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DEC 05 2013

November 25, 2013

Jim Ruby, Executive Secretary
Environmental Quality Council

LWD
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Nancy Nuttbrock
Deputy Director of the Land Quality Division
Wyoming Department of Environmental Quality
Herschel Building, 3-W
122 West 25th Street
Cheyenne, WY 82002

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Dear Ms. Nuttbrock,

I live on the west side of Melody Ranch subdivision. I am writing to FIRMLY object to approval of the Seherr-Toss Sand & Gravel Small Mine permit. Frankly, the employee(s) responsible for "taking this off the shelf" deserve(s) a trip to the woodshed for not doing his/her/their homework. Mr. Seherr-Toss has been a rogue operator who has repeatedly thumbed his nose at Teton County's elected government and the owners of more than 500 homes surrounding his property. Had the responsible employee(s) exercised due diligence previewing this application, it was easily discoverable that his present limited operation was a grandfathered use upheld by the county and affirmed by a District Court. Mr. Seherr-Toss appealed; it is presently scheduled to go before the Wyoming Supreme Court. His application is a transparent end-run around judicial process that the DEQ unwittingly assisted.

Mr. Seheer-Toss has fought the county and his neighbors at every turn, from operating hours, to not meeting air quality standards your office has declined to enforce, to limiting tonnage and truck traffic on a narrow, busy road frequented by neighborhood children. There are very real and significant health and safety concerns with his operation. Should a small mine permit be approved, Teton County's hands would be tied to protect the safety of its own citizens.

I hope DEQ relies on distressingly rare "common sense" and concur that a mining operation does not belong in the middle of a residential area. Should, however, your office not kill this now, put me on your notification list to attend a contested hearing.

Sincerely,

Rebecca Woods

Rebecca Woods
Box 6464
Jackson, Wyoming 83001
rebecca.woods@bresnan.net

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