



State of Utah

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DIVISION OF WATER QUALITY  
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Director

May 25, 2021

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

**PURPOSE OF PUBLIC NOTICE**

THE PURPOSE OF THIS PUBLIC NOTICE IS TO DECLARE THE STATE OF UTAH'S INTENTION TO REISSUE A UTAH POLLUTANT 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 – Coal Hollow Mine  
MAILING ADDRESS: 463 North 100 West, Suite 1, Cedar City, Utah 84721  
TELEPHONE NUMBER: (435) 691-2983  
UPDES PERMIT NO.: UT0025992  
PERMITTED OUTFALLS: Outfalls 001, 001b, 002, 003, 004, 005, 006, and 007  
RECEIVING WATER: Lower Robinson Creek, Sink Valley Wash and Kanab Creek

**BACKGROUND**

The Alton Coal Development, LLC (ACD, Alton Coal) operates a coal mine located approximately 30 miles south of Panguitch, Utah. ACD has previously mined the areas known as the South Private Lease (SPL) and North Private Lease (NPL) and is in the process of reclaiming these areas. ACD is currently mining within a portion of the Federal Lease that was contained in the original Coal Hollow Mine, which is located between the NPL and SPL. The NPL is approximately one-half mile southeast of Alton, Utah and the SPL is approximately 1.3 miles south of the NPL. During this permit renewal, a Site-Specific Standard for Total Dissolved Solids (TDS) was developed and approved by EPA in February 2021 for Kanab Creek and tributaries. Other changes include the removal of stormwater provisions and secondary treatment standards from the permit. See the Fact Sheet Statement of Basis for more information.

**PUBLIC COMMENTS**

During the public comment period provided under R317-8-6.5, any interested person may submit written comments on the draft permit and may request a public hearing, if no hearing has already been scheduled. A request for a public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. All comments will be considered in making the final decision and shall be answered as provided in R317-8-6.12. Public comments are invited any time prior to the deadline of the close of business on **June 25, 2021**. Written public comments can be submitted to: Lonnie Shull, UPDES Surface Water Section, Utah Division of Water Quality, PO Box 144870, Salt Lake City, Utah 84114-4870 or by email at: [lshull@utah.gov](mailto:lshull@utah.gov). After considering public comment the Utah Division of Water Quality may

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execute the permit issuance, revise it, or abandon it. The permit is available for public review under “Public Notices” at [www.waterquality.utah.gov/](http://www.waterquality.utah.gov/). If internet access is not available, a copy may be obtained by calling Lonnie Shull at 801-536-4394.

DWQ-2021-008333