

PSOMAS

Information and Engineering Solutions

April 25, 2003

Joe Helfrich
Senior Reclamation Hydrologist
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

Lucy King
C/007/042
Copy Joe

RE: Permit #C/007/042, Transmittal of Revised Exhibit 322.210a

Dear Mr. Helfrich:

In accordance with your comments, the Wildlife Correspondence Exhibit 322.210a has been revised for the Star Point Waste Fuel permit application. Please find the enclosed four copies of the revised exhibit.

If you have any questions or comments, please call Scott Carlson at (801) 270-5777.

Sincerely,
PSOMAS

Carolyn Snyder

Carolyn Snyder
Staff Engineer

APR 28 2003

APPLICATION FOR PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release

Permittee: Sunnyside Cogeneration Associates

Mine: Star Point Waste Fuel

Permit Number: C/007/042

Title: Star Point Waste Fuel - Letter, Map, and Status Table for Raptor Survey

Description, Include reason for application and timing required to implement:

Wildlife Correspondence - Letter, Map, and Status Table for Raptor Survey

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- | | |
|---|---|
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? Acres: <u>152.93</u> Disturbed Are: <u>86.06</u> <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 2. Is the application submitted as a result of a Division Order? DO# _____ |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 4. Does the application include operations in hydrologic basins other than as currently approved? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 6. Does the application require or include public notice publication? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 7. Does the application require or include ownership, control, right-of-entry, or compliance information? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 9. Is the application submitted as a result of a Violation? NOV # _____ |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 10. Is the application submitted as a result of other laws or regulations or policies?
<i>Explain:</i> _____ |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 11. Does the application affect the surface landowner or change the post mining land use? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2) |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 13. Does the application require or include collection and reporting of any baseline information? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 15. Does the application require or include soil removal, storage or placement? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 16. Does the application require or include vegetation monitoring, removal or revegetation activities? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 17. Does the application require or include construction, modification, or removal of surface facilities? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 18. Does the application require or include water monitoring, sediment or drainage control measures? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 19. Does the application require or include certified designs, maps or calculation? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 20. Does the application require or include subsidence control or monitoring? |
| <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 21. Have reclamation costs for bonding been provided? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 23. Does the application affect permits issued by other agencies or permits issued to other entities? |

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

S. Scott Carlson
Print Name

S. Scott Carlson, APR 25, 2003
Sign Name, Position, Date

Subscribed and sworn to before me this 25th day of April, 2003

M. Troy Sauer
Notary Public

My commission Expires: 01/05/04, 2003
Attest: State of Utah } ss:
County of Salt Lake



For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining

Exhibit 322.210a, Wildlife Correspondence



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WILDLIFE RESOURCES

Michael O. Leavitt
Governor

Robert L. Morgan
Executive Director

Kevin Conway
Division Director

Southeastern Region
475 West Price River Drive, Suite C
Price, Utah 84501-2860
(435) 636-0260 telephone
(435) 637-7361 fax
www.nr.utah.gov

14 February 2003

Carolyn Snyder
PSOMAS
2825 East Cottonwood Parkway, Suite 120
Salt Lake City, Utah 84121

RE: Absence of Raptor Nests near the Star Point Waste Fuel project area.

Dear Ms. Snyder:

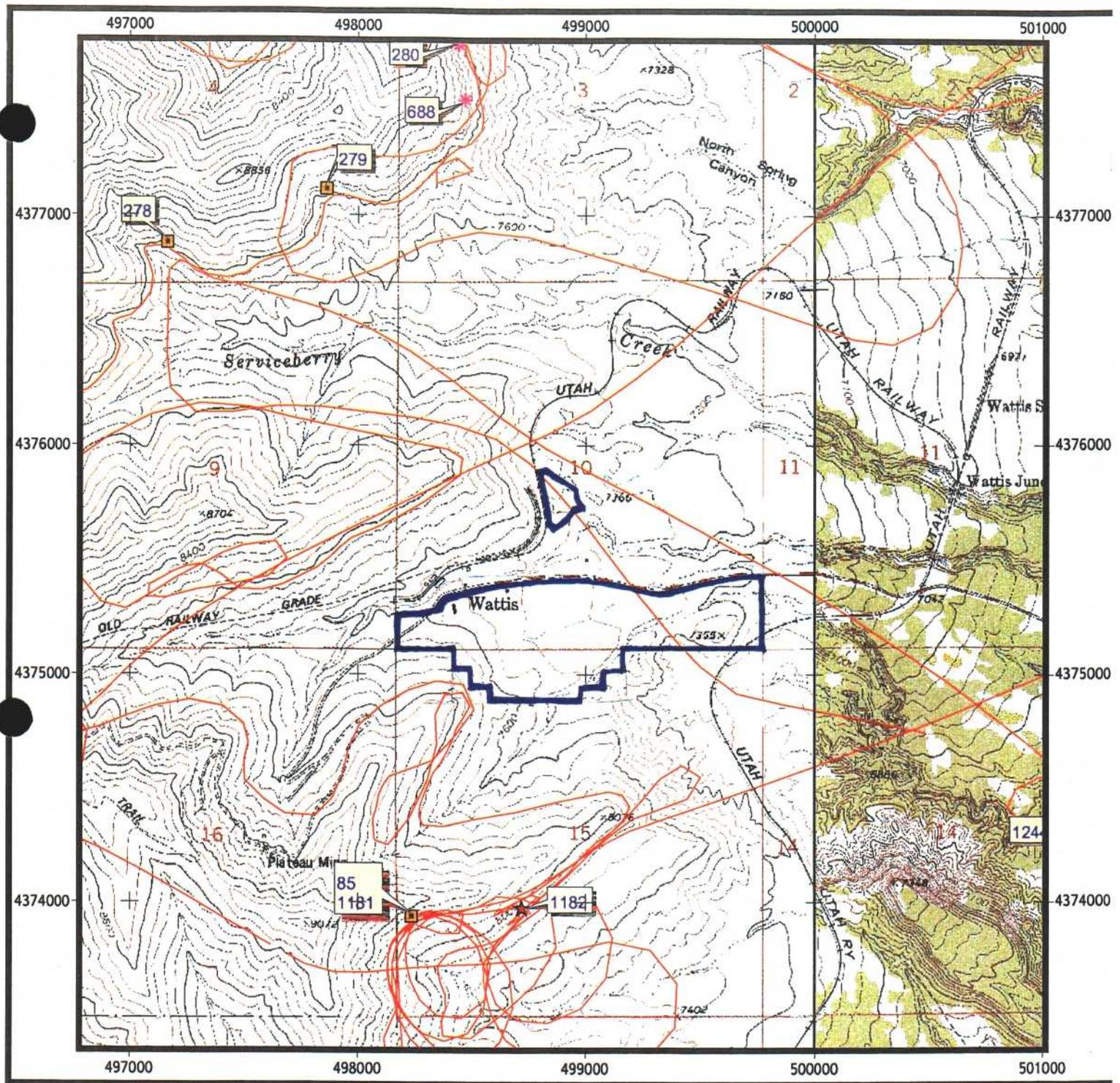
There are no known raptor nests within ½ mile of the Star Point Waste Fuel project location. Therefore, I do not believe that any breeding raptors will be negatively impacted by this proposed project. This area has been consistently surveyed from 1998 through 2002. We will again be looking at the area this May and will notify you of any new nests on, or near the project area.

Thank you for working to protect wildlife as you proceed with your project plans. If you have any questions about these comments, please contact Chris Colt at 435-636-0279 or ChrisColt@utah.gov.

Sincerely,

A handwritten signature in black ink that reads "Chris Colt".

Chris Colt
DWR - Habitat Program Manager



Raptor02.dbf

- + American Kestrel
- Bald Eagle
- Cooper's Hawk
- Falcon
- Ferruginous Hawk
- Golden Eagle
- Great Horned Owl
- ★ Peregrine Falcon
- Prairie Falcon
- ★ Red-tailed Hawk
- Unknown
- ★ Buteo
- 1:24k Quad Boundries Bnd24k.shp
- 2002raptorflightline.shp



EXISTING PERMIT BOUNDARY



Wattis/Star Point Raptor Survey Areas

May 2002

Scale 1:24,000



Nest_no Comments02

85 Hen on nest

278 4 nests right together, all inactive

279 .

280 Hen flying tight around nest site

688 .

689 .

700 .

875 .

1181 Not found, circled many times. Came back on 5/16/02 and circled again looking. Could not find.

1182 Under shelf/ledge. About 75' SE of know raven nest #875. Not found, circled many times. Came back on 5/16/02 and circled again looking. Could not find.

1244 Nest directly under powerline; Dangerous line low to ground here.

Nest_no	Date	Species	Type	Status02	Eggs	Yng	Age
85	5/14/2002	Raven	Cliff	Active	99	99	99
278	5/14/2002	Golden Eagle	Cliff	Inactive	0	0	0
279	5/14/2002	Golden Eagle	Cliff	Dilapidated	0	0	0
280	5/14/2002	Peregrine Falcon	Cliff	Active	99	99	99
688	5/14/2002	Peregrine Falcon	Cliff	Inactive	0	0	0
689	5/14/2002	Peregrine Falcon	Cliff	Inactive	0	0	0
700	.	Ferruginous Hawk	Ground	Not Surveyed	99	99	99
875	5/14/2002	Raven	Cliff	Not Found	99	99	99
1181	5/14/2002	Golden Eagle	Cliff	Not Found	99	99	99
1182	5/14/2002	Red-tailed Hawk	Cliff	Not Found	99	99	99
1244	5/14/2002	Red-tailed Hawk	Cliff	Inactive	0	0	0