

Noncoal Small and Regular Mining Permits

NEWSPAPER PUBLICATION AND NOTIFICATION FOR PROPOSED NONCOAL SMALL OR REGULAR MINING PERMIT REVISION

Chapter 7, Section 3(a) - Single Publication

Upon notification by the Land Quality Division the applicant shall commence the following:

1. A copy of the application needs to be filed with the Office of the County Clerk in the counties in which the proposed permit area is located no later than the first day of publication. THIS COPY SHOULD BE REMOVED FROM THE COUNTY CLERK'S OFFICE AFTER PERMIT APPROVAL. Immediately following filing, submit an affidavit of filing from the Office of the County Clerk to the Land Quality Division.
2. Publish a notice in a newspaper of general circulation in the locality of the proposed operation once a week for four (4) consecutive weeks following the format given below.
3. Mail within five (5) days after the first publication as given in W.S. §35-11-406(j), (as amended in 1995), a copy of the application mine plan map to the Wyoming Oil and Gas Commission, P.O. Box 2640, Casper, WY 82602 or 2211 King Blvd., Casper, WY 82604.
4. On completion of publication, submit a sworn affidavit from the newspaper and a copy of the notice to the Land Quality Division.
5. As soon as possible and several weeks before the end of the public comment period, submit a sworn statement of mailing to the Land Quality Division. Please use the example affidavit of mailing which is attached.

PUBLICATION FORMAT FOR NONCOAL MINING PERMIT REVISIONS

Public Notice

The (Company Name) of (Main Company Location) has applied for a revision of its (small or regular) mining permit (permit no. and original date of approval) from the Land Quality Division of the Wyoming Department of Environmental Quality. The permit area for the mining of (mineral, e.g., sand & gravel, limestone, trona, bentonite, etc.) is located in: (legal description of permit area - Section, Township, Range, County Name) County, Wyoming. (The area is) approximately (Locate the area relative to the closest town and a natural landmark, i.e.: a water source or a physical attribute of the area - ex: road, cliff, mountain, canyon, gorge, desert, etc.). This area can be found on the _____ USGS quadrangle map(s). The mining operation began (month and year) and is estimated to continue until (year). The land, after mining, will be returned to a (proposed use). (Provide a general description of the revision). Information regarding the proposed revision may be reviewed in the Office of the Land Quality Division, Department of Environmental Quality in Cheyenne and (Lander or Sheridan, Wyoming) or the (County Name) County Clerk's Office, _____, Wyoming. A complete index sheet identifying all proposed changes is located in (direct the reader to the appropriate volume containing the index sheets) included with the revision application available for public viewing. Written objections to the proposed permit revision must be received by the Administrator of the Land Quality Division, Department of Environmental Quality, 200 W. 17th Street, Suite 10, Cheyenne, WY 82002, before the close of business (Date 30 days after last publication). Only the revision is open for public review. If an objection specifically requests a public hearing before the Environmental Quality Council, a public hearing shall be held within twenty (20) days after the final date for filing objections unless a different period is stipulated to by the parties. The Environmental Quality Council or Director shall publish notice of the time, date and location of the hearing in a newspaper of general circulation in the locality of the proposed operation once a week for two (2) consecutive weeks immediately prior to the hearing. The hearing would be conducted as a contested case in accordance with the Wyoming Administrative Procedure Act (W.S. §16-3-101 through §16-3-115), and the right of judicial review shall be afforded as provided in that act. The Wyoming Oil and Gas Commission will be mailed a copy of the application mine plan map as required in W.S. §35-11-406(j).

BEFORE THE DEPARTMENT OF ENVIRONMENTAL QUALITY
LAND QUALITY DIVISION

IN THE MATTER OF THE (TYPE OF PERMIT))
PERMIT APPLICATION OF (ENTITY),)
TFN _____.

**AFFIDAVIT OF (NAME OF AFFIANT)
OF NOTICE**

I, (NAME), after being duly sworn upon my oath, deposes and states as follows:

1. I am appointed to the office of (POSITION), for (COMPANY). I am submitting this affidavit to comply with the sworn statement requirement in W.S. §35-11-406(j). In my capacity as (POSITION), I am responsible for ensuring that (COMPANY NAME) has complied with the notice requirements in W.S. §35-11-406(j) for the above-captioned permit application. This application is for a noncoal (regular/small) mine permit major revision.
2. On (DATE), (COMPANY NAME) received notice from the Department of Environmental Quality, Land Quality Division that it has determined our application is complete and suitable for publication.
3. On (DATE), (NAME OF NEWSPAPER) printed the first notice in the required four week sequence for publication of this application. On (DATE), (COMPANY NAME) mailed a copy of the application mining plan map to the Wyoming Oil and Gas Commission.

DATED _____.

(SIGNATURE HERE)

(TYPE NAME AND TITLE HERE)

STATE OF WYOMING)
) ss.
COUNTY OF _____)

Subscribed, sworn to and acknowledged before me by (_____ NAME _____)
on this _____ day of _____, 20____.

Notary Public

My Commission expires: _____