



Suzanne Steab < [suzannesteab@utah.gov](mailto:suzannesteab@utah.gov) >

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## Star Point Refuse NOV #10139

1 message

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**Suzanne Steab** < [suzannesteab@utah.gov](mailto:suzannesteab@utah.gov) >

Tue, May 6, 2014 at 11:06 AM

To: "rnetz@emerytelcom.net" <[rnetz@emerytelcom.net](mailto:rnetz@emerytelcom.net)>

Cc: "Owen, James" <[jamesowen@utah.gov](mailto:jamesowen@utah.gov)>, "Haddock, Daron" <[daronhaddock@utah.gov](mailto:daronhaddock@utah.gov)>, "Christensen, Steve" <[stevechristensen@utah.gov](mailto:stevechristensen@utah.gov)>

Hello Rusty,

Please see attached.

The original was mailed certified on 5/5/14.

Thanks

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Suzanne Steab, Engineering Technician II  
Division of Oil, Gas & Mining  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84114-5801



**05022014.4587.pdf**

138K



**Citation for Non-Compliance  
Utah Coal Regulatory Program**  
1594 West North Temple, Salt Lake City, UT 84114  
Phone: (801) 538-5340 Fax: (801) 359-3940

**Citation #:** 10139  
**Permit Number:** C0070042  
**Date Issued:** 05/02/2014

**NOTICE OF VIOLATION**     **CESSATION ORDER (CO)**     **FAILURE TO ABATE CO**

<b>Permittee Name:</b> SUNNYSIDE COGENERATION ASSOCIATES	<b>Inspector Number and ID:</b> 62 JOWEN
<b>Mine Name:</b> STAR POINT REFUSE	<b>Date and Time of Inspection:</b> 04/30/2014 11:00 am
<b>Certified Return Receipt Number:</b> 7012 3460 0002 9559 5925	<b>Date and Time of Service:</b> 05/02/2014 10:30 am

**Nature of condition, practice, or violation:**  
The Permittee failed to construct and maintain a proper diversion around its refuse pile. Runoff drainage from above the pile was being directed onto and across the refuse pile.

**Provisions of Act, regulations, or permit violated:**  
R645-301.746.212

**This order requires Cessation of ALL mining activities.** (Check box if appropriate.)

<input type="checkbox"/> Condition, practice, or violation is creating an imminent danger to health or safety of the public.	<input type="checkbox"/> Permittee is/has been conducting mining activities without a Permit.
<input type="checkbox"/> Condition, practice, or violation is causing or can reasonably be expected to cause significant, imminent environmental harm to land, air, or water resources.	<input type="checkbox"/> Permittee has failed to abate Violation(s) included in <input type="checkbox"/> Notice of Violation or <input type="checkbox"/> Cessation Order within time for abatement originally fixed or subsequently extended.

**This order requires Cessation of PORTION(S) of mining activities.**

**Mining activities to be ceased immediately:**  Yes  No      **Abatement Times (if applicable).**

**Action(s) required:**  Yes  No

The Permittee will need to construct and maintain a proper diversion around the refuse pile as soon as possible. The diversion will need to be properly designed according to the requirements of R645-301.746.212. The hydrology section of the Mining and Reclamation Plan (MRP) will need to be amended to include changes that result from adding the diversion. The MRP amendment should include appropriate changes to designs, maps and narratives. Hydrology maps 731.720a and 731.720b need to be updated to include the new diversion, represent the current hydrology on site, and to more clearly depict the names and locations of all ditches, diversions, and culverts.

<b>Rusty Netz</b> (Print) Permittee Representative	<b>JAMES OWEN</b> (Print) DOGM Representative
Permittee Representative's Signature - Date	DOGM Representative's Signature - Date <i>5/5/14</i>

**SEE REVERSE SIDE Of This Form For Instructions And Additional Information**

7012 3460 0002 9559 5925

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*Busty Netz*

Sent To *Sunnyside Cogen Assoc*  
 Street, Apt. No.,  
 or PO Box No. *P.O. Box 159*  
 City, State, ZIP+4 *Sunnyside UT 84539*