

This Message was sent out on Wednesday, March 21, 2012 @ 11:32 AM

From: dep.online@wv.gov
Subject: DEP Public Notice - HPU - Fayette County - FRASURE CREEK MINING, LLC - Permit WV1024728 New Application, NPDES No. 1

Notice of Comment Period

West Virginia Department of Environmental Protection

This mailing is to advise the public that we have received an application for issuance of an Article 11/West Virginia National Pollutant Discharge Elimination permit WV1024728 for FRASURE CREEK MINING, LLC , 4978 TEAYS VALLEY RD , SCOTT DEPOT, WV 25560, in order to Operate the Taylor Branch No. 2 surface mine (S300311) in the Peerless, No.2 Gas, Lower Campbell's Creek, Powellton, Eagle A, Eagle and Little Eagle as well as associated riders and splits thereof.seams of coal. Trated and stormwater will be discharged into Unnamed Tributaries of/ and Dempsey Branch and Unnamed Tributaries of/ and Cassidy Branch all of Laurel Creek of New River of Kanawha River.

The permit is located in Fayette County, Longitude 81° 11' 16.0000" Latitude 38° 3' 33.0000" (Coordinates from USGS Topographic Map).

The Department of Environmental Protection is seeking information on private surface water intakes for human consumption located in the above listed receiving streams and located down stream of this operation. Please provide your name, phone number, mailing address, the name of the stream with the intake, and the physical location of the intake. This information needs to be submitted to the address below.

An anti-degradation review has been conducted. Tier 1 protection is afforded because effluent limitations ensure compliance with water quality criteria for all designated uses. Tier 2 protection is also afforded because the agency has made a determination that the discharge(s) will not cause significant degradation to the receiving stream(s) for any parameters of concern.

Please send any comments on the draft permit to the address below, postmarked on or before April 19, 2012 or thirty days from the date of publication, and reference the Article 11/WVNPDES permit number shown above. A copy of the

application, draft permit and fact sheet (if required) will be available for inspection and obtaining copies during normal business hours at the DEP Regional Office located at the address below. Comments may include a request for a public hearing. If a hearing is requested the comment must state the nature of the issues proposed to be raised in the hearing. A hearing may be held if DEP finds a significant degree of public interest, or if the hearing would clarify issues.

DEP Regional Office
254 Industrial Drive
Oak Hill, WV 25901-6102
Phone: (304) 465-1911
Fax: (304) 465-0031

To view Application Activity Details, click on the following link, or copy and paste it into your browser:

[Click Here](#)

To see a Location Map, click on the following link, or copy and paste it into your browser

[Click Here](#)