

**BEFORE THE**  
**ENVIRONMENTAL QUALITY COUNCIL**

**STATE OF WYOMING**

08-3221

**FILED**

SEP 17 2008

Jim Ruby, Executive Secretary  
Environmental Quality Council

IN THE MATTER OF THE NOTICE OF )  
VIOLATION AND ORDER ISSUED TO: )

Terry L and Colleen M Miner )  
2267 Monroe Street )  
Laramie, WY 82070 )

DOCKET NUMBER 4349-08

**NOTICE OF VIOLATION AND ORDER**

**NOTICE IS HEREBY GIVEN THAT:**

1. Terry L. and Colleen M. Miner (Miner) are the owners of an auto salvage/recycling and miscellaneous material storage facility in Laramie, Wyoming. Facilities that engage in scrap of waste materials have an SIC code of 5093 and are required to have an industrial storm water authorization. The facility does not have the required WYPDES storm water permit authorization.
2. The Wyoming Department of Environmental Quality, Water Quality Division (WQD) conducted an inspection of the facility on August 4<sup>th</sup>, 2008. There were no company representatives onsite during the inspection. Salvage operations were documented during the inspection. It was also noted during the inspection that miscellaneous material is being stockpiled on site.
3. This Notice is being sent to you pursuant to W.S. 35-11-701(c)(i), 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;

**ORDER**

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


**WHEREFORE IT IS HEREBY ORDERED THAT:**

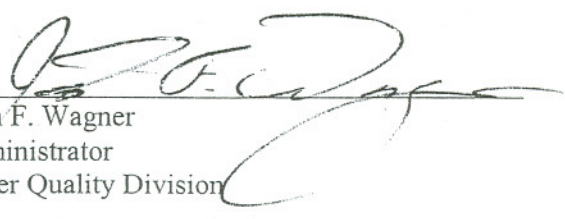
1. No later than twenty (20) days following receipt of this order, Miner shall apply for an industrial storm water authorization from the WQD. Upon issuance of the authorization, Miner shall maintain full compliance with the authorization.

This ORDER is final unless, no later than ten (10) days after the date this notice is received; it is appealed by filing two written requests for a hearing before the Environmental Quality Council. If a hearing is requested, the first hearing petition shall be mailed to the Chairman, Wyoming Environmental Quality Council, Room 1714, Herschler Building, 1<sup>st</sup> Floor West, 122 West 25<sup>th</sup> St., Cheyenne, Wyoming 82002. The second petition shall be mailed to the Director, Wyoming Department of the Environmental Quality, Herschler Building, 4<sup>th</sup> Floor West, 122 West 25<sup>th</sup> St., Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

**NOTHING IN THIS NOTICE OF VIOLATION (NOV) AND ORDER** shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV AND ORDER be interpreted as being a condition precedent to any other enforcement action.

Signed this 16<sup>th</sup> day of September, 2008.

  
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John V. Corra  
Director  
Department of Environmental Quality

  
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John F. Wagner  
Administrator  
Water Quality Division

**PLEASE DIRECT ALL INQUIRIES TO:** Kevin M. Wells, WYPDES Compliance & Enforcement Program Coordinator, Wyoming Department of Environmental Quality, Water Quality Division, Herschler Building, 4<sup>th</sup> Floor West, 122 West 25<sup>th</sup> Street, Cheyenne, Wyoming 82002. Telephone 307-777-8669.

JVC/JFW/KMW/bb/8-0679

cc: Lee Hanley, 8ENF-W-NP, EPA Region 8 (PDF)  
Jim Eisenhauer, WYPDES Inspection Program Coordinator (PDF)  
Bill DiRienzo ► Brian K. Lovett ► Leah J. Krafft (PDF)  
NOV Docket 4349-08  
Environmental Quality Council  
Director, DEQ  
Keith Guille, DEQ Public Information Office (PDF)