



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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September 7, 2000

TO: Internal File

THRU: Daron R. Haddock, Permit Supervisor 

FROM: Joe C. Helfrich, Sr. Reclamation Specialist 

RE: Midterm Permit Review, Sunnyside Cogeneration Associates, Sunnyside Refuse /Slurry, ACT/007/035-MT00

SUMMARY:

The midterm review for the Cogeneration facility was initiated by way of Division correspondence to Randy Scott, Plant Manager on July 28, 2000. The following four items were chosen for review:

1. An AVS check to ensure that Ownership and Control information is current and correct.
2. A review of the plan to ensure that the requirements of all permit conditions, division orders, notice of violation abatement plans, and permittee-initiated plan changes are appropriately incorporated into the plan document.
3. A review of the applicable portions of the permit to ensure that the plan contains commitments for application of the best technology currently available (BTCA) to prevent additional contributions of suspended solids to stream flows outside of the permit area.
4. The Division will conduct a technical site visit in conjunction with the assigned compliance inspector to document the status and effectiveness of operational, reclamation, and contemporaneous reclamation practices.

On August 22, 2000, the members of the review team, (Daron Haddock, Pete Hess, Bill Malencik, and Joe Helfrich), conducted a field tour of the site with Rusty Netz to address items three and four. This memo will address items one, two, and four.

TECHNICAL MEMO

**GENERAL CONTENTS
IDENTIFICATION OF INTERESTS**

Regulatory Reference: 30CFR773.22; 30CFR778.13; R645-301-112

Analysis:

The Division approved amendment # 00A and incorporated the updated corporate structure information on March 22, 2000. The AVS inquiry conducted September 7, 2000 identified three additional Companies and associated owners and controllers in addition to the information listed in the amendment. The companies were no longer affiliated with SCA as of 10/21/1999 according to Keith Harrison , OSM/AVS.

Findings:

According to Rusty Netz/SCA, the three companies, (Kaiser Power of Sunnyside Inc., Environmental Power Corp. and Kaiser Systems Inc.), are no longer affiliated with the corporate structure listed in chapter one of the operation and reclamation plan. Keith Harrison/AVS has provided the Division with end dates for the three companies.

VIOLATION INFORMATION

Regulatory Reference: 30CFR773.15(b); 30CFR773.23; 30CFR778.14; R645-300-132; R645-301-113

Analysis:

There are no outstanding notice of violation abatement plans for the Cogeneration facility. There have not been any violations issued since 1997.

Findings:

The Cogeneration facility has met the regulatory requirements for this portion (item #2) of the midterm review.

SPECIAL CONDITIONS OR STIPULATIONS TO THE PERMIT APPROVAL

Regulatory References: 30 CFR773.17; R645-300-140; R645-300-145.

Analysis:

The permit was renewed February 4, 1998 and expires February 4, 2002.

Findings:

There are no special conditions or stipulations attached to the current permit. The permittee-initiated plan changes have been incorporated into the plan document. The Cogeneration facility has met the regulatory requirements for this portion (item#2) of the midterm review.

CONTEMPORANEOUS RECLAMATION

Regulatory Reference: 30 CFR Sec. 785.18, 817.100; R645-301-352, -301-553, -302-280, -302-281, -302-282, -302-283, -302-284.

Analysis:

According to the 1999 annual report and site visit on August 22, 2000 no Contemporaneous Reclamation has occurred. Reclamation of the two slurry cells and the clear water pond will commence when the areas are decommissioned in approximately two years based on current projections.

Findings:

For the purposes of this review the status of Contemporaneous reclamation practices has been evaluated and documented as described in item #4.

RECOMMENDATION:

Proceed with the approval of the midterm review.