



John Mackey <jkmackey@utah.gov>

Fwd: Comment for Proposed Rule Change Section R317-1-3 Requirements for Waste Discharge

1 message

Mike Herkimer <mherkimer@utah.gov>

Wed, Oct 15, 2014 at 4:02 PM

To: Erica Gaddis <egaddis@utah.gov>, John Mackey <jkmackey@utah.gov>

Cc: "Fleck, Ken" <Kenneth.Fleck@pacificcorp.com>, John Kennington <jkennington@utah.gov>

Erica and John,

This is a comment received on R317-1-3 rule change that was to expire at 5 p.m. today. I know that Ken would appreciate a response to inform him of your consideration of his comment, and if you could let him know of any further changes to this rule as a result of comments made or changes made internally to better reflect industrial contributors. Please let him know that a second version of this rule will be public noticed soon. I plan on emailing all of my permittees to let them know of a second version of this rule and their comments are welcome during this second PN period.

----- Forwarded message -----

From: **Fleck, Ken** <Kenneth.Fleck@pacificcorp.com>

Date: Wed, Oct 15, 2014 at 2:35 PM

Subject: Comment for Proposed Rule Change Section R317-1-3 Requirements for Waste Discharge

To: "DEQ- Mike Herkimer (mherkimer@utah.gov)" <mherkimer@utah.gov>

Mike,

Energy West Mining Company has a comment regarding the above-mentioned rule change proposal:

3.3 D. 1. a. The rule will require monitoring of influent and effluent. In our case as a coal mine with multiple influents or inaccessible influents, the monitoring of influents is either impracticable, as a typical coal mine may have hundreds of groundwater influent points, or impossible, in the case where an underground mine is physically sealed and the influent (intercepted groundwater) is physically inaccessible and only the effluent is accessible. We have mines with both situations. The rule should allow exceptions in these cases where the influent is inaccessible.

I cannot get this comment to the address given on the rule change proposal by the time indicated; can you give me an e-mail address to send it to or forward this comment or print it and deliver it to the address given?

Thanks,

Ken

Kenneth S. Fleck

Geology and Environmental Affairs Manager

Energy West Mining Company

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