

OGMCOAL - RE: Public notices for change in postmining land use & change in permit area

From: "S Scott Carlson" <scarlson@twinpeakseng.com>
To: "Kevin Lundmark" <kevinlundmark@utah.gov>, "Rusty Netz" <rnetz@emery...>
Date: 3/23/2010 1:49 PM
Subject: RE: Public notices for change in postmining land use & change in permit area
CC: "Jim Smith" <jimsmith@utah.gov>, <OGMCOAL@utah.gov>
Attachments: PMLU Public Notice 3-23-2010.doc

Kevin,

We have made modifications to the public notice document following the suggestions on your email.

I have attached a copy of the revised document for your final review.

S Scott Carlson, PE, PLS

Twin Peaks PC

1880 North 800 East

Lehi UT 84043

(801) 450-3511

From: Kevin Lundmark [mailto:kevinlundmark@utah.gov]
Sent: Thursday, March 18, 2010 5:41 PM
To: Rusty Netz
Cc: scarlson@twinpeakseng.com; Jim Smith; OGMCOAL@utah.gov
Subject: Public notices for change in postmining land use & change in permit area

Rusty,

To follow up on our call this afternoon, here are comments on the public notices for the amendments submitted for change in postmining land use & change in permit area.

Change in Postmining Land Use (Task 3496)

The Public Notice which was submitted with the application package for change in postmining land use (Task 3496) requires a minor modification. This notice is approved for publication after the following change is made. A letter documenting the administrative completeness of the change in postmining land use is being finalized and will be sent to you shortly.

About halfway down, change the line "Changes to the proposed permit area occur within lands described as:" to "Changes to the **postmining land use** occur within lands described as:"

Permit Area Reduction (Task 3495)

Since our call I confirmed that the Change in Permit Area (Task 3495) will require a Phase 3 Bond Release in order to remove liability associated with the area where usage is being transferred to ConocoPhillips. The public notice for the reduction in permit area and Phase 3 Bond release should **not** be published until the area is reclaimed (coal fines removed). Prior to publication, the Public Notice will require modification to meet the requirements of R645-301-880.120, including:

- Permit number
- Approval date
- Type and amount of bond filed and portion sought released
- Type and dates of reclamation work performed and results achieved

I can review the public notices once corrected and prior to publication. Please contact me at 801 538 5352 with any questions.

Thank you,
Kevin

Kevin Lundmark
Environmental Scientist II
Division of Oil, Gas & Mining
kevinlundmark@utah.gov
(801)538-5352

Public Notice

Notice is hereby given as required by the Utah Coal Mining Rules, R645-300-121 that Sunnyside Cogeneration Associates (SCA), P.O. Box 159, Sunnyside UT 84539, has filed an application to modify the post mining land use (PMLU) for approximately 13 acres of the existing mining permit disturbed area (Permit # C\007\042 Star Point Waste Fuel). Approval of this application will allow SCA to change its reclamation plan on the designated portion of land to allow for industrial uses after mining is completed under the provisions of the Utah Coal Mining and Reclamation Act and the Utah R645 Coal Mining Rules.

The existing permit area is comprised of 153 acres and is located at Wattis, Utah. The entire permit area is located within lands described as:

S $\frac{1}{2}$ of S $\frac{1}{2}$ Section 10, T 15 S, R 8 E, SLB&M.
NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 10, T 15 S, R 8 E, SLB&M.
NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 15, T 15 S, R 8 E, SLB&M.
N $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 15, T 15 S, R 8 E, SLB&M.
N $\frac{1}{2}$ of N $\frac{1}{2}$ of S $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 15, T 15 S, R 8 E, SLB&M.
NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 15, T 15 S, R 8 E, SLB&M.

Changes to the post mining land use occur within lands described as:

S $\frac{1}{2}$ of SW $\frac{1}{4}$ Section 10, T 15 S, R 8 E, SLB&M.
NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 15, T 15 S, R 8 E, SLB&M.
N $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 15, T 15 S, R 8 E, SLB&M.
N $\frac{1}{2}$ of N $\frac{1}{2}$ of S $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 15, T 15 S, R 8 E, SLB&M.

Detailed maps of the proposed change are included as Exhibits to the application.

Copies of the permit will be available for inspection at the:

Utah Division of Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114

Written comments, objections or requests or an informal conference regarding this application must be submitted with 30 days of the last publication date of this notice, to the Utah Division of Oil, Gas and Mining, Attention Coal Regulatory Program, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801

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