

**LIMITED MINE OPERATION (LMO)
INSPECTION REPORT**



Wyoming Department of Environmental Quality, Land Quality Division
200 West 17th Street, Suite 10, Cheyenne, WY 82002
(307) 777-7756 FAX: (307) 635-1784

LMO Number:	ET1496	Operator:	QUALITY LANDSCAPE & NURSERY INC
Inspection Date:	8/9/2022	Inspector(s):	Brian Goodnough
Report Date:	8/29/2022	Participant(s):	Randy Stevens (Quality Landscape)
Last Inspection:	4/27/2021	Reclamation Estimate:	\$66,000
Inspection Reason(s):	Annual	Field Conditions:	Sunny, 92°F @ 2:56 pm
Status:	Not Specified	Approved Acreage:	1
County:	Carbon	Mineral:	Sand & Gravel
Total Disturbed Acres:	1		

Opening Comments

Authorization of the Limited Mining Operation (LMO) was issued to Quality Landscape & Nursery, Inc. (Quality Landscape) on July 22, 2010. The LMO is located in Lots 1 thru 11, Block 1 (NE1/4NE1/4 of Section 14 T17N R84W) within the Town of Saratoga, Wyoming.

Quality Landscape signed Notice of Violation Settlement Agreement (NOVSA) for the Notice of Violation (NOV) Docket No. 5970-19 on July 29, 2020. As agreed upon in the NOVSA, Quality Landscape had until July 29, 2022 to provide the approved site plan or alternative plan as described in Section 7(c) & (d) of this agreement. As of August 9, 2022, Quality Landscape has not completed the requirements set forth in NOVSA Docket No. 5970-19, thus violating the terms of this agreement. Therefore, LQD issued a NOV Docket No. 6176-22 to Quality Landscape for not fulfilling the terms of this agreement.

Compliance Assessment

Inspection Topic	In Compliance
Compliance	Yes
LQD walked the perimeter of the mining operation to conduct the annual inspection. LQD conducted site visits on March 15, 2022, June 3, 2022, July 12, 2022, and August 9, 2022 to document site conditions (Photos #1 thru #8).	
● Erosion Control	Yes
No erosion issues were noted during the inspection.	
● Off-site/Permit Disturbance	No
Mining has occurred outside the legal description and the mining has resulted in material damage to the sheet pile retaining wall. Quality Landscape has removed material from the adjacent property. This compliance issue has not been resolved with the July 29, 2020 Settlement Agreement for NOV Docket No. 5970-19 (Photo #9).	

DEQ Exhibit 9

DEQ 9 -0001

Inspection Topic	In Compliance
● Other	No
<p>Quality Landscape had previously been instructed to install a fence and construct a small berm at the foot of the sheet pile wall plus danger signs were to be left in place around this wall (Photo #9). Since the site visit conducted on June 12, 2022, Quality Landscape has removed the fence, berm, and signage from the sheet pile retention wall (Photo #10). Quality Landscape must immediately reinstall the fence, berm, and danger signs around the sheet pile wall.</p>	
● Permit Signs	Yes
<p>The LMO identification sign was in place at the entrance of the mine and posted the required information (Photo #11).</p>	
● Roads and Culverts	Yes
<p>Quality Landscape was granted authorization to construct commercial access on the south side of the LMO by the Wyoming Department of Transportation. The public access is from S 1st Street (State Highway 230) into the LMO (Photo #12).</p>	

Inspection Summary Comments

LQD will continue to monitor this site. Material stockpile volumes will continue to be noted, as well as any notable material damage the sheet pile wall or adjacent property. As noted in the Opening Comments, Quality Landscape is currently considered in violation of two separate NOVs at the time of this inspection.

Inspection Recipient and Attachment Information

Recipient	Email	Address/Notes
Operator	Yes	QUALITY LANDSCAPE & NURSERY INC Randy Steven, randyqln@union-tel.com
Wyoming Attorney General's Office	Yes	WYOMING ATTORNEY GENERAL'S OFFICE David Dewald, david.dewalt@wyo.gov
Wyoming State Mine Inspector's Office	Yes	WYOMING STATE MINE INSPECTOR'S OFFICE Heather Kroupa, heather.kroupa@wyo.gov

Attachment Types: Photo Addendum Map(s) Table(s) Other

Attachment Notes

Type	FileName	Size (MB)	# Pages
Photos	2022-08-09-ET1496-IR-Photos.pdf	1.28	3

ANNUAL INSPECTION REPORT
QUALITY LANDSCAPE & NURSEY, INC.
LIMITED MINING OPERATION ET1496

PHOTO ADDENDUM



Photo #1: General overview of steel retaining wall looking east. Mining has resulted in material damage to the steel retaining wall. The middle of the wall is slowly bulging out towards the north. Photo taken March 15, 2022.



Photo #2: General overview of the LMO. Materials stockpiled against the highwall on the south side of the LMO boundary. Photo taken March 15, 2022.



Photo #3: General overview of steel retaining wall looking east. Mining has resulted in material damage to the steel retaining wall. The middle of the wall is slowly bulging out towards the north. Photo taken June 3, 2022.



Photo #4: General overview of the LMO. Materials stockpiled against the highwall on the south side of the LMO boundary. Photo taken June 3, 2022.



Photo #5: General overview of steel retaining wall looking east. Mining has resulted in material damage to the steel retaining wall. The middle of the wall is slowly bulging out towards the north. Photo taken July 12, 2022.



Photo #6: General overview of the LMO. Materials stockpiled against the highwall on the south side of the LMO boundary. Quality Landscape continues to move materials around the yard. Photo taken July 12, 2022.



Photo #7: General overview of steel retaining wall looking east. Mining has resulted in material damage to the steel retaining wall. The middle of the wall is slowly bulging out towards the north. Photo taken August 8, 2022.



Photo #8: General overview of steel retaining wall looking east. Mining has resulted in material damage to the steel retaining wall. The middle of the wall is slowly bulging out towards the north. Photo taken August 8, 2022.



Photo #9: Quality Landscape has removed the fence, berm, and signage from sheet pile retention wall area. Quality Landscape must reinstall the fence, berm, and signage. Photo taken August 8, 2022.



Photo #10: Quality Landscape has removed the fence, berm, and signage from sheet pile retention wall area. Quality Landscape must reinstall the fence, berm, and signage. Photo taken August 8, 2022.



Photo #11: Permit identification sign posted at entrance of the LMO. Photo taken August 8, 2022.



Photo #12: QLN constructed commercial access to the LMO. Photo taken August 8, 2022