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

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November 19, 1998

To: File

Thru: Joe Helfrich, Permit Supervisor-Compliance 

From: Peter Hess, Reclamation Specialist III 

RE: New Air Quality Approval Order, Associated MRP Text Update, Canyon Fuel Company, LLC, SUFCO Mine, ACT/041/002-98F, Folder #2, Sevier County, Utah

SUMMARY:

This submittal was received in the Price Field Office on November 12, 1998, and includes a text update on page 4-14 to reflect a new air quality approval order which was necessitated by the permittee's desire to increase the annual maximum production level from 5,000,000 TPY to 8,000,000 TPY.

TECHNICAL ANALYSIS:

OPERATION PLAN

AIR QUALITY

Regulatory Reference: R645-301-420, et al. Air Quality

Analysis:

Air Quality

As noted above, it is the permittee's desire to increase the annual maximum allowable production level from 5,000,000 TPY to 8,000,000 TPY. The current maximum production level was applied for and approved through proper permitting actions with the State of Utah, Department of Environmental Quality, Bureau of Air Quality (DAQE-154-98) and the Utah Division of Oil, Gas, and Mining (ACT/041/002-98C).



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The permittee has applied for and received an increase in throughput for the additional 3,000,000 TPY from the Utah Bureau of Air Quality (DAQE-714-98), as of October 28, 1998. The approval of ACT/041/002-98F by the Division will finalize the approval actions necessary and allow incorporation of this document into the SUFCO mining and reclamation plan.

Amendment 98F includes the new AO document, as well as a revised Page 4-14, Section 4.2.3, Monitoring Program, with both the lined strikeout/highlighted changes and a clean copy. The changes which have been made merely reflect the addition of the new AO approval number, and the date which that document became effective.

Findings:

Air quality issues and compliance requirements are permitted through the State of Utah, Department of Environmental Quality, Bureau of Air Quality and as such are theoretically outside the realm of Utah Division of Oil, Gas and Mining jurisdiction. The Clean Air Act, (42 U.S.C. Sec.7401 et seq.) and R645-301-421 give the Division the authority, in cooperation with the Utah BAQ to regulate and enforce air quality issues at coal mining operations within the State of Utah.

Revised page 4-14 merely updates the SUFCO mining and reclamation plan, reflecting the new AO number and its associated effective date.

CONCLUSIONS AND RECOMMENDATIONS

ACT/041/002-98F should be approved as submitted.