



Douglas A. Ducey
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY



Misael Cabrera
Director

CERTIFIED MAIL
Return Receipt Requested

February 2, 2018

Arizona Minerals, Inc.
Attention: Johnny Pappas
2210 E Fort Lowell Rd
Tucson, AZ 85719

Case ID #: 173793

SWGP18:0041

Subject: Trench Camp, Norton & January Mines Adit, Place ID 154197
LAT: 31d, 28', 19" N LNG: 110d, 45', 49" W

NOTICE OF VIOLATION

The Arizona Department of Environmental Quality (ADEQ) has reason to believe that Arizona Minerals, Inc. as the owner/operator of Trench Camp, Norton & January Mines Adit has violated a requirement of the Arizona Revised Statutes (A.R.S.), a rule within the Arizona Administrative Code (A.A.C.), or an applicable permit/license, administrative order or civil judgment. ADEQ discovered the violations alleged below during an inspection completed on January 23, 2018.

I. LEGAL AUTHORITY and NATURE OF ALLEGED VIOLATION(S)

1. **Permit 69932 (AZMSG-88923) - AZMSG-2010-003 Section 5.0**

The permittee shall prepare a stormwater pollution prevention plan (SWPPP) for the facility. The SWPPP shall meet the requirements of Part 5.0 et.seq of the permit.

The Trench Camp/Norton/January/Adit mine complex SWPPP did not contain the following elements and/or the supporting documentation as required by the permit:

- a. No description of control measures (Part 5.1.4)
- b. Not all outfalls were identified (Part 5.1.2(3))
- c. Schedules and procedures for inspections and maintenance not implemented (Part 5.1.5)
- d. The site description was incomplete (Part 5.1.2)

2. **Permit 69932 (AZMSG-88923) - AZMSG2010-003 Section 1.3.1,1,e**

Before obtaining authorization under the permit, the facility shall submit to ADEQ a complete and accurate notice of intent (NOI) along with any associated permit fees.

The NOI submitted for the Trench Camp/Norton/January Adit mine complex appears to have inaccurate or dated information, including the total area exposed to industrial activity. The acreage listed in the NOI of 40 acres appears to be only a portion of the entire mine complex. As such, any additional industrial acreage over the 40 identified on the NOI is not permitted for stormwater discharges.

Main Office

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II. DOCUMENTING COMPLIANCE

1. Within 30 calendar days of receipt of this Notice, please submit documentation that the violation(s) never occurred, or supporting documentation that stormwater control measures have been designed, implemented, documented, and maintained as required by the permit.
2. Within 30 calendar days of receipt of this Notice, please submit documentation that the violation(s) never occurred, or supporting documentation that the site map has been updated to a readable scale and that it contains all required information.
3. Within 30 calendar days of receipt of this Notice, please submit documentation that the violation(s) never occurred, or a copy of the updated SWPPP for compliance review that includes the following elements:
 - a. Identification of the pollution prevention team
 - b. Site description
 - c. Potential pollution sources
 - d. Description of control measures
 - e. Schedules and procedures
 - f. Signature requirements
 - g. Identification of outfalls and substantially identical outfalls
 - h. Sampling and analysis plan
4. Within 30 calendar days of receipt of this Notice, please submit documentation that the violation(s) never occurred, or supporting documentation that the notice of intent (NOI) has been corrected and/or updated to reflect current and accurate information.
5. Within 45 calendar days of receipt of this Notice, please submit documentation that the violation(s) never occurred, or supporting documentation that the updated site SWPPP has been implemented as written and submitted.

III. SUBMITTING COMPLIANCE DOCUMENTATION

Please send all compliance documentation and any other written correspondence regarding this Notice to ADEQ at the following address:

Arizona Department of Environmental Quality, Attention: Jerry R. Helton, Water Quality Stormwater & General Permits Unit, 400 W Congress, Ste 433, Tucson, AZ 85701 MC: N/A

IV. STATEMENT OF CONSEQUENCES

1. The time frames within this Notice for achieving and documenting compliance are firm limits. Failure to achieve or document compliance within the time frames established in this Notice will result in an administrative compliance order or civil action requiring compliance within a reasonable time frame, substantial civil penalties, and/or the suspension or revocation of an

applicable permit/license. ADEQ will agree to extend the time frames only in a compliance schedule negotiated in the context of an administrative consent order or civil consent judgment.

2. Achieving compliance does not preclude ADEQ from seeking civil penalties, and/or suspending or revoking an applicable permit/license for the violation(s) alleged in this Notice as allowed by law.

V. OFFER TO MEET

ADEQ is willing to meet regarding this Notice. To obtain additional information about this Notice or to schedule a meeting to discuss this Notice, please contact Jerry R. Helton at (520) 628-6718.



Christopher M. Henninger, Manager
Water Quality Stormwater & General
Permits Unit



Jerry R. Helton
Water Quality Stormwater & General
Permits Unit

