

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

In the Matter of the Appeal)
And Petition for Hearing of:)
Croell Redi-Mix, DEQ AQD Permit) Docket No. 10-2803
Application No. AP-9645)
And DEQ AQD Permit No. MD-9645)
Dated March 17, 2010)

DEQ'S MOTION FOR SUMMARY JUDGMENT

EXHIBIT 6

Notification Letter

DEQ Bates Nos. 000039 - 000040



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

September 24, 2009

Ms. Julie Ewing
Health & Safety Director
Croell Redi-Mix
PO Box 1352
Sundance, WY 82729

CERTIFIED -- RETURN RECEIPT REQUESTED
Notice of Publication
Permit Application AP-9645

Dear Ms. Ewing:

The Division of Air Quality has completed its initial evaluation of your permit application to modify the Rogers Rock Pit, which will include limestone crushing, screening, blasting, exposed acreage, stockpiling, haul activity, a hot mix asphalt plant and a concrete batch plant, located in the NW1/4NE1/4 of Section 25, T52N, R62W, approximately five (5) miles northeast of Sundance, in Crook County, Wyoming. The applicant estimates an annual production rate of 500,000 tons.

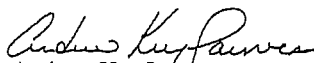
A copy of the public notice and of our evaluation is enclosed for your information. I would recommend that you review the proposed permit conditions associated with the Division's proposed approval. The Public Notice will appear in the October 1, 2009 issue of the Sundance Times, Sundance, Wyoming.

A copy of our evaluation and of your permit application will be kept on file for a thirty (30) day public inspection and comment period. At the end of this period, we will consider all comments made concerning your application and a final decision will be made on your application.

Per Chapter 6, Section 2(o) of the Wyoming Air Quality Standards & Regulations an initial billing is attached for the costs incurred by the Department in reviewing the application. Payment of the initial fee is required prior to permit issuance. An additional fee and any adjustments required to the initial fee shall be made upon permit issuance to cover any additional costs associated with final permit issuance, including costs of public notice, holding public hearings, reviewing public comments and final issuance of permit.

If you should have any questions concerning this matter, please feel free to contact me.

Sincerely,


Andrew Keyfauber
NSR Permit Engineer
Air Quality Division

cc: Tanner Shatto
Bob Gill

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

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AQD Croell DN 10-2803
000039

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PS Form 3811, August 2004 See Reverse for Instructions

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<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>Rebecca Hughes</i></p> <p>B. Received by (Printed Name) <u>Rebecca Hughes</u> C. Date of Delivery <u>FEB 29 2009</u></p>
<p>1. Article Addressed to:</p> <p>Ms. Julie Ewing Health & Safety Director Croell Redi-Mix PO Box 1352 Sundance, WY 82729</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number <u>AP-91045</u> 112 (Transfer from service lab)</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>PS Form 3811, February 2004 Domestic Return Receipt 102565-02-M-1540</p>	

ADD Croell DN 10-2803
 000040