Balance: Water Monitoring	☑	☐	☐	☐
4.e Hydrologic Balance: Effluent Limitations	☑	☐	☑	☐
5. Explosives	☑	☐	☑	☐
6. Disposal of Excess Spoil, Fills, Benches	☑	☐	☐	☐
7. Coal Mine Waste, Refuse Piles, Impoundments	☑	☐	☑	☐
8. Noncoal Waste	☑	☐	☐	☐
9. Protection of Fish, Wildlife and Related Environmental Issues	☑	☐	☐	☐
10. Slides and Other Damage	☑	☐	☐	☐
11. Contemporaneous Reclamation	☑	☐	☐	☐
12. Backfilling And Grading	☑	☐	☐	☐
13. Revegetation	☑	☐	☐	☐
14. Subsidence Control	☑	☐	☐	☐
15. Cessation of Operations	☑	☐	☐	☐
16.a Roads: Construction, Maintenance, Surfacing	☑	☐	☐	☐
16.b Roads: Drainage Controls	☑	☐	☐	☐
17. Other Transportation Facilities	☑	☐	☐	☐
18. Support Facilities, Utility Installations	☑	☐	☐	☐
19. AVS check	☑	☐	☐	☐
20. Air Quality Permit	☑	☐	☑	☐
21. Bonding and Insurance	☑	☐	☑	☐
22. Other	☑	☐	☐	☐

1. Permits, Change, Transfer, Renewal, Sale

Mining permit C/007/0034 issued form the Division of Oil, Gas & Mining on October 24, 2018 and expires on October 24, 2023. A special condition requires that water monitoring information be submitted into an electronic database administered by the Division.

Air Quality permit 533-6108 was issued by the Department of Air Quality on July 16, 1980. This permit is still effective.

UPDES Permit UTG-040011 became effective on September 1, 2013 and expires at midnight on August 31, 2018. The permit allows for one outfall/discharge point. The out fall is listed as 001. This point is associated with the sediment pond discharge point.

SPCC plan is dated November 2015. The plan indicates that no oil or fuel is stored on site so the plan is not needed at this time.

The insurance for the Banning Load Out is through Great Midwest Insurance Company, Policy # GL00169760. The policy is effective beginning February 1, 2018 and expires on February 1, 2019. This policy included explosion coverage. The minimum insurance levels have been met. The policy holder is listed as the State of Utah. The cancellation clause is acceptable to the Division.

Business license is from Carbon County, License #110 (Canyon Fuels Co. LLC., issued on 01/01/2018 and expires on 12/31/2018.

2. Signs and Markers

The identification sign is posted on the gate at the entrance into the mining permit area. The sign contains the name, address, phone number and permit number of the operator as required by law. The sign is compliant with the regulations. A new address needs to be posted along with new phone numbers. Materials have been ordered to update the signs.

4.b Hydrologic Balance: Sediment Ponds and Impoundments

The fourth quarter 2018 sediment pond inspection was done on 10/10/2018. The third quarter 2018 sediment pond inspection was done on 07/17/2018.

4.e Hydrologic Balance: Effluent Limitations

The September 2018 discharge monitoring reports were reviewed. No problems were noted. The reports were submitted to DEQ electronically.

5. Explosives

No explosives are on site or storage containers.

7. Coal Mine Waste, Refuse Piles, Impoundments

No refuse pile associated with this load out.

20. Air Quality Permit

Approval Order 533-6108 issued July 16, 1980.

21. Bonding and Insurance

Bond is issued through St. Paul Fire and Marine Insurance Company, Bond # 400SA1916 for $350,000

Identification Sign

Facilities

Facilities