



State of Utah

Department of
Environmental Quality

Dianne R. Nielson, Ph.D.
Executive Director

William J. Sinclair
Deputy Director

JON M. HUNTSMAN, JR.
Governor

GARY HERBERT
Lieutenant Governor

February 5, 2007

Grantley Martelly
Manager of Safety and Environmental Protection
Utah Transit Authority
PO Box 30810
Salt Lake City Utah 84130-0810

Dear Mr. Martelly

It is my pleasure to officially welcome UTA as a Partner in our Clean Utah program.

Your facility successfully met our compliance and EMS requirements. We have accepted your environmental improvement projects including:

- 1 Expand the vanpool program by seven to 15% in calendar year 2007
2. Decrease energy usage – to include installing digital energy monitors in each building, improving lighting systems, conduct energy audit at all facilities, and target a five percent reduction in electrical usage along the North-South TRAX Park and Ride lots.

We request that you file an annual report documenting your progress on both projects in January of each year, starting in 2008. As was discussed in our recent meeting, we are willing to accept the annual report you do for Performance Track to meet this requirement. Once a project has reached its logical conclusion, you will need to propose others in order to maintain your Partner status.

As incentives:

- 1 DEQ has agreed to your request for low priority for routine inspections, based on your compliance record. Currently, you are inspected annually by the Underground Storage Tank Program at the Meadowbrook, Central, and Ogden facilities. At your request, these inspections will be staggered so that one facility is inspected in the first year and the two smaller facilities are inspected in the second year. Each facility must, however, maintain all recordkeeping, reporting and other related requirements.

2. The Division of Environmental Response and Remediation (DERR) is in the process of rule-making on an Enforceable Assurance Rule and anticipates that it will be issued for public comment in February. The proposed Rule spells out a formal application process for businesses to receive an enforceable written assurance from the State. As related issues come up for UTA, DERR will take into consideration your Clean Utah Partner status as it prioritizes application review. This incentive is contingent upon your submittal of a complete application packet. Please note that this Rule will only provide relief from the Utah Hazardous Substance Mitigation Act and not Federal CERCLA requirements. If you encounter Federal Superfund issues, DERR staff can help you coordinate with EPA.
3. Your request for the ability to perform self-audits is provided as the result of the Environmental Self Evaluation Act. UCA 19-7-109 provides for voluntary disclosure and compliance, including the possible waiver of civil penalties. UCA 19-7-109(3) describes situations where the Department may not waive penalties. This incentive is applicable to any facility that wishes to invoke the provisions.
4. Finally, designation as a Partner entitles your facility to use the Clean Utah logo in promotional and other materials. DEQ will also update information about your facility on our Clean Utah website.

Again, welcome to Clean Utah Partner Level. I look forward to our continued association.

Sincerely,



William J. Sinclair,
Deputy Director

cc: Renette Anderson, DEQ
Brad Johnson, DERR
Royal DeLegge, Salt Lake Valley Environmental Health
Joe DeCaria, Weber-Morgan Health Department
Terry Beebe, Utah County Health Department
Mary Byrne, EPA Region VIII