

FILED

MAR 29 2019

Jim Ruby, Executive Secretary
Environmental Quality Council

**BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING**

IN RE NOTICE OF VIOLATION)
AND ORDER,)
RIVERSIDE RV PARK, LLC)
DEQ DOCKET NO. 5908-19)

EQC DOCKET NO. _____

RIVERSIDE RV PARK, LLC'S PETITION FOR CONTESTED CASE HEARING

COMES NOW, the Petitioner, Riverside RV Park, LLC ("Riverside"), by and through its attorneys, Sundahl, Powers, Kapp & Martin, LLC and pursuant to W.S. § 35-11-701(c)(ii) and Chapter 2 of the Department of Environmental Quality's Practice and Procedure Rules and Regulations, and requests a contested case hearing on the Notice of Violation and Order issued by the Department of Environmental Quality, Water Quality Division, in Docket No. 5908-19. In support of this Petition, the Petitioner states as follows:

1. The contact information for Riverside is as follows:

Riverside RV Park, LLC
c/o Harry Washut
920 Smylie Road
Douglas, WY 82633
hwashut@wvom.net
307-690-2661

Jane M. France, WSB #7-4828
Paul Kapp, WSB #5-2267
Sundahl, Powers, Kapp & Martin, LLC
1725 Carey Ave
P.O. Box 328
Cheyenne, WY 82003
jfrance@spkm.org
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307-632-6421
Counsel for Petitioner


2. The Petitioner requests a contested case hearing on the Notice of Violation and Order ("NOVO") issued by the Department of Environmental Quality, Water Quality Division

("DEQ/WQD"), in Docket No. 5908-19, on March 20, 2019. Mr. Washut received the NOVO on March 25, 2019.

3. The DEQ/WQD alleges in the NOVO that the Petitioner has violated Article 3 of the Wyoming Environmental Quality Act and Chapter 3 of the Wyoming Water Quality Rules and Regulations for "unlawfully threatening to discharge waste to waters of the state, for constructing a Public Water Supply system without a permit, and for modifying a sewerage system without a permit at its facility" located in Converse County, Wyoming.

4. The Petitioner is committed to resolving the concerns raised by DEQ/WQD and plans to meet with the agency and counsel on April 3, 2019 to discuss resolution. Nonetheless, the Petitioner requests a hearing on this matter before the Environmental Quality Council.

DATED this 29 day of March 2019.


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(307)632-7216 (fax)
Attorney for Petitioner Riverside RV Park, LLC

CERTIFICATE OF SERVICE

I certify *Riverside RV Park, LLC's Petition for Contested Case Hearing* was served on this 29 day of March, 2019, as follows:

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Wyoming Environmental Quality Council
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Cheyenne, WY 82002

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