



Department of Environmental Quality



To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Matthew H. Mead, Governor

Todd Parfitt, Director

CERTIFIED MAIL

November 23, 2015

Mr. Michael Frost
Mountain Construction Company
PO Box 518
Lovell, WY 82431

RE: Notice of Violation and Order, Docket Number 5609-15, WYPDES Permit Authorization Number WYR105125

Dear Mr. Frost:

Enclosed is a Notice of Violation and Order, Docket Number 5609-15, for the unauthorized discharge of concrete processed water into a water of the state by Mountain Construction Company (Mountain). The unauthorized discharge was observed during a compliance inspection of the Walcott Junction-Saratoga road construction project authorized under WYPDES permit WYR105125. The discharge is a violation of the Wyoming Environmental Quality Act (Act), the Wyoming Water Quality Rules and Regulations (WWQRR), and applicable permit conditions associated with the WYPDES permit.

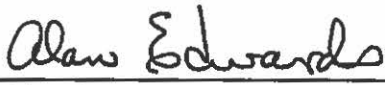
ANY APPEALS TO THE ENVIRONMENTAL QUALITY COUNCIL FROM THE ATTACHED ORDER MUST BE MADE IN WRITING WITHIN THE TEN (10) DAY TIME LIMIT PRESCRIBED BY W.S. 35-11-701(c). Chapter I, Section 3 of the Department of Environmental Quality Rules of Practice and Procedure (<http://soswy.state.wy.us/RULES/5675.pdf>) sets forth the requirements for the initiation of appeal proceedings.


To appeal this Order and request a hearing, you must file two (2) copies of your written petition. The first petition shall be mailed to the Chairman of the Environmental Quality Council at Room 1714, Herschler Building, 1st Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. The second petition shall be mailed to Todd Parfitt, Director, Wyoming Department of Environmental Quality, 200 West 17th Street, 4th Floor, Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.



Mountain Construction Company
November 23, 2015
Page I-2

PLEASE DIRECT ALL INQUIRIES TO: Kevin M. Wells, WYPDES Natural Resources Program Supervisor at the Wyoming Department of Environmental Quality, Water Quality Division, 200 West 17th Street, 4th Floor, Cheyenne, Wyoming 82002. Telephone 307-777-8669.


for Todd Parfitt
Director
Department of Environmental Quality


Kevin Frederick
Administrator
Water Quality Division

TP/KF/KW/bb/15-1077

Enclosure: Notice of Violation and Order

cc: Laurel Dygowski, 8ENF-W-NP, EPA Region 8 (PDF)
Bill DiRienzo ► Kevin M. Wells (PDF)
NOV Docket 5609-15
Environmental Quality Council
Landon Brown, DEQ Public Information Officer (PDF)
Connie Osborne, DEQ Admin (PDF of signed hard copies)