



Department of Environmental Quality

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



10-5216

Dave Freudenthal, Governor

John Corra, Director

August 30, 2010

CERTIFIED MAIL #7007 0710 0000 3817 5864
RETURN RECEIPT REQUESTED

Daren Singer
1409 Rumsey Avenue
Cody, WY 82414

FILED

SEP 07 2010

Jim Ruby, Executive Secretary
Environmental Quality Council

Dear Mr. Singer:

Enclosed you will find a Notice of Violation and Order, Docket Number 4728-10, issued under the provisions of W.S. 35-11-701(c). The retail aboveground storage tank (AST) located at Edelweiss has not been upgraded in accordance with Wyoming Water Quality Rules and Regulations, Chapter 17. The AST was to have been upgraded by October 1, 2008.

Please be aware that the attached Notice of Violation contains an Order detailing what must be done to eliminate and rectify these violations. This order prohibits the delivery of fuels to the retail ASTs located at Edelweiss until this matter is resolved.

ANY APPEALS TO THE ENVIRONMENTAL QUALITY COUNCIL FROM THE ATTACHED ORDER MUST BE MADE IN WRITING WITHIN THE TEN (10) DAY TIME LIMIT PRESCRIBED BY W.S. 35-11-701(c). Chapter I, Section 3 of the enclosed Department of Environmental Quality Rules of Practice and Procedure sets forth the requirements for the initiation of appeal proceedings. You are urged to review all provisions of the attached Rules of Practice and Procedures as they relate to this action.

If you appeal this order and request a hearing, please file two (2) copies of your written petition. One copy of the petition should go to the Chairman of the Environmental Quality Council at Room 1714, Herschler Building, 1st Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. The second petition should be sent to John V. Corra, Director, Wyoming Department of Environmental Quality, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

John V. Corra
Director
Department of Environmental Quality

Carl Anderson, PhD
Administrator
Solid and Hazardous Waste Division

JVC/CA/KH/OG/

Enclosure: Notice of Violation and Order, Rules of Practice and Procedure

