



# 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: 7021 2720 0001 0121 6945**

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

**RE: Notice of Violation, Docket No. 6176-22 , Quality Landscape & Nursery, Inc. , 6176-22 , ET1496**

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 violating the terms of the executed SA for Docket No. 5970-19.

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](mailto:brian.goodnough@wyo.gov).

Sincerely,

  
\_\_\_\_\_  
Todd Parfitt, Director  
Department of Environmental Quality

  
\_\_\_\_\_  
Kyle Wendtland, Administrator  
Land Quality Division

Date: August 12, 2022

Enclosure: Notice of Violation Docket No. 6176-22

cc: David Dewald, Attorney General's Office  
Robin Jones, Brian Goodnough, LQD District 1 Supervisor  
[deq-lqd.upload@wyo.gov](mailto:deq-lqd.upload@wyo.gov)  
Karin Quigley, LQD Administrator's Administrative Assistant  
Marissa Hauer, Interim DEQ Director's Administrative Assistant

**DEQ Exhibit 18**

**DEQ 18 - 0001**

200 West 17th Street, Cheyenne, WY 82002 • <http://deq.wyoming.gov> • Fax (307) 635-1784

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DEPARTMENT OF ENVIRONMENTAL QUALITY  
STATE OF WYOMING

NOTICE OF VIOLATION

IN THE MATTER OF THE NOTICE OF  
VIOLATION ISSUED TO:

Quality Landscape & Nursery, Inc. LMO1496  
ATTN: Mr. Randy Stevens  
P. O. Box 1074  
Saratoga, Wyoming 82331

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) DOCKET NO. 6176-22  
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NOTICE


NOTICE IS HEREBY GIVEN THAT:

1. Notice of Violation (NOV) is being sent to you pursuant to Wyoming Statute § 35-11-701(c)(i) which requires that a written notice be issued in the case of failure to correct or remedy an alleged violation.
2. The Settlement Agreement for Docket No. 5970-19 specified under Item 7.c. that Quality Landscape provide a site plan (Item 7.c.) or an alternative (Item 7.d.) to the Department of Environmental Quality/Land Quality Division by July 29, 2022. This plan or the alternative were to address their respective requirements specified in the SA. As of August 10, 2022, the DEQ/LQD has not received a site plan or alternative that addresses the requirements of the SA.
3. As such, specified under Item 7.f. of the Settlement Agreement the Department of Environmental Quality/Land Quality Division is providing notice of violation to Quality Landscape for violating the terms of the executed SA for Docket No. 5970-19. Item 7.f. specifies that DEQ/LQD provide Quality Landscape a reasonable opportunity to cure this violation. The Department of Environmental Quality/Land Quality Division considers 45 (forty-five) days from date of this violation reasonable opportunity. Further, to Item 7.f. of the SA, should Quality Landscape fail and/or refuse to cure this violation within a reasonable period of time after notice, Quality Landscape will pay to DEQ/LQD stipulated civil penalties in the amount of one thousand dollars (\$1,000.00) per day the violation exists.
4. Wyoming Statute § 35-11-901(a) provides that any person who violates any provision of the Environmental Quality Act or any rule, standard, permit, license or variance adopted thereunder is subject to a penalty of up to ten thousand dollars (\$10,000.00) for each day of violation, a temporary or permanent injunction, or both a penalty and an injunction. Such penalties or injunctive relief may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming.

**NOTHING IN THE 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.

DATED THIS 12<sup>th</sup> day of August, 2022

  
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Todd Parfitt  
Director  
Department of Environmental Quality

  
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Kyle Wendtland  
Administrator, Land Quality Division  
Department of Environmental Quality