

FILED

JAN 13 2005

Terri A. Lorenzon, Director
Environmental Quality Council

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

IN THE MATTER OF THE NOTICE OF)
VIOLATION AND ORDER ISSUED TO:)

SNOWY RANGE PROPERTIES LLC)
DBA ALBANY LODGE)
1148 STATE HIGHWAY 11)
LARAMIE, WYOMING 82070)

DOCKET NO. 05-3201

ORDER TO SHOW CAUSE

The Environmental Quality Council (EQC) having received and reviewed the record finds the following:

1. On December 30, 2004 the Department of Environmental Quality (DEQ), Water Quality Division hand delivered a cover letter and a Notice of Violation and Order, DEQ Docket No. 3629-04 to Snowy Range Properties LLC (Snowy Range).
2. The cover letter paragraph 3 states "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). ..."
3. W.S. 35-11-701(c)(ii) states:

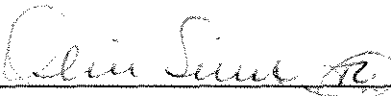
"Any order is final unless, not later than ten (10) days after the date the notice is served, the person or persons named therein request, in writing , a hearing before the council. ..."

4. Paragraph 6 of the DEQ Order dated December 27, 2004, DEQ Docket No. 3629-04, states
“This Order is final unless, not later than ten (10) days after the date this notice is received,
it is appealed by filing two written requests for a hearing before the Environmental Quality
Council. ...”
5. The date that this appeal had to be filed by was Monday, January 10, 2005 as the tenth day
was Sunday January 9th.
6. The EQC received and filed Snowy Range’s the letter of appeal on Tuesday, January 11,
2005.

Therefore, it is hereby **ORDERED:**

Snowy Range and the DEQ have ten days from the date of this Order to Show Cause to file a brief
showing why this appeal should not be considered late and dismissed.

DATED this 13 day of January, 2005.



Olin Sims, Chairman
Environmental Quality Council
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