



**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BUREAU OF MINING PROGRAMS**

**Inspection Report**

Version: 4.1.3.1

<b>Inspection Type</b>	RTPT - Routine/Partial Inspection	<b>Permit Number</b>	19000201
<b>DEP Office</b>	EP DMO Pottsville Dstr Mng Off	<b>NPDES Number</b>	
<b>Permittee Name</b>	MID VALLEY COAL SALES INC	<b>PF Name</b>	MID VALLEY COAL SALES CONYNGHAM MINE
<b>Address 1</b>	212 W CHERRY ST	<b>Permit Type</b>	CMO - Coal Mining Operation
<b>Address 2</b>		<b>Permit Kind</b>	CRR - Refuse Reprocessing
<b>City</b>	MT CARMEL	<b>License Number</b>	5633
<b>State/ZIP Code</b>	PA 17851-1218	<b>Permit Status</b>	ACTIV - Active
<b>Arrival Date / Time</b>	06/11/2024 10:00 AM	<b>Municipality</b>	Conyngham Township
<b>Depart Date / Time</b>	06/11/2024 12:30 PM	<b>County</b>	Columbia
<b>Inspection ID</b>	3781212	<b>GP12 Permit Number</b>	
<b>Contract Operator Name</b>	FOX COAL CO INC	<b>Contract Operator License Number</b>	17977
		<b>Complaint Number</b>	

**Inspector Details**

<b>Inspector Name:</b>	MARK D BRODA	<b>Inspector Telephone Number:</b>	(570) 621-3477	<b>Inspector Email:</b>	mbroda@pa.gov
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**Expiration Dates**

<b>Mining License</b>	08/31/2024	<b>Contractor License</b>	--/--/----
<b>Mining Permit</b>	09/11/2027	<b>NPDES Permit</b>	--/--/----

**Person Notified**

<b>Name</b>	Vince Guarna	<b>Title</b>	Owner
<b>Method</b>	Verbal	<b>Date</b>	06/11/2024

**Inspection Result**

VIOLS - Violation(s) Noted

**Findings**

Erosion & Sedimentation

Sediment Control Measures	<input checked="" type="checkbox"/> Inspected	Sump/Sediment Traps	<input checked="" type="checkbox"/> Inspected
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Operations

Financial Guarantee Obligations	<input checked="" type="checkbox"/> Inspected	Haul Roads	<input checked="" type="checkbox"/> Inspected
Mining Operation	<input checked="" type="checkbox"/> Inspected	Permit Conditions	<input checked="" type="checkbox"/> Inspected
Signs and Markers	<input checked="" type="checkbox"/> Inspected	Support Facilities	<input checked="" type="checkbox"/> Inspected

Reclamation

Permit Conditions	<input checked="" type="checkbox"/> Inspected		
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Mining Area/Bonding

Adequate Bonding	<input checked="" type="checkbox"/> Inspected		
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Water Monitoring

HMR Submittals	<input checked="" type="checkbox"/> Inspected		
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Safety

Roads

Inspected

- ✓Haul Road
- ✓Berms
- ✓Traffic Patterns
- ✓Drainage

– Violation 8190780–

**Code and Description** SMCRA.4.2A - General safety violations for coal mining operations including pit water accumulations

<b>Type</b>	NOV - Notice of Violation	<b>Date</b>	06/11/2024
<b>Date Scheduled Response</b>	08/12/2024		
<b>Violation Details &amp; Corrective Actions</b>	A Notice of Violation is being issued for SMCRA 4.2A General safety violations for coal mining operations due to a hazardous condition that pertains to public safety and well-being.		

Compliance

Pattern Of Violations	<input checked="" type="checkbox"/> Inspected		
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Coal Refuse Disposal

Area Approved for Disposal	<input checked="" type="checkbox"/> Inspected		
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This Report is official notification that a representative of the Department of Environmental Protection has conducted an investigation of your operation. Violations observed by the Department have been noted on this report form.

If the Department uncovers any violations based on laboratory reports or further consideration of the conditions described in this report, the District Office will notify you of such violations in writing.

If an order was issued by the Department, you will be provided with a written confirmation of that order. You should not wait until you receive this confirmation Order before taking appropriate action.

This report does not constitute an order or other appealable action of the Department. Nothing contained herein shall be deemed to grant or imply immunity from legal actions for any violation noted herein.

#### General Comments

An onsite meeting was conducted during this 6-11-2024 inspection. Attending for the Department, Environmental Group Manager Ross Klock, SMCIS Amiee Bollinger and Licensed Professional Geologist Jim Andrews. Attending from the Bureau of Mine Safety Troy Wolfgang and Jeff Harman. Representing Mid-Valley Coal Valley Coal Sales Inc. Vince Guarna. This meeting was conducted to discuss the placement of burning bank material and timeframe to complete the extinguishing activity.

During this 6-11-2024 inspection it was determined a Notice of Violation would be issued for the SMCRA 4.2A General safety violations for coal mining operations due to a hazardous condition that pertains to public safety and well-being. The operator is to completely extinguish the existing bank fire within 60 days (8-12-2024).

Specific details regarding the current refuse fire were conveyed to Mr. Guarna including the following:

1. Hot/burning material is to be moved to designated areas only, as shown in Photo #1. The operator will be sure haul truck drivers are dumping in the correct location.
2. Water cannons and tanker truck are to be utilized for dust and fire suppression.
3. Removal of hot/burning material will begin on the West end and material will be pushed/baled to the east.
4. Burning material may not be placed near coal seams or underground openings. Currently no burning material is located near an underground opening or known coal seams based on mapping reviewed on site by Mr. Jim Andrews (P.G.).
5. Operator is to report tonnage of hot/ burning bank material moved or hauled off site and ensure consistent movement of material. This information is to be submitted weekly along with the carbon monoxide readings and water used on fire suppression.



Photo # 1