

FACT SHEET STATEMENT OF BASIS

PERMIT MODIFICATION FOR CANYON FUEL COMPANY - SUFCO MINE

(MAJOR FACILITY)

UT0022918

BACKGROUND INFORMATION

Canyon Fuel Company, LLC – SUFCO Mine (SUFCO) is an active underground coal mining facility. SUFCO was issued an individual Utah Pollutant Discharge Elimination Permit UT0022918 effective October 1, 2011. This permit will expire on September 30, 2016. This permit contained compliance schedules in Part I.D.3 for total dissolved solids (TDS) concentration and loading. On May 1, 2013 the Division of Water Quality received two compliance schedule letters from Kenneth E. May, General Manager for the SUFCO Mine. One letter dealt with compliance of the concentration limitation of 1289 mg/L TDS at Outfall 002. This letter requested a fifteen month compliance schedule for final compliance with this requirement. The second letter dealt with a one ton per day loading requirement for TDS as a sum from all three discharge points (Outfalls 001,002 and 003). This letter requested an eighteen month compliance schedule for final compliance with the loading requirement.

The Division of Water Quality responded to both of the letters discussed above in a letter to Mr. Kenneth E. May dated August 8, 2013. This letter granted the requested compliance schedule for the concentration of TDS at Outfall 002 and set a final compliance date of December 1, 2014. This letter also granted an eighteen month compliance schedule for the sum of TDS loading at all three discharge points. This letter indicated that the present permit for SUFCO Mine would be modified to incorporate these two compliance schedules as requirements of the permit.

REASON FOR PERMIT MODIFICATION

The proposed permit modifications will change no effluent limitations, but will address compliance schedules for TDS concentration and loading. These changes are found in Part I.D.3 of the permit and the front page of the permit. Also, a minor modification will be made, the term “Executive Secretary” will be changed to “Director”. Those portions of the permit modified will be in italics. The permit modifications will be public noticed for a thirty day period, after which, if no substantive comments are received, will become final modifications to the permit. These permit modifications will be effective until permit expiration on September 30, 2016.

Permit modification and FSSOB prepared by Mike Herkimer, Environmental Scientist with the Division of Water Quality on December 16, 2013.