



NO. N 93-40-6-4

To the following Permittee or Operator:

Name Lunnyside Cogeneration Associates

Mine Lunnyside Refuse & Slurry Surface Underground Other

County Carbon State Utah Telephone (801) 888-4476

Mailing Address PO Box 58087, Salt Lake City, Utah 84158-0087

State Permit No. ACT/007/035

Ownership Category State Federal Fee Mixed

Date of inspection 14/15 September, 19 93

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

Operator Name (other than Permittee) _____

Mailing Address _____

notice of violation

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~~ 15 September 1993 Time of service/~~mailing~~ 10:00 a.m. p.m.

ALLEN ADKINS
Permittee/Operator representative

[Signature]
Signature

RESIDENT MANAGER
Title

HUGH KLEIN
Division of Oil, Gas & Mining representative

[Signature]
Signature

RECLAMATION SPECIALIST
Title

#40
Identification Number

SEE REVERSE SIDE

WHITE-DOG M YELLOW-OPERATOR PINK-OSM GOLDENROD-NOV FILE



NOTICE OF VIOLATION NO. N 93-40-6-4

Violation No. 1 of 4

Nature of violation

For failing to have the July UPDES DMR's available at the time of inspection

Provisions of act, regulations or permit violated

R645-400-221.200

Portion of operation to which notice applies

The permit and monitoring records kept at the Canyon facility.

Remedial action required (including any interim steps)

Have all requisite records available at the mine site.

Abatement time (including interim steps)

NA



NOTICE OF VIOLATION NO. N 93-40-6-4

Violation No. 2 of 4

Nature of violation

For failing to water all unpaved roads as per the
Approved Order from the Dept of Environmental
Quality, Division of Environmental Health, dated
8 March 1991, on page 3 item 7.

Provisions of act, regulations or permit violated

R645-300-143

Portion of operation to which notice applies

All ~~the~~ unpaved roads in the permit area except
the haul road to the Coarse Refuse Pile.

Remedial action required (including any interim steps)

Water all unpaved roads in compliance with
the DEQ / DEH Approved Order noted above.

Abatement time (including interim steps)

Commence immediately and perform as required



NOTICE OF VIOLATION NO. N 93-40-6-4

Violation No. 3 of 4

Nature of violation

For failing to conduct piezometer monitoring in the embankment of the East Blurry Cell ~~as~~ as stated on page 700-19 of the PAP and/or maintaining records of this activity at the site.

Provisions of act, regulations or permit violated

RC45-300-142

Portion of operation to which notice applies

The piezometers in the embankment of the East Blurry Cell.

Remedial action required (including any interim steps)

Monitor the above noted piezometers in accordance with the approved PAP.

Abatement time (including interim steps)

Submit information to the Division, no later than 22 September 1993 at 5PM, showing that the mine is in compliance with the PAP.



NOTICE OF VIOLATION NO. N 93-40-6-4

Violation No. 4 of 4

Nature of violation

For transporting and stockpiling coal and/or coal refuse to the Coarse Refuse Pile (from an unpermitted site) in a manner that is not approved under the current PAP.

Provisions of act, regulations or permit violated

- R 645-300-142
- R 645-300-143
- R 645-301-528
- R 645-301-528.100
- R 645-301-528.320

Portion of operation to which notice applies

The haul road from the permit boundary (adjacent to the Coagen plant) to the Coarse Refuse Pile and the areas of the Coarse Refuse Pile and West Blurry Hill where ^{refuse} coal and/or coal refuse from the Coagen facility has been placed.

Remedial action required (including any interim steps)

Cease transport and stockpiling (noted above) immediately. Remove all improperly transported and stockpiled coal and/or coal refuse from the above noted areas back to the Coagen facility.

Abatement time (including interim steps)

Removal of the above noted materials is to be completed no later than 15 October 1993.