

July 6, 2026

Re: Notice of Decision | Pinyon Plain Mine Individual Aquifer Protection Program  
Permit – Other Amendment | Energy Fuels Resources (USA) Inc. | Place ID No.  
827 | LTF No. 113481

Dear Stakeholder:

ADEQ is reaching out to inform you of the Agency's decision to grant Other Amendment #113481 to the referenced Individual Aquifer Protection Program (APP) permit, as you have expressed interest and concerns regarding permitting actions associated with the Pinyon Plain Mine (the Mine), operated by Energy Fuels Resources Inc (EFRI). The APP permit is in place to protect groundwater and ensure that mine-impacted water remains isolated from groundwater and potential drinking water sources.

The amendment addresses EFRI's application to revise an Aquifer Quality Limit (AQL) for arsenic for one groundwater monitoring well. EFRI made this request based on approximately 4.5 years of data collection and enhanced monthly groundwater monitoring since January 2025. The amendment makes two changes to the APP permit conditions:

- Revises the Aquifer Quality Limit (AQL) for arsenic at the Point of Compliance Well #2 (also known as 'North Well' and 'MW-02') from 0.050 milligrams per liter to 0.055 milligrams per liter, and
- Revises the associated Alert Level (a protective early indicator) from 0.040 to 0.050 milligrams per liter.

In APP permits, the AQL represents either an established Aquifer Water Quality Standard (AWQS) or the level of a constituent naturally present in the area and in the aquifer at a level higher than its AWQS. ADEQ determines AQLs based on validated, site-specific monitoring data.


ADEQ reached its decision after a comprehensive review of the data EFRI collected. These data confirm:

- Naturally occurring arsenic from geology surrounding and outside the facility is moving toward the facility's perimeter wells due to a hydraulic sink created by the mineshaft;
- EFRI is not adding arsenic to groundwater; and
- Mining operations, which include dewatering, will effectively maintain the hydraulic sink throughout the life of the mine.

EFRI submitted its amendment application on November 19, 2025, which was revised on January 14, 2026. The application, initially classified as a “Minor” amendment, was changed to an “Other” amendment on June 23, 2026, in response to Consultation with the Havasupai Tribe. ADEQ published the public notice for the amendment on ADEQ’s Permits in Process webpage in November 2025, followed by a second public notice posted to ADEQ’s public notice webpage on June 25, 2026, and printed in the *Arizona Daily Sun* on June 27, 2026. Please note that pursuant to Arizona Administrative Code (A.A.C.) R18-9-A211(E), Other Amendments do not include a public comment period.

Thank you for your interest and attention to environmental issues in Arizona. To review permits and documents for Pinyon Plain Mine, visit: [azdeq.gov/MyCommunity](https://azdeq.gov/MyCommunity), [azdeq.gov/aqd/PinyonPlainMine](https://azdeq.gov/aqd/PinyonPlainMine), and [azdeq.gov/WQD/PinyonPlainMine](https://azdeq.gov/WQD/PinyonPlainMine).

Sincerely,

Signed by:  
  
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Randall Matas, Acting Director  
Water Quality Division