



State of Utah

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DIVISION OF WATER QUALITY
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June 22, 2016

DIVISION OF WATER QUALITY
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY
PUBLIC NOTICE OF MODIFICATION OF A UPDES PERMIT

PURPOSE OF PUBLIC NOTICE

The purpose of this public notice is to declare the State of Utah's intention to modify a Utah Pollution Discharge Elimination System (UPDES) Permit under authority of the Utah Water Pollution Control Act, Section 19-5-104(9) and 107(2), Utah Code Annotated 1953, as amended. Said "permit" refers to the UPDES Permit and the Fact Sheet Statement of Basis (including Total Maximum Daily Loads (TMDL's)) if applicable, as per Section 303(d) of the Federal Clean Water Act (CWA)].

PERMIT INFORMATION

PERMITTEE NAME: Alton Coal Development, LLC
MAILING ADDRESS: 463 North 100 West, Suite I, Cedar City, UT 84721
TELEPHONE NUMBER: 435-691-2983
FACILITY LOCATION: 2060 South Alton Road, Alton, UT 84710
UPDES PERMIT NO.: UT0025992
PERMITTED OUTFALLS: 001,00IB,002,003,004,005,006,007,008
RECEIVING WATER: Lower Robinson Creek, Sink Valley Wash and Kanab Creek

BACKGROUND

Alton Coal Development, LLC (ACD) is proposing to construct five ponds in the North Private Lease (NPL); Ponds 5, 6, 7, 8 & 9. Four of these ponds will ultimately discharge to Kanab Creek. Pond 8 will discharge to pond 9 and not directly to Waters of the State. ACD is expanding their operation from the south lease to the north lease and has requested a modification of their existing UPDES Permit to include the new outfalls. ACD plans to continue use of ponds 1, 1B, 2, 3 & 4 in the South Lease until sufficient vegetation is produced in the reclaimed areas and the Division of Oil Gas and Mining (DOG M) has given permission to remove the ponds.

PUBLIC COMMENTS

Public comments are invited any time prior to the deadline of the close of business on July 25, 2016. Written public comments can be submitted to: Mike Herkimer, UPDES Surface Water Section, Utah Division of Water Quality P.O. Box 144870, Salt Lake City, Utah 84114-4870 or by email at: mher.kimer@utah.gov. After considering public comment the Director of the Division of Water Quality may execute the permit issuance, revise it, or abandon it.

FURTHER INFORMATION

The permit is available for public review under "Public Notices" at <http://www.waterquality.utah.gov/info/notice.htm>. If internet access is not available, a copy may be obtained by calling Mike Herkimer at 801-536-4386.