State of Utah

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Department of
Environmental Quality

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DIVISION OF WATER QUALITY
Erica Brown Gaddis, PhD
Director

April 15, 2019

Jaren Jorgensen, Engineer
Rhino Castle Valley Mining, LLC
PO Box 475
5550 West Bear Canyon Road
Huntington, UT 84528
VIA EMAIL

Subject: Coverage under the UPDES General Permit for Coal Mining Operations
Bear Canyon Mine near Huntington, Utah
UPDES Permit Coverage No. UTG040006

Dear Mr. Jorgensen:

This letter provides proof of coverage for the above referenced facility under the UPDES General Permit for Coal Mining Operations, No. UTG040000 (General Permit). The General Permit and applicant information was public noticed in the Emery County Progress and Sun Advocate newspapers, as well as on the Utah Division of Water Quality's (DWQ) website from February 26, 2019 through March 28, 2019. No comments were received during the public notice period, therefore the General Permit has been re-issued as drafted with all the requirements and conditions set forth therein effective April 1, 2019, subject to the right to challenge this decision in accordance with the provisions of *Utah Administrative Code*, Section R317-9. A copy of the final General Permit documents has been sent to you previously under separate cover.

Your facility referenced above has been assigned **UPDES Permit Coverage No. UTG040006** and is based upon the Notice of Intent permit application information submitted previously, including the location and number of permitted outfalls. Please refer to your permit coverage number in future correspondence and keep DWQ informed of site conditions and operations for future inspections as appropriate.

Reporting and self-monitoring requirements are specified in the permit. Copies of EPA form 3320-1, Discharge Monitoring Report (DMR) forms, for reporting requirements are only available upon request (for those facilities not yet using NetDMR). As a reminder, DMR paper forms or NetDMR electronic submittals are due in by the 28th day of each month following each

monthly monitoring period. Please note that if you are not already signed up for and using NetDMR, that you are required to do so no later than January 1, 2020. Please contact our office for NetDMR assistance as needed.

A fee schedule was included in the Utah Department of Environmental Quality Budget appropriation request at the direction of the Legislature and in accordance with *Utah Code Annotated* 19-1-201. The fee schedule, as approved by the Legislature, includes a prescribed fee for specific Industrial Categories. The prescribed fee for UPDES Coal Mining and Preparation for the General Permit is $436.00 per year for each of the five years of the permit period. A separate invoice will be sent out in the summer of each year and is to be paid within 30 days upon receipt of the invoice to maintain permit coverage as appropriate.

The DWQ values your feedback, and as the State agency charged with the administration of issuing UPDES permits, we are continuously looking for ways to improve our quality of service to you. DWQ is committed to continually assessing and improving the level and quality of services provided to you. In an effort to improve the State UPDES permitting process, we are asking for your input. Please take a minute to provide feedback on the quality of service you received by clicking on the "Feedback" link on lower right corner of DWQ's webpage at www.waterquality.utah.gov. Thank you for assisting us in improving our public service.

Thank you for your efforts to help protect Utah's Water Quality. If you have any questions with regard to this matter, please contact Jeff Studenka at jstudenka@utah.gov or at (801) 536-4395.

Sincerely,

Matthew Garn, P.E., Manager
UPDES Surface Water Section

MG/JAS/blj

Cc: Via Email
Orion Rogers, SE Utah Health Department
Scott Hacking, SE Utah District Engineer
Steve Christensen, DOGM Permit Supervisor

DWQ-2019-003228