

0007

### Document Information Form

Mine Number: C/015/017

File Name: Internal

To: DOGM

**From:**

Person N/A

Company UNITED STATES DEPARTMENT OF THE INTERIOR

Date Sent: JANUARY 27, 1994

**Explanation:**

MINE SITE EVALUATION INSPECTION REPORT.

\_\_\_\_\_  
\_\_\_\_\_

cc:

File in:  
C/015, 017, Internal

- Refer to:
- Confidential
  - Shelf
  - Expandable

Date \_\_\_\_\_ For additional information



# U. S. DEPT. OF THE INTERIOR

## OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

### Mine Site Evolution Inspection Report



ACT/015/017 #5

RECEIVED

1. Permittee/Person <b>UTAH POWER &amp; LIGHT CO.</b>		9. Permit Number <b>UT-015-017-X</b>		10. Type a. Permit <input type="checkbox"/> b. RA <input type="checkbox"/>	
2. Address <b>MINING DIVISION,</b>		11. Inspection Date <b>01/13/94</b> <small>MM - DD - YY</small>		12. Inspection Type <b>FP</b>	
3. City <b>HUNTINGTON</b>		14. Permit Status <b>IN</b>		13. Joint Inspection <b>N</b> <small>Y/N</small>	
4. State <b>UT</b>		15. Site Status <b>TC</b>		16. Facility Type <b>B</b>	
5. Zip Code <b>84528</b>		17. OSM Office # <b>020</b>		18. RSI # <b></b>	
6. Phone Number <b>801-687-9821</b>		20. M.S.H.A. ID # <b>42-00988</b>		19. Land Code <b>F</b>	
7. Operator if Different than Permittee <b></b>		21. State Code <b>49</b>		22. County Code <b>015</b>	
8. Mine Name <b>DES-BEE-DOVE</b>		23. AVS Permittee Entity ID Number <b>108524</b>		23b. State Office <b></b>	

### 24. Performance Standard Categories

Codes: 1=Compliance, 2=Noncompliance, 3=Not Planned, 4=Not Started, 5=Noncompliance Identified Elsewhere

<b>A. Administrative</b> 1. Mining within Valid Permit 2. Mining within Bonded Area 3. Terms & Conditions of Permit 4. Liability Insurance 5. Ownership and Control 6. Temporary Cessation	<b>D. Backfilling &amp; Grading</b> 1. Exposed Openings 2. Contemporaneous Reclamation 3. Approximate Original Contour 4. Highwall Elimination 5. Steep Slopes (includes downslope) 6. Handling of Acid & Toxic Materials 7. Stabilization (rills and gullies)	<b>H. Subsidence Control Plan</b> <b>I. Roads</b> 1. Road Construction 2. Certification 3. Drainage 4. <u>2</u> Surfacing and Maintenance 5. Reclamation
<b>B. Hydrologic Balance</b> 1. Drainage Control 2. Inspections & Certifications 3. Siltation Structures 4. Discharge Structures 5. Diversions 6. Effluent Limits 7. Ground Water Monitoring 8. Surface Water Monitoring 9. Drainage -- Acid-Toxic Materials 10. Impoundments 11. Stream Buffer Zones	<b>E. Excess Spoil Disposal</b> 1. Placement 2. Drainage Control 3. Surface Stabilization 4. Inspections & Certifications	<b>J. Signs &amp; Markers</b> 1. Signs 2. Markers
<b>C. Topsoil &amp; Subsoil</b> 1. Removal 2. Substitute Materials 3. Storage and Protection 4. Redistribution	<b>F. Coal Mine Waste (Refuse Piles/Impoundments)</b> 1. Drainage Control 2. Surface Stabilization 3. Placement 4. Inspections and Certifications 5. Impounding Structures	<b>K. Distance Prohibitions</b> <b>L. Revegetation</b> 1. Vegetative Cover 2. Timing
<b>G. Use of Explosives</b> 1. Blaster Certification 2. Distance Prohibitions 3. Blast Survey/Schedule 4. Warnings & Records 5. Control of Adverse Effects		

File in:  
 Confidential  
 Shelf  
 Expandable  
 Refer to Record No. 0007 Date \_\_\_\_\_  
 In CI 015, 017, Internal \_\_\_\_\_  
 For additional information

<b>25. Inspection Frequency</b> a. Date of Last State Complete Inspection <input type="text"/> / <input type="text"/> / <input type="text"/> Frequency for previous 4 Calendar Qtrs. b. Number of required complete inspections: <input type="text"/> 0 Number of complete inspections conducted: <input type="text"/> 0 c. Number of required partial inspections: <input type="text"/> 0 Number of partial inspections conducted: <input type="text"/> 0	<b>26. Inspection Hours</b> a. Permit Review: <input type="text"/> 5.0 b. Inspection Time: <input type="text"/> 5.0 c. Travel Time: <input type="text"/> 8.0 d. Report Writing: <input type="text"/> 1.5	<b>27. Bonded Acres</b> a. Total bonded: <input type="text"/> 78.0 b. Phase I released: <input type="text"/> 0.0 c. Phase II released: <input type="text"/> 0.0 d. Phase III released: <input type="text"/> 0.0	<b>28. Acres</b> a. Permitted: <input type="text"/> 2847.0 b. Disturbed (Estimated): <input type="text"/> 78.0
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# U. S. DEPT. OF THE INTERIOR

## OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

### Mine Site Evolution Inspection Report



ACT/015/017 #5

RECEIVED

JAN 27 1994

1. Permittee/Person  
**UTAH POWER & LIGHT CO.**

2. Address  
**MINING DIVISION,**

3. City  
**HUNTINGTON**

4. State  
**UT**

5. Zip Code  
**84528**

6. Phone Number  
**801-687-9821**

7. Operator if Different than Permittee

8. Mine Name  
**DES-BEE-DOVE**

9. Permit Number  
**UT-015-017-X**

10. Type  
a. Permit **PP** b. RA **S**

11. Inspection Date  
**01/13/94**  
MM - DD - YY

12. Inspection Type  
**FP**

13. Joint Inspection  
**N** Y/N

14. Permit Status  
**IN**

15. Site Status  
**TC**

16. Facility Type  
**B**

17. OSM Office #  
**020**

18. RSI #

19. Land Code  
**F**

20. M.S.H.A. ID #  
**42-00988**

21. State Code  
**49**

22. County Code  
**015**

23. AVS Permittee Entity ID Number  
**108524**

23b. State Office

### 24. Performance Standard Categories

Codes: 1=Compliance, 2=Noncompliance, 3=Not Planned, 4=Not Started, 5=Noncompliance Identified Elsewhere

- A. Administrative**
  - 1. Mining within Valid Permit
  - 2. Mining within Bonded Area
  - 3. Terms & Conditions of Permit
  - 4. Liability Insurance
  - 5. Ownership and Control
  - 6. Temporary Cessation
- B. Hydrologic Balance**
  - 1. Drainage Control
  - 2. Inspections & Certifications
  - 3. Siltation Structures
  - 4. Discharge Structures
  - 5. Diversions
  - 6. Effluent Limits
  - 7. Ground Water Monitoring
  - 8. Surface Water Monitoring
  - 9. Drainage -- Acid-Toxic Materials
  - 10. Impoundments
  - 11. Stream Buffer Zones
- C. Topsoil & Subsoil**
  - 1. Removal
  - 2. Substitute Materials
  - 3. Storage and Protection
  - 4. Redistribution
- D. Backfilling & Grading**
  - 1. Exposed Openings
  - 2. Contemporaneous Reclamation
  - 3. Approximate Original Contour
  - 4. Highwall Elimination
  - 5. Steep Slopes (includes downslope)
  - 6. Handling of Acid & Toxic Materials
  - 7. Stabilization (rills and gullies)
- E. Excess Spoil Disposal**
  - 1. Placement
  - 2. Drainage Control
  - 3. Surface Stabilization
  - 4. Inspections & Certifications
- F. Coal Mine Waste (Refuse Piles/Impoundments)**
  - 1. Drainage Control
  - 2. Surface Stabilization
  - 3. Placement
  - 4. Inspections and Certifications
  - 5. Impounding Structures
- G. Use of Explosives**
  - 1. Blaster Certification
  - 2. Distance Prohibitions
  - 3. Blast Survey/Schedule
  - 4. Warnings & Records
  - 5. Control of Adverse Effects
- H. Subsidence Control Plan**
- I. Roads**
  - 1. Road Construction
  - 2. Certification
  - 3. Drainage
  - 4. 2 Surfacing and Maintenance
  - 5. Reclamation
- J. Signs & Markers**
  - 1. Signs
  - 2. Markers
- K. Distance Prohibitions**
- L. Revegetation**
  - 1. Vegetative Cover
  - 2. Timing
- M. Postmining Land Use**
- N. Other**
  - 1) \_\_\_\_\_
  - 2) \_\_\_\_\_
  - 3) \_\_\_\_\_

### 25. Inspection Frequency

a. Date of Last State Complete Inspection  
**//**

Frequency for previous 4 Calendar Qtrs.

b. Number of required complete inspections **0** Number of complete inspections conducted **0**

c. Number of required partial inspections **0** Number of partial inspections conducted **0**

### 26. Inspection Hours

**5.0** a. Permit Review

**5.0** b. Inspection Time

**8.0** c. Travel Time

**1.5** d. Report Writing

### 27. Bonded Acres

**78.0** a. Total bonded

**0.0** b. Phase I released

**0.0** c. Phase II released

**0.0** d. Phase III released

### 28. Acres

**2847.0** a. Permitted

**78.0** b. Disturbed (Estimated)

# U. S. DEPT. OF THE INTERIOR

## OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

### Mine-Site Evaluation Inspection Report

Permit Number UT-015-017-X

Inspection Date 01/13/94

#### 29. Identified Violation Data.

For inspection types C (Complete Random Sample) and SC or SP (Complete or Partial In-depth Review), list all violations present during the current Federal inspection and all violations, cited or uncited, identified in the last State complete inspection report. For any other inspection type, including Federal program inspections, list only violations observed during the current inspection or subject of current Federal follow-up actions.

B Per. Std. Category	C Abated (Y/N)	D State Action	E Reason if Uncited	F Cause	G Seriousness		H Impact	I OSM Action	J OSM Action Number		K Optional
					PEO	Impact				V#	
A. Specific State Law/Regulations Violated: <u>R 645-400-314</u> Description: <u>FAILURE TO ABATE NOV 93-020-190-05 1 OF 1.</u>											
1	I4	N	2	4	3	2	4		C94-020-190-001	V# 01	
A. Specific State Law/Regulations Violated: _____ Description: _____											
2										V#	
A. Specific State Law/Regulations Violated: _____ Description: _____											
3										V#	
A. Specific State Law/Regulations Violated: _____ Description: _____											
4										V#	
A. Specific State Law/Regulations Violated: _____ Description: _____											
5										V#	
A. Specific State Law/Regulations Violated: _____ Description: _____											
6										V#	
A. Specific State Law/Regulations Violated: _____ Description: _____											
7										V#	

- D. State Action**
- 1) Existed on LSCI, Cited
  - 2) Existed on LSCI, Not Cited
  - 3) Cited Prior to LSCI, Abatement Pending
  - 4) Occurred Since LSCI
  - 5) N/A Federal Program
  - 6) N/A Permit Defect

- E. State's Reason for not Citing Violation**
- 1) Not a Violation
  - 2) Precluded by State Policy
  - 3) Not Included under State Program
  - 4) Warning Given in Lieu of a Citation
  - 5) Violation Not Recognized
  - 6) Practice Allowed under Approved Permit
  - 7) Too Minor to Cite
  - 8) Working with Operator to Correct
  - 9) Other \_\_\_\_\_

- F. Cause**
- 1) Permit Defect
  - 2) Unusual Weather Conditions
  - 3) Unofficial Waiver
  - 4) Operator Negligence
  - 5) Other \_\_\_\_\_

- G. Probability of Event Occurrence**
- 1) None or Unlikely
  - 2) Likely
  - 3) Occurred

- H. Impact**
- Damage Remains Within the Permit Area**
- 1) None or Minor
  - 2) Moderate
  - 3) Considerable
- Damage Extends Beyond the Permit Area**
- 4) None or Minor
  - 5) Moderate
  - 6) Considerable
- Obstruction to Enforcement**
- 7) None or Minor
  - 8) Moderate
  - 9) Considerable

- I. OSM Action This Inspection**
- 1) Deferred to State Action
  - 2) TDN Issued
  - 3) NOV Issued
  - 4) FTA-CO Issued
  - 5) IH-CO Issued (Imminent Environmental Harm)
  - 6) ID-CO Issued (Imminent Danger to Public)
  - 7) Previously Cited by RA, Abatement Pending
  - 8) Abated during or before OSM Inspection
  - 9) Follow-up of Federal Action

**30. Signature**



Inspector's Signature

**THOMAS WRIGHT**

Inspector's Printed Name

31. OSM Inspector ID#

Dated: 01/20/94 190

Reviewing Official: 

Review Date: 1-24-94

Page 2 of 2

Revised July 1, 1993

## Minesite Inspection Narrative

Inspection Dates January 13, 1994

Mine: DesBeeDove

Company:  
PacificCorp  
P.O. Box 1005  
Huntington, Utah 84528

Operator  
Energy West Mining Company  
P.O. Box 310  
Huntington, Utah 84528

Individuals present during inspection:

Karl Houskeeper, Energy West Mining Company  
Thomas W. Wright, OSM

Weather: sunny and cool

### Comments

This was a followup inspection done to check on abatement of Notice of Violation (NOV) 93-020-190-05 1 of 1 which had been issued as a result of a Random Sample Inspection done the previous December. A Federal Notice of Violation was issued because the Utah Division of Oil Gas and Mining (DOG M), had improperly terminated a DOGM Notice of Violation issued in response to a Ten Day Notice for the area in question. This NOV was issued for failure to control or prevent erosion on slopes of the mine haulroad above the mine sediment pond.

On January 11, 1994 Karl Housekeeper of Energy West Mining called to request an extension for the Notice of Violation in a followup to a conversation he had with the Albuquerque Field Office (AFO), during the previous week. He also stated that a written copy of the request was being faxed to AFO. I told Mr. Housekeeper that an extension would not be granted at that point and I would evaluate conditions of the site ~~on~~ before deciding on any further action.

Minesite Inspection Narrative  
Page 2 of 2

Inspection of the area covered under the NOV was done during the morning of January 13, 1994. No work had been done on the area cited in the NOV and no equipment was parked at the site. The slopes covered by the NOV were snowfree and not frozen. As the operator had not abated the NOV and in fact made no attempt to repair this area Failure to Abate Cessation Order 94-020-190-001 was issued to the company at the conclusion of this inspection.

On the following day, January 14, 1994 a hearing for Temporary Relief was held for these enforcement actions in Salt Lake City. As a result of this hearing Temporary Relief was granted, however this decision is in the process of being appealed by OSM.