

10-5905



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

November 2, 2010

CERTIFIED Mail #7007 0710 0000 3817 6571
Return Receipt Requested

Steve Sherwin
Snowy Mountain Lodge, LLC
One Freedom Square
Laurel, MS 39440-3325

FILED
NOV 05 2010
Jim Ruby, Executive Secretary
Environmental Quality Council

Dear Mr. Sherwin:

Enclosed you will find a Notice of Violation and Order, Docket Number 4759-10, issued under the provisions of W.S. 35-11-701(c). The retail aboveground storage tank (AST), located at the Snowy Mountain Lodge has not been upgraded in accordance with Wyoming Water Quality Rules and Regulations (WWQRR), Chapter 17. The AST was to have been upgraded by October 1, 2008. A minimum site assessment was also to have been conducted in accordance with WWQRR, Chapter 17, Section 29.


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 AST located at the Snowy Mountain Lodge 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

