



State of Utah

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May 26, 2022

DIVISION OF WATER QUALITY
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY
PUBLIC NOTICE TO MODIFY 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 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. SAID "PERMIT" REFERS TO THE UPDES PERMIT AND THE FACT SHEET STATEMENT OF BASIS (INCLUDING TOTAL MAXIMUM DAILY LOADS (TMDLS)) IF APPLICABLE, AS PER SECTION 303(D) OF THE FEDERAL CLEAN WATER ACT (CWA).

PERMIT INFORMATION

PERMITTEE NAME: Alton Coal Development, LLC – Coal Hollow Project
MAILING ADDRESS: 463 North 100 West, Suite 1, Cedar City, Utah 84721
FACILITY LOCATION: 2060 South Alton Road, Alton, Utah
TELEPHONE NUMBER: 435-867-5331
UPDES PERMIT NUMBER: UT0025992
PERMITTED OUTFALLS: 001, 002, 003, 004, 007
RECEIVING WATERS: Lower Robinson Creek, Kanab Creek, Sink Valley Wash

BACKGROUND

Alton Coal Development, LLC (ACD) operates the Coal Hollow Project Mine (Mine) with Standard Industrial Classification (SIC) 1221 for Bituminous Coal and Lignite Surface Mining and is located near the Town of Alton in Kane County, Utah. The ACD Mine includes the areas known as the South Private Lease (SPL) and North Private Lease (NPL) and is an active surface coal mine with previous mining areas that are either reclaimed, or in the ongoing process of reclamation. The ACD Mine is currently mining within the SPL and has requested this permit modification which will update the outfall inventory and location information for both the SPL and NPL as described herein and in the permit documents.

DESCRIPTION OF PERMIT MODIFICATION

The permit modification includes the relocation of Outfalls 001 & 002, along with more accurate location coordinates for existing Outfalls 003 & 004, and the removal of Outfalls 001B, 005 & 006 from the permit. The outfall removals reflect recent reclamation work that obviates the outfall structures and therefore, no longer have the potential for discharges. The outfall relocations reflect the ongoing changes of the surface mining operations whereas sedimentation ponds occasionally need to be relocated as the active mining advances. These changes as reflected in the modified permit are the only changes being proposed with this permit modification that are subject to public comment during the public notice period. All other permit provisions remain unopened and unchanged, including all permit effluent limitations as appropriate.

See the draft Permit and Fact Sheet Statement of Basis for more information.

PUBLIC COMMENTS

During the public comment period provided under Utah Administrative Code (UAC) 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 UAC R317-8-6.12. Public comments are invited any time prior to the deadline of the close of business **June 22, 2022**. Written public comments can be submitted to: Jeff Studenka, UPDES Individual Permits Section, Utah Division of Water Quality, PO Box 144870, Salt Lake City, Utah 84114-4870 or by email at: wqcomments@utah.gov. After considering public comment the Utah Division of Water Quality may execute the permit issuance, revise it, or abandon it. The permit is available for public review under "Public Notices" at <https://deq.utah.gov/division-water-quality>. If internet access is not available, a copy may be obtained by calling Jeff Studenka at 385-602-7303.