

**BEFORE THE  
ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING**

**IN THE MATTER OF THE  
NOTICE OF VIOLATION  
ISSUED TO:**

MR. DAVE HOUT )  
HOUT TRUCKING ) DOCKET NO.: 3990-06  
402 HWY 20N )  
WORLAND, WY 82401 )

**NOTICE OF VIOLATION**

NOTICE IS HEREBY GIVEN THAT:

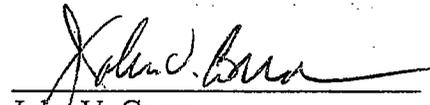
1. On October 10, 2006, Wyoming Department of Environmental Quality, Solid and Hazardous Waste Division inspector, Mr. Charles Plymale (Senior Environmental Analyst), conducted a complaint inspection of illegal dumping at 657 W. River Road in Worland, WY for the purpose of evaluating compliance with the Wyoming Solid Waste Rules and Regulations (SWRR).
  
2. The inspection revealed the following violation of the Wyoming Solid Waste Rules and Regulations:
  - a. **Count 1: The facility does not have a current permit or One-Time Authorization (OTA) to manage wastes at this location. [SWRR, Chapter 1, Section 1(f); Section 5(a)]. Hout Trucking hauled approximately one-thousand (1000) cubic yards of debris from the demolition of the Worland Middle School to the Shryack property at 657 W. River Road in Worland, Wyoming for disposal. The material consisted of brick, concrete, plastic, rebar, pipe, electrical wiring, and insulation. Chapter 1, Section 1(e)(i) of the SWRR, defines, "Construction/demolition waste" including but not limited to stone, wood, concrete, asphaltic concrete, cinder blocks, brick, plaster and metal. The October 10, 2006, inspection revealed that Hout Trucking was managing construction/demolition wastes without a permit or a one-time or emergency authorization in violation of the Wyoming SWRR.**

3. ANY PERSON who violates any provision of the Environmental Quality Act, or any rules, standard, permit, license, or various adopted there under is liable to a penalty of ten thousand dollars (\$10,000) for each day of violation, which penalty may be recovered in a civil action brought by the Attorney General in the name if the People of the State of Wyoming; and

4. THIS NOTICE OF VIOLATION is being sent to you pursuant to Wyoming Statute 35-11-701(c) which requires that in any case of the failure to correct or remedy an alleged violation the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

Signed this 8 day of Dec, 2006

  
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LeRoy C. Feusner, P.E., BCEE  
Administrator  
Solid and Hazardous Waste Division

  
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John V. Corra  
Director  
Dept. of Environmental Quality