

0022

Scott M. Matheson  
Governor

STATE OF UTAH

DEPARTMENT OF HEALTH

DIVISION OF ENVIRONMENTAL HEALTH

150 West North Temple, P.O. Box 2500, Salt Lake City, Utah 84110

File ACT/015/015  
Copy to Sally, Lynn  
JIM

FEB 03 1982



Alvin E. Rickers, Director  
Room 426 801-533-6121

533-6108

January 22, 1982

RECEIVED  
JAN 28 1982

DIVISION OF  
OIL, GAS & MINING

James O. Mason, M.D., Dr.P.H.  
Executive Director  
801-533-6111

DIVISIONS

Community Health Services  
Environmental Health  
Family Health Services  
Health Care Financing  
and Standards

OFFICES

Administrative Services  
Health Planning and  
Policy Development  
Medical Examiner  
State Health Laboratory

Mr. Richard Dawes  
Office of Surface Mining  
Region V  
Brooks Towers  
1020 Fifteenth Street  
Denver, CO 80202

Re: Consolidation Coal Company;  
Preparation Plant and Loadout  
Facility.

Dear Mr. Dawes:

The Bureau of Air Quality issued an air quality approval order to Consolidation Coal Company on January 8, 1982. The order authorized the construction and operation of a replacement coal preparation plant, a new stoker loadout, and a coal fired furnace for their office/warehouse. A copy is enclosed for your reference. You will note that an air monitoring program was not required and thus not included in the permit conditions. No modeling nor monitoring were done for this approval order because an increase in emissions is not expected. Thus, no modeling or monitoring is required under either State or Federal air statutes. However, fugitive dust control practices are included in the permit conditions.

The issue of air monitoring and other requirements came to our attention through a letter addressed to you from the DOGM dated January 7, 1982. Attached to the letter was a section of OSM regulations. Section 784.26a requires an air monitoring program. Please refer to letters dated September 26, 1980 and November 17, 1980 which I sent to Mr. Donald A. Crane of your office regarding a similar situation with Arco Coal Company. In the letters I suggested that OSM and EPA discuss the matter of responsibility conflicts in OSM and EPA regulations and resolve the issues in a manner consistent with the Clean Air Act.

I also stated in the letters that the Clean Air Act gives the State the primary responsibility for controlling air pollution. The State of Utah takes responsibility quite seriously.

page 2.  
Richard Dawes  
1/22/82

I suggest you consider the State's approval order and this letter as sufficient to meet the requirements of your regulation 784.26 (Air Pollution Control Plan). The cost to the company to pursue the monitoring program for this project is unnecessary since the program is not required by the Federal PSD program nor the State regulations..

If you have any questions, please feel free to contact me at (801) 533-6108.

Sincerely,

Brent C. Bradford  
Executive Secretary  
Utah Air Conservation Committee

DR:il

cc: Oil, Gas & Mining Division (J. Smith)  
EPA Region VIII (R Duprey)

Enclosure