



# 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

John Corra, Director

# 12-3207

**CERTIFIED MAIL**

August 9, 2012

**FILED**

**AUG 14 2012**

Mr. Corey Bennett  
R.S. Bennett Construction  
PO Box 1156  
Big Piney, WY 83113

Jim Ruby, Executive Secretary  
Environmental Quality Council

**RE: Notice of Violation, Docket Number 5032-12**

Dear Mr. Bennett:

Attached is a Notice of Violation, Docket Number 5032-12, issued to R.S. Bennett Construction (Bennett) for violations noted by the Wyoming Department of Environmental Quality (DEQ), Water Quality Division (WQD) at the Calpet Road construction site. Violations at the site include the failure to obtain coverage under the general permit for large construction activities, failure to submit a storm water pollution prevention plan (SWPPP) and site map, failure to install effective best management practices (BMPs) to control storm water runoff, and failure to conduct inspections.

While neither the attached Notice of Violation nor this letter constitutes an order, this office strongly urges you to take action to immediately eliminate the alleged violations as follows:

1. Bennett should submit a Notice of Intent (NOI) to the WQD for the construction site. This information should be received by the WQD on or before August 31, 2012.
2. Bennett should submit a SWPPP and site map to WQD for review. This information should be received by the WQD on or before August 31, 2012.
3. Bennett should install storm water preventative measures throughout the life of the projects to ensure no sedimentation enters a water of the state.
4. Bennett should maintain compliance with all conditions established in the WYPDES storm water general permit for large construction activities.

For questions pertaining to the required information and forms please visit the website at the link provided [http://deq.state.wy.us/wqd/WYPDES\\_Permitting/WYPDES\\_Storm\\_Water/stormwater.asp](http://deq.state.wy.us/wqd/WYPDES_Permitting/WYPDES_Storm_Water/stormwater.asp)

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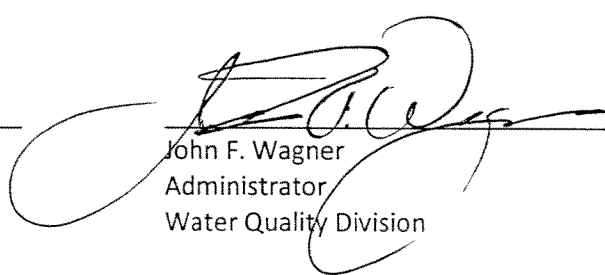
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*R.S. Bennett Construction*  
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The WQD has the authority to resolve violations with an out-of-court settlement agreement through the payment of a penalty by Bennett. If Bennett wishes to pursue resolution of the previously noted violations through such an agreement, please contact Mr. Kevin M. Wells, WYPDES Natural Resource Program Coordinator, at (307) 777-8669 within 21 days of the date of this letter to set up a meeting to discuss this matter.

  
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John V. Corra  
Director  
Department of Environmental Quality

  
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John F. Wagner  
Administrator  
Water Quality Division

JVC/JFW/KMW/bb/12-0729

Enclosure: Notice of Violation

cc: David Gwisdalla, 8ENF-W-NP, EPA Region 8 (PDF)  
Jim Eisenhauer, WYPDES Inspection Program Coordinator, Sheridan DEQ Office (PDF)  
Bill J. DiRienzo ► Kevin M. Wells ► Barb Sahl (PDF)  
IPS (for scanning) ► Docket 5032-12  
Keith Guille, DEQ Public Information Officer (PDF File)  
DEQ Director