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September 24, 1979

Mr. David Mills
Mining Engineer
The Fetterolf Group
P.O. Box 84
Somerset, Pa. 15501

RE: Trail Mountain Coal Mine
Emery County, Utah
ACT/015/009

Dear Mr. Mills:

The Division staff has reviewed the plans submitted August 15, 1979 by Johansen & Tuttle Engineering concerning sediment control structures for the Trail Mountain Coal Mine. As you will recall, the plans were submitted in response to State issued violations of February 22, 1979 and Federal issued violations of June 6, 1979.

With informal consultation with staff members of the U.S. Office of Surface Mining, Division of Technical Analysis and Research and the Division of Inspection and Enforcement, and considering the recent submittal by Utah Power and Light Company, the Division hereby rejects the aforementioned proposal. Justification for this action is based upon keeping the amount of disturbed land to a minimum. It is the Division's opinion that the proposed ponds are unnecessary in light of the existing, but inadequately designed, pond and the probability of Utah Power and Light building a pond for the proposed Cottonwood portal that will serve both their and your facilities.

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The Division is presently reviewing Utah Power and Light's proposal. Until a final decision is reached the Division hereby directs the Fetterolf Group to do the following work in the existing pond: 1., install a manually operated dewatering device to be located four feet above the present sediment storage level; 2., install an emergency overflow spillway capable of passing peak flow from the 25 year runoff event; 3., rip rap the areas of discharge for these structures; 4., apply for an N.P.D.E.S. permit. This action is to reduce the possibility of failure of the pond until the new pond proposed by Utah Power and Light is constructed.

If you have any questions please feel free to call.

Sincerely,



RONALD W. DANIELS
COORDINATOR OF MINED LAND DEVELOPMENT

cc: John Hardaway, O.S.M.
Murray Smith, O.S.M.
Harold Mosley, The Fetterolf Group
Steve McNeal, Div. of Health
Robert Morgan, State Engineer
Utah Power & Light Company

RWD/te