

0012



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

1594 West North Temple, Suite 1210
PO Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5340 telephone
(801) 359-3940 fax
(801) 538-7223 TTY
www.nr.utah.gov

Michael O. Leavitt
Governor
Robert L. Morgan
Executive Director
Lowell P. Braxton
Division Director

OK

August 20, 2002

TO: Internal File

THRU: Jim Smith, Sr. Reclamation Specialist *JPS*

FROM: Joseph C. Helfrich, Sr. Reclamation Specialist *JCH*

RE: Midterm Permit Review, Pacificorp/ Energy West Mining Company, Trail Mountain Mine, C/015/009-MT02

SUMMARY:

The midterm review for the Trail Mountain Mine was initiated by way of Division correspondence to Chuck Semborski, Environmental Supervisor on June 17, 2002. The following items were chosen for review:

1. An AVS check to ensure that Ownership and Control information is current and correct.
2. A review of the plan to ensure that the requirements of all permit conditions, division orders, notice of violation abatement plans, and permittee-initiated plan changes are appropriately incorporated into the plan document.
3. A review of the applicable portions of the permit to ensure that the plan contains commitments for application of the best technology currently available (BTCA) to prevent additional contributions of suspended solids to stream flows outside of the permit area.
4. A review of the bond to ensure that it is in order and that the cost estimate is accurate and is escalated to the appropriate year dollars.

The Division staff, (Daron Haddock, Jim Smith, Wayne Western, and Joe Helfrich), conducted a technical site visit in conjunction with the assigned compliance inspector Pete Hess on August 8, 2002 to document the status and effectiveness of operational, reclamation, and contemporaneous reclamation practices.

This memo will address items one and two.

TECHNICAL MEMO

GENERAL CONTENTS

IDENTIFICATION OF INTERESTS

Regulatory Reference: 30CFR773.22; 30CFR778.13; R645-301-112

Analysis:

The ownership and control information is provided for in chapter one of the MRP. An update to that information has been provided as an amendment, (00A), and response to the Cottonwood Midterm. There are changes in the corporate structure that do not include end dates for individuals who have left their respective companies. Upon receipt of this information the Division will update the MRP and the AVS.

Findings:

Prior to approval the permittee must provide the following in accordance with,

R645-301-112, The updated ownership and control information, (end dates for individuals who have left their respective companies), needs to be provided to the Division.

VIOLATION INFORMATION

Regulatory Reference: 30CFR773.15(b); 30CFR773.23; 30CFR778.14; R645-300-132; R645-301-113

Analysis:

There are no outstanding notices of violation abatement plans for the Trail Mountain Mine facility. There have been no coal mining and reclamation operations in the name of Nevada Electric Investment Company neither revoked or suspended nor has there been a performance bond forfeited in the five years preceding this review.

Findings:

The Trail Mountain Mine facility has met the regulatory requirements for this portion (item #2) of the midterm review.

SPECIAL CONDITIONS OR STIPULATIONS TO THE PERMIT APPROVAL

Regulatory References: 30 CFR773.17; R645-300-140; R645-300-145.

Analysis:

The permit was renewed on February 21, 2000 and expires February 21, 2005. One stipulation is attached to the permit. The stipulation requires water-monitoring data to be submitted electronically into the Division's Water Quality Database. The data entry has been completed as required.

Findings:

There are no special conditions or stipulations attached to the current permit. The permittee-initiated plan changes have been incorporated into the plan document. The Trail Mountain Mine facility has met the regulatory requirements for this portion (item#2) of the midterm review.

RECOMMENDATION:

The approval of the midterm review is not recommended at this time.