

From: Jeffrey Studenka
To: Davis, Guy; Fleck, Ken
Date: 7/30/2007 11:28 AM
Subject: Re: Storm Water Monitoring Response

CC: George, Michael; Grubaugh-Littig, Pam; Herkimer, Mike
Guy and Ken,

Jeffrey
7/30/2007
ad
8/15/2009

We have evaluated your letter dated June 7, 2007 regarding the storm water monitoring requirements of your UPDES Permits for Deer Creek (UT0023604), Cottonwood/Wilberg (UT0022896) and Hunter Coal Prep Facility (UTG040009) and have the following responses:

- 1) Your request for a "Low Concentration Waiver" at the Deer Creek Mine sedimentation pond outfall 001 is valid and a copy of the certification has been included in the file.
- 2) Your request for a "Inactive and Unstaffed Site" waiver at the Cottonwood/Wilberg facility is also valid and a copy of the certification has been included in the file as well.
- 3) Your request for a "Special Waiver" at the Hunter Coal facility is not applicable. However, because neither outfall at this facility has ever discharged, or has a realistic potential to discharge, the storm water sampling requirements are not applicable and would only apply when either of the outfalls is actually discharging due to storm related events as described in Part I.F.5.a.2) of the general coal permit.

Let me know if you have any questions as I am preparing the permit renewals for public notice, as required. Thank you for your continued efforts to remain in full compliance of your UPDES permits.

Sincerely,

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