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

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December 12, 1995

Val Payne  
Sr Environmental Engineer  
PacifiCorp  
PO Box 310  
Huntington, Utah 84528

RE: Temporary Parking, PacifiCorp, Cottonwood Mine, ACT/015/019-95H, Folder #3, Emery County, Utah

Dear Mr. Payne:

This approves your permit amendment for temporary parking for Trail Mountain Mine employees in the approved DOGM permit area on the Cottonwood Mine.

The aforementioned amendment is approved effective December 12, 1995. The approval is based on your application, supplementary information submitted by you together with the regulatory findings cited below.

Followup Action By Permittee

- 1) Notify employees where temporary parking is approved and allowed by this approved amendment and the Emery County Road Department encroachment permit.
- 2) Post the area as required by the Emery County Road Department. Parking is only approved within the designated area and not east of the road ditch.
- 3) Maintain existing drainage and sediment control that will treat runoff from the temporary parking area.
- 4) Keep the area clean of litter and non-coal waste.
- 5) Submit, by December 22, 1995, twelve copies of map "CM 10501 CP", which portrays the change in the disturbed area.

### Project Description

The project amendment filed by the permittee requests temporary vehicle parking for Trail Mountain Mine employees in the Cottonwood approved DOGM permit area. The permittee states the current Train Mountain Mine parking is not adequate. However, the inference is that the parking problem will be solved through other means after February 1, 1996.

The principal parties that have direct standing on this project are the land owner/LDS, Emery County, PacifiCorp, and DOGM. The LDS fee land is under lease to PacifiCorp for mining purposes. The fee land is also encumbered by a right of way for a dedicated Emery County Road. The proposed parking area and contiguous areas are included in a mining and reclamation permit issued by DOGM.

Two small parking areas are classified in the DOGM records as undisturbed. The area lies on the shoulder of the Emery County Road and previously disturbed in connection with the construction and maintenance of the Emery County Road. Both areas will accommodate approximately 10 vehicles parked parallel to the county road.

### Findings

- (1) AMENDMENT APPLICATION. The applicant, PacifiCorp, has submitted a complete and accurate amendment application.
- (2) DOGM PERMIT STATUS. The temporary parking areas lie within the current permit area.
- (3) ACTIVE MINE. The area is included in an active approved coal mining and reclamation operation and is within the undisturbed area. The runoff from the temporary parking area will be treated by existing sediment and runoff control systems which includes a sediment pond for the upper parking segment and gabbions for the lower segment.

- (4) LAND STATUS. The surface estate is patented and owned by LDS, under lease for mining purposes to PacifiCorp and the land is encumbered by a right of way and Emery County Road.
- (5) OTHER APPROVAL/COORDINATION. Other agencies contacted included Rex Funk - Emery County Road Department, Jeff DeFreest - USFS, and Dave Ariotti - DEQ.
- (6) IMPACTS. The instant project does not have an adverse impact on the hydrologic balance, nor does it involve a critical habitat area.
- (7) RECORD UPDATE. The DOGM Technical Analysis has been updated to reflect information pertinent to this amendment as related to the increase in the disturbed area.
- (8) RECLAMATION AND BONDING. The temporary parking area embraces 0.05 acres and the permittee commits to reclaim the area consistent with the plan for the Cottonwood Fan Portal area. I have determined that reclamation costs associated with temporary parking are adequately covered by current estimated costs for 8.1+ acres of adjoining disturbed area.

Furthermore, the temporary parking area lies on the shoulder of the road and is part and parcel of a county road. Final reclamation details will have to be coordinated with Emery County Road Department. This will be done next spring with a field meeting with you, Rex Funk, and the undersigned.

OTHER

- (1) The approved defined parking area as shown on approved amendment maps is the controlling factor as related to compliance checks, and not the number of vehicles parked. No parking is authorized east of the road ditch.

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- (2) The USFS forest road 040 commences above the mine site and the parking areas and is not on USFS road.
- (3) Emery County has issued an encroachment permit to PacifiCorp for temporary parking until February 1, 1996. The permittee has provided copies of the encroachment permit with the application.
- (4) The application and approval does not call for surfacing with gravel. It will be left in its current state. The exception is the upper beltline support area. This area is approved for gravel surfacing with the approval of Emery County.
- (5) The permit amendment lies within 100' of a public road and prior public notice is of record involving all construction activities associated with the two new portals, overhead beltline, and other items associated with intertieing of the Cottonwood and Trail Mountain Mines.

Regret that a better alternative was not available to circumvent the need for this temporary parking. On the other hand, should additional permanent vehicle parking be needed we would encourage you to seek a better solution.

Sincerely,



Wm. J. Malencik  
Reclamation Specialist

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Enclosure

cc: James Fulton, OSM, Denver  
Mark Bailey, BLM, Price  
Janette Kaiser, USFS, Price  
Mark Page, State Eng, Price  
Dave Ariotti, DEQ, Price  
Bill Bates, DWR, Price  
Joe Helfrich, DOGM, SLC  
Pam Grubaugh-Littig, DOGM, SLC, w/o enc  
Karl Houskeeper, PacifiCorp, Huntington, w/o enc