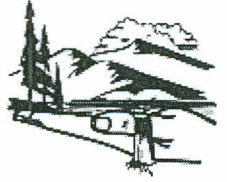




Department of Environmental Quality

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



Matthew H. Mead, Governor

Todd Parfitt, Director

April 9, 2013

CERTIFIED 7011 2000 0002 5157 4434

FILED

APR 18 2013

Don Seals
Don Seals Enterprises, Inc.
P.O. Box 669
Buffalo, WY 82834

Jim Ruby, Executive Secretary
Environmental Quality Council

RE: Notice of Violation, Docket Number 5147-13, Big Horn Travel Plaza

Dear Mr. Seals:

Enclosed you will find a Notice of Violation (NOV) and Order, Docket Number 5147-13, issued under the provisions of W.S. 35-11-701(c).


The attached NOV includes a fuel delivery prohibition or "Red Tag" Order prohibiting the delivery of fuels to the underground storage tanks located at the Big Horn Travel Plaza until an operator's annual inspection (OAI) has been performed. The NOV Orders you to perform an OAI, pay the past due annual tank fees, and pay the past due late fees.

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, you must file two 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 the 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.



Todd Parfitt
Director
Department of Environmental Quality



Carl Anderson, PhD
Administrator
Solid and Hazardous Waste Division

TP/CA/KH/OG/

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

