Post-it™ Fax Note 7671	Date 4/5/95 # of pages ▸ 2
To PAM LITTIG	From BEN GRIMES
Co./Dept.	Co.
Phone #	Phone # 636-2227
Fax #	Fax #

CYPRUS
Plateau Mining

April 4, 1995

Utah Coal Regulatory Program
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

By Facsimile

Copy Jim, Lowell
Copy to PRO/007/038 #2
Copy Daron, ~~Jim Brown~~, PAM (FAX)
Vickie Bailey,

Dear Ms. Littig,

RE: PUBLIC HEARING REQUEST - R645-103-234, PUBLIC ROAD FOR PROPOSED WILLOW CREEK MINE

This letter is a request to the Division to call a hearing to comply with R645-103-234. This regulation requires approval for conducting mining operations within 100 feet measured horizontally of the outside right-of-way line of a public road. The exception [40-10-24(4)(c)] provided in the aforementioned regulation states:

> (4) After August 3, 1977, and subject to valid existing rights, no surface coal mining operations, except those which exist on that date, shall be permitted:
>
> (c) Within 100 feet of the outside right-of-way line of any public road, except where mine access roads or haulage roads join this right-of-way line and except that the division may permit these roads to be relocated or the area affected to lie within 100 feet of the road, if after public notice and opportunity for public hearing in the locality a written finding is made that the interests of the public and the landowners affected thereby will be protected; or

Cyprus Plateau Mining Company is planning to conduct coal mining operations within 100 feet of the outside right-of-way line of Highway 191 in Willow Creek Canyon consisting of a Willow Creek Stream relocation section approximately 270 feet long, a Willow Creek Stream relocation section approximately 450 feet long, an office trailer building, and a section of mine access road approximately 750 feet long. In addition, three access roads joining the highway are planned, two for mine access and one ancillary road for access to mine water storage tanks.

We request the hearing be held in Price as soon as practicable but, before May 15, 1995. After the hearing, the Division will make findings as per R645-103-234.400.

I have been discussing the new mine project with personnel from the UDOT office in Price for the past year. According to R645-103234.100 the applicant (Cyprus) is required "... to obtain necessary approvals from the authority with the jurisdiction over the public road." Driveway applications will be submitted to UDOT in the near future to cover the entrances to the mine site. These driveway permits will constitute the necessary UDOT approvals.

Please let me know as soon as possible what maps or plans are needed for the hearing.

Respectfully,

Ben Grimes
Project Manager

cc: J. Borla
G. Walker

File: WCENG 12.14
Chron: BG950403