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DEPARTMENT OF NATURAL RESOURCES

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January 19, 2017

Meeting Agenda - Coal Hollow C025/005

Craig Brown, USACE
John Beau (?), USACE
Daron Haddock, DOGM Coal Manager
Priscilla Burton, DOGM Soil Scientist and Inspector
Jessica Montcalm, DOGM Archeologist
Lisa Reinhart, DOGM Biologist
Cheryl Parker, DOGM Engineer

Agenda Details:

North Private Lease

- I. Individual Permit Status
 - a. Met with Permittee last on December 22, 2017
 - b. Mitigation drawings for Robinson/Kanab

Permittee does not have 404 Individual Permit at this time. USACE is still responding to comments. John & Craig are working with Erin out of the Sacramento USACE office for Cultural Review. USFWS commented on sage grouse concerns. Lisa, DOGM Biologist, will follow up with an email containing the current sage grouse mitigation plans within the Mine Reclamation Plan.

- II. USACE CWA 404 - NWP 17
 - a. Was the Permit amended with the Individual 404 Permit
 - b. Original Permit states mitigation requirements
 - i. Soil was salvaged but no mitigation has been completed
 - c. Will the NWP be renewed in 2017 or combined with individual?

The NWP was not amended to remove the mitigation regarding wetland construction north of the culvert under the by-pass road and Permittee did not complete the required mitigation. Craig Brown, Senior USACE staff of the St. George office, will submit a letter to the Permittee and the Division documenting what the USACE responses and required remedy.

- III. Vegetation
 - a. Reclamation success standards for wetlands

Altered USACE staff to missing success standards within R645-301 and Craig committed to having the wetland success standards documented within the requirements for the Individual. USACE requirements are limited to five year time periods vs Division's ten year.

- IV. Cultural Resources Review (*Permittee is struggling with who is supposed to get what reports*)
 - a. Has USACE requested/initiated any cultural resources reports with Permittee
 - i. If so when and what was covered by the reports
 - b. Has USACE received any cultural resources reports
 - i. Was SHPO consultation conducted on all reports received



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Subject:

- c. Has USACE determined the necessity of Native American Consultation
 - i. If yes, has USACE initiated Native American Consultation for the Individual Permit

Permittee does not have 404 Individual Permit at this time. USACE is still responding to comments. John & Craig are working with Erin out of the Sacramento USACE office for Cultural Review. Erin is requesting a complete inventory review for Areas 2 and 3 of the North Private Lease. It is not clear if this review is including all surface disturbances or only Waters of the USA. Jessica has offered to provide all of the Cultural Reviews conducted thus far.

South Private Lease

I. Lower Robinson creek restored and will receive spring runoff
Brought the reclamation to USACE attention and Division staff will reach out to USACE St George office in coming months inspections so that a joint inspection of the mitigation site for the 404 Individual Permit may be documented.