



Department of Environmental Quality

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



Mark Gordon, Governor



Todd Parfitt, Director

CERTIFIED MAIL, RETURN RECEIPT REQUESTED: 7020 0640 0000 7739 5615

Randy Stevens
Quality Landscape & Nursery, Inc.
P.O. Box 1074
Saratoga, WY 82331

RE: Notice of Violation, Docket No. 6064-20, Quality Landscape & Nursery, Inc., Randy Stevens Mine, Limited Mining Operation, 1442ET

Dear Mr. Stevens:

Enclosed you will find a Notice of Violation issued against Quality Landscape & Nursery, Inc. under the provisions of W.S. §35-11-701(c)(i). The Notice of Violation is for failure to submit 2019-2020 Annual Report.

The Land Quality Division (LQD) is attempting to resolve this issue without further enforcement action and requires that Quality Landscape & Nursery, Inc. contact Robin Jones, LQD District 1 Supervisor, within fifteen (15) days of receipt of this letter to schedule a meeting to resolve this enforcement action. Should a resolution of the enforcement action be reached as a result of this meeting, a settlement agreement will be signed.

If you have questions, please contact Robin Jones, LQD District 1 Supervisor, at (307) 777-8956 or Brian Goodnough at (307) 777-5922 or brian.goodnough@wyo.gov.

Sincerely,

Todd Parfitt
Director
Department of Environmental Quality

Kyle Wendtland
Administrator
Land Quality Division

Date: December 16, 2020

Enclosure: Notice of Violation Docket No. 6064-20

cc: Matt VanWormer, Attorney General's Office
Robin Jones, Cheyenne DEQ-LQD
deq-lqd.upload@wyo.gov
Karin Quigley, LQD Administrator's Administrative Assistant
Jody Paessler, DEQ Director's Administrative Assistant

DEQ Exhibit 32

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

NOTICE OF VIOLATION

**IN THE MATTER OF THE NOTICE OF)
VIOLATION ISSUED TO:)**

**Randy Stevens)
Quality Landscape & Nursery, Inc.)
P.O. Box 1074)
Saratoga, Wyoming 82331)**


DOCKET NUMBER 6064-20

NOTICE IS HEREBY GIVEN THAT:

1. Notice of Violation is being sent to you pursuant to the Environmental Quality Act (EQA), Wyoming Statutes § 35-11-701(c)(i), which requires that a written notice be issued in case of failure to correct or remedy an alleged violation.
2. Limited Mining Operation (LMO) 1442ET, Randy Stevens Mine is operated by Quality Landscape & Nursery, Inc. (QLN) and is located in Carbon County, Wyoming. The operation is authorized to affect 10.0 acres in Section 1, Township 17 North, Range 84 West. The LMO 1442ET was approved on July 16, 2008.
3. QLN is required to submit an Annual Report to Land Quality Division (LQD) on or before July 16 of each year. LQD has not received the 2019-2020 Annual Report for this reporting period. LQD sent a Notification of Late Annual Report on September 29, 2020 and it requires QLN to submit the Annual Report within 30 days of receiving the notification. The 30-day deadline concluded on October 29, 2020. QLN has not submitted the 2019-2020 Annual Report.
4. QLN is in violation of W.S. §35-11-401(k) and Noncoal Rules and Regulations, Chapter 10, Section 4 for failure to submit Limited Mining Operation 1442ET Annual Report for the 2019-2020 reporting period.

NOTHING IN THIS NOTICE OF VIOLATION (NOV) shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV be interpreted as being a condition precedent to any other enforcement action.

Signed this 16th day of December, 2019.


Todd Parfitt
Director
Department of Environmental Quality


Kyle Wendtland
Administrator
Land Quality Division