



Department of Environmental Quality



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

Dave Freudenthal, Governor

John Corra, Director

December 16, 2008

Mr. Lawnie Mayhew
Risk Management
Harper Ready Mix
P.O. BOX 18400
Kearns, UT 84118

RE: Notice of Violation

Dear Mr. Lawnie Mayhew:

Enclosed you will find a Notice of Violation (NOV) issued to the Harper Ready Mix by the Department of Environmental Quality, Air Quality Division, for the failure to obtain an air quality permit prior to commencing construction and operation of the Harper Ready Mix Cement Batch Plant located in Uinta County Wyoming in violation of W.S. 35-11-801 of the Wyoming Environmental Quality Act and Chapter 6, Section 2(a)(i) of the Wyoming Air Quality Standards and Regulations. This violation was observed during a complaint inspection conducted on September 18, 2008 and subsequent communication between the Division and Harper Ready Mix.

As the Department and this Division consider the failure to comply with air quality permitting requirements to be a serious matter, I am considering recommending the Department refer this violation to the State Attorney General's office requesting a suit be filed in District Court to recover appropriate penalties. If you would like to discuss settlement of this Notice of Violation prior to referral to the Attorney General's office, please contact Ms. Karen J. Godman, Air Quality Compliance Program Principal, at 307-777-8601 no later than ten (10) days after receipt of this letter.

Should you have any questions or comments regarding this matter, please feel free to contact me or Ms. Karen Godman.

Sincerely,

David A. Finley
Administrator
Air Quality Division

cc: Robert Gill
Tony Hoyt
Nancy Vehr

Keith Gulle

Herschler Building • 122 West 25th Street • Cheyenne, WY 82002 • <http://deq.state.wy.us>

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DATED this 16th day of December, 2008.



David A. Finley
Administrator
Air Quality Division



John V. Corra
Director
Department of Environmental Quality

Please direct all inquiries to David Finley, Administrator, Division of Air Quality, Department of Environmental Quality, Herschler Building, 2nd Floor, 122 W. 25th Street, Cheyenne, Wyoming 82002. (Telephone: 307/777-7393.)