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OGMCOAL - Fwd: RE: Star Point Waste Fuel: Public notices for change in postmining land use & change in permit area

From: Kevin Lundmark
To: OGMCOAL
Date: 5/27/2010 6:53 AM
Subject: Fwd: RE: Star Point Waste Fuel: Public notices for change in postmining land use & change in permit area

Status of coal removal by ConocoPhillips at SCA - Star Point Refuse

>>> "S Scott Carlson" <scarlson@twinpeakseng.com> 5/3/2010 4:52 PM >>>

Thanks for the update.

We will look for a response in a few weeks

SCA is excavating the coal on the pile currently to meet their operational needs. They removed a good portion of the coal when they completed the last lift in the late Fall 2009. They are working towards that area again with the current lift.

Conoco P is looking for the permit amendment to be approved so they can evaluate the schedule and determine if they need to take additional steps to expedite removal of coal materials from this area.

S Scott Carlson, PE, PLS

Twin Peaks PC

2264 North 1450 East

Lehi UT 84043

(801) 450-3511

From: Kevin Lundmark [mailto:kevinlundmark@utah.gov]
Sent: Monday, May 03, 2010 2:15 PM
To: S Scott Carlson
Cc: 'Rusty Netz'; Daron Haddock; Jim Smith
Subject: Re: Star Point Waste Fuel: Public notices for change in postmining land use & change in permit area

Scott,

Thanks for sending this. Per the public notice, comments must be received within 30 days of the last date of

publication, which would be May 17, as May 15 falls on Saturday. The Division also sent an Agency Notification of Determination of Administrative Completeness for this application on March 24 with a deadline for receiving comments by May 17. There are no outstanding deficiencies for the change in PMLU; however, a final AVS evaluation needs to be completed before the amendment is approved. Assuming that 1) there are no AVS problems, and 2) no comments are received, the amendment could be approved the week of May 17.

Do you know when the coal is planned to be removed from the parcel?

Regards,
Kevin

>>> "S Scott Carlson" <scarlson@twinpeakseng.com> 5/3/2010 1:19 PM >>>

Kevin,

To assist you with your review, I have attached a copy of the certification of publishing at the Sun Advocate for the following:

Public Notice 4 weeks

Sunnyside Cogeneration - Star Point Waste Fuel - C\007\042

Change Application - Post Mining Land Use

DOGM Task #3496

Given that the last published date was April 15, 2010, do you have a projection regarding when the Division will be able to finalize the permit change approval?

S Scott Carlson, PE, PLS

Twin Peaks PC

2264 North 1450 East

Lehi UT 84043

(801) 450-3511

From: S Scott Carlson [mailto:scarlson@twinpeakseng.com]
Sent: Tuesday, March 23, 2010 1:48 PM
To: 'Kevin Lundmark'; 'Rusty Netz'
Cc: 'Jim Smith'; 'OGMCOAL@utah.gov'

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

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