



State of Utah
 DEPARTMENT OF NATURAL RESOURCES
 MICHAEL R. STYLER
Executive Director
Division of Oil, Gas and Mining
 JOHN R. BAZA
Division Director

Inspection Report

Permit Number:	C0070045
Inspection Type:	COMPLETE
Inspection Date:	Thursday, February 6, 2020
Start Date/Time:	2/6/2020 1:00:00 PM
End Date/Time:	2/6/2020 3:00:00 PM
Last Inspection:	Tuesday, January 28, 2020

Representatives Present During the Inspection:	
OGM	Steve Demczak
Other	Larry Johnson

Inspector: Steve Demczak
 Weather: Cloudy, 30's, Dry Conditions
 InspectionID Report Number: 6633
 Accepted by: SCHRISTE
 3/5/2020

Permitee: **BRC WELLINGTON, LLC**
 Operator: **BOWIE REFINED COAL, LLC**
 Site: **WELLINGTON DRY-COAL CLEANING FACILITY**
 Address: **1865 WEST RIDGE ROAD, WELLINGTON UT 84654**
 County: **CARBON**
 Permit Type: **PERMANENT COAL PROGRAM**
 Permit Status: **ACTIVE**

Current Acreages		Mineral Ownership	Types of Operations
30.00	Total Permitted	<input type="checkbox"/> Federal	<input type="checkbox"/> Underground
30.00	Total Disturbed	<input type="checkbox"/> State	<input type="checkbox"/> Surface
	Phase I	<input type="checkbox"/> County	<input type="checkbox"/> Loadout
	Phase II	<input type="checkbox"/> Fee	<input type="checkbox"/> Processing
	Phase III	<input type="checkbox"/> Other	<input checked="" type="checkbox"/> Reprocessing

Report summary and status for pending enforcement actions, permit conditions, Division Orders, and amendments:

Larry Johnson accompanies me on the inspection to look at the equipment. The company that he is working for maybe interested in buying the equipment. This was the first inspection of the property inside the fence line. The gate lock was cut. A new lock has been installed.

The Board of Oil, Gas and Mining has made a formal decision on bond forfeiture in November 13, 2019. The Board made a decision that the Division could not use bond money on removing refuse material that was sold to ATTCO Trucking for road base in the parking lot. The Division is requesting a "Motion of Reconsideration" that will let the Division can clean-up the refuse/road base material.

Stephen J. Demczak

Inspector's Signature:

Steve Demczak,
 Inspector ID Number: 39

Date Thursday, February 20, 2020



Note: This inspection report does not constitute an affidavit of compliance with the regulatory program of the Division of Oil, Gas and Mining. telephone (801) 538-5340 • facsimile (801) 359-3940 • TTY (801) 538-7458 • www.ogm.utah.gov

REVIEW OF PERMIT, PERFORMANCE STANDARDS PERMIT CONDITION REQUIREMENTS

1. Substantiate the elements on this inspection by checking the appropriate performance standard.
 - a. For COMPLETE inspections provide narrative justification for any elements not fully inspected unless element is not appropriate to the site, in which case check Not Applicable.
 - b. For PARTIAL inspections check only the elements evaluated.
2. Document any noncompliance situation by reference the NOV issued at the appropriate performance standard listed below.
3. Reference any narratives written in conjunction with this inspection at the appropriate performance standard listed below.
4. Provide a brief status report for all pending enforcement actions, permit conditions, Divison Orders, and amendments.

	Evaluated	Not Applicable	Comment	Enforcement
1. Permits, Change, Transfer, Renewal, Sale	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Signs and Markers	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Topsoil	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.a Hydrologic Balance: Diversions	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.b Hydrologic Balance: Sediment Ponds and Impoundments	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.c Hydrologic Balance: Other Sediment Control Measures	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.d Hydrologic Balance: Water Monitoring	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.e Hydrologic Balance: Effluent Limitations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Explosives	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Disposal of Excess Spoil, Fills, Benches	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Coal Mine Waste, Refuse Piles, Impoundments	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Noncoal Waste	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Protection of Fish, Wildlife and Related Environmental Issues	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Slides and Other Damage	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Contemporaneous Reclamation	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Backfilling And Grading	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. Revegetation	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14. Subsidence Control	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15. Cessation of Operations	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.a Roads: Construction, Maintenance, Surfacing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16.b Roads: Drainage Controls	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Other Transportation Facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. Support Facilities, Utility Installations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. AVS check	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Air Quality Permit	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
21. Bonding and Insurance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
22. Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

1. Permits, Change, Transfer, Renewal, Sale

The Wellington Dry coal is under bond forfeiture.

2. Signs and Markers

The identification sign is meaningless since the Division and other State agencies have tried to contact this permittee using this address without success in sending any correspondence. See Photo

3. Topsoil

I inspected the topsoil piles and I did not see any signs of wind or water erosion. The topsoil piles appear to be stable and protected by a berm. See Photo

4.a Hydrologic Balance: Diversions

Most diversions are filled with sediment. Violations have been written with no results in repairing and cleaning out of sediment within the diversions. See Photos

4.b Hydrologic Balance: Sediment Ponds and Impoundments

I inspected the two sediment ponds. These ponds were containing little to no water. No hazardous conditions were noticed. These ponds are incised, therefore, appear to be stable.

4.d Hydrologic Balance: Water Monitoring

No water monitoring has been taken in 2019.

4.e Hydrologic Balance: Effluent Limitations

The sediment ponds mostly likely have not discharged. Past history has shown these ponds have never discharged water.

7. Coal Mine Waste, Refuse Piles, Impoundments

There are small and large piles of refuse material are all over the site. The piles appear to be stable.

8. Noncoal Waste

here is non-coal waste material/trash that needs to be pick-up.

10. Slides and Other Damage

No slides or other damage was notice during the inspection.

16.a Roads: Construction, Maintenance, Surfacing

The roads were compacted with no dust control problem.

Permit Number: C0070045
Inspection Type: COMPLETE
Inspection Date: Thursday, February 6, 2020

16.b Roads: Drainage Controls

Road diversions need maintenance. Most road diversions are fill with sediment.
Notice of Violation was written in 2018.

18. Support Facilities, Utility Installations

No change since the last inspection.

19. AVS check

AVS checks are made at the Division in Salt Lake City.



East Pond



West Pond



Refuse Pile



Other Refuse Piles