



NO. N 93-13-1-1

notice of violation

To the following Permittee or Operator:

Name SUNNYSIDE COGENERATION ASSOCIATES

Mine SUNNYSIDE REFUSE & SLURRY Surface Underground Other

County CARBON State UTAH Telephone (801) 888-4476

Mailing Address P.O. BOX 58087, SALT LAKE CITY UT 84158-0087

State Permit No. ACT/007/035

Ownership Category State Federal Fee Mixed

Date of inspection OCTOBER 15, 1993, 19 93

Time of inspection _____ a.m. p.m. to _____ a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

Under authority of the Utah Coal Mining and Reclamation Act, Section 40-10-1 et seq., **Utah Code Annotated**, 1953, the undersigned authorized representative of the Division of Oil, Gas & Mining has conducted an inspection of above mine on above date and has found violation(s) of the act, regulations or required permit condition(s) listed in attachment(s). This notice constitutes a separate Notice of Violation for each violation listed.

You must abate each of these violations within the designated abatement time. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned representative finds that **cessation of mining** is is not expressly or in practical effect required by this notice. For this purpose, "mining" means extracting coal from the earth or a waste pile, and transporting it within or from the mine site.

This notice shall remain in effect until it expires as provided on reverse side of this form, or is modified, terminated or vacated by written notice of an authorized representative of the director of the Division of Oil, Gas & Mining. Time for abatement may be extended by authorized representative for good cause, if a request is made within a reasonable time before the end of abatement period.

Date of service/ mailing ~~09~~ 15, 1993

Time of service/ mailing 4:30 a.m. p.m.

FRED FINLINSON
Permittee/Operator representative

RESIDENT AGENT
Title
CERTIFIED MAIL: P 074 975 436

Signature _____

J. RANDALL HARDEN
Division of Oil, Gas & Mining representative

Sr. RECLAMATION ENGINEER
Title

J. Randall Harden
Signature

#13
Identification Number

SEE REVERSE SIDE
WHITE-DOGGM YELLOW-OPERATOR PINK-OSM GOLDENROD-NOV FILE



NOTICE OF VIOLATION NO. N 93-13-1-1

Violation No. 1 of 1

Nature of violation

FAILURE TO ADEQUATELY IDENTIFY AND DESCRIBE SURFACE COAL MINING OPERATIONS AND ACTIVITIES RELATED TO SURFACE COAL MINING OPERATIONS. FAILURE TO PERMIT ACTIVITIES CONDUCTED IN CONNECTION WITH SURFACE COAL MINING OPERATIONS. CONDUCTING MINING AND RECLAMATION OPERATIONS OUTSIDE THE PERMIT AREA.

Provisions of act, regulations or permit violated

UCA 40-10-3(18) - "SURFACE COAL MINING OPERATIONS"
R645-100-200 - "AFFECTED AREA" AND "SURFACE COAL MINING AND RECLAMATION ACTIVITIES"
R645-300-143.

Portion of operation to which notice applies

TRUCK DUMP ACCESS ROAD, TRUCK DUMP, WASTE COAL STORAGE, CRUSHER AND ADJACENT ANCILLARY FACILITIES AND STRUCTURES WHICH ARE OUTSIDE THE CURRENTLY APPROVED PERMIT AREA.

Remedial action required (including any interim steps)

1. IDENTIFY, DESCRIBE AND LOCATE ALL SURFACE COAL MINING AND RECLAMATION ACTIVITIES BY SUBMITAL OF ADEQUATE PERMIT CHANGES TO THE PLAN WHICH EFFECTIVELY DESCRIBES AND/OR INCORPORATES THOSE STRUCTURES INTO THE PERMIT AND AFFECTED AREA.

Abatement time (including interim steps)

1. SUBMIT PERMIT CHANGE PROPOSAL ON OR BEFORE 5:00PM, NOV. 5, 1993.
2. RECEIVE DIVISION APPROVAL OF PERMIT CHANGES ON OR BEFORE DECEMBER 8, 1993