

**STATE OF INDIANA**  
**DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**  
**PUBLIC NOTICE NO: 20240306 – IN0061786– F**  
**DATE OF NOTICE: March 6 2024**

**The Office of Water Quality issues the following NPDES FINAL PERMIT:**

**MINOR – Renewal:**

**Gibson County Coal, LLC – Gibson North Mine**, Permit No. IN0061786, GIBSON COUNTY, 2579 West Gibson Coal Road, Princeton, IN. This facility operates an underground coal mining operation along with associated surface facilities. The surface facilities include a slope and shafts for mine access, offices, a maintenance shop, a supply warehouse, conveyors, coal stockpiles, truck loading facilities, and a preparation plant. This facility has been idled since 2019. The only facilities still in use are a truck unloading facility, associated conveyor belts and stockpiles, a train loading facility, maintenance shop and offices. Outfalls 003 and 005 discharge to the Patoka River. Combined Outfall 100 is an administrative outfall and represents the mass-based effluent limitations that are applicable to combined discharges of Outfall 003 and Outfall 005. Outfall 006 discharges into Sediment Pond SP-5 and is eventually discharged into Saunders Ditch leading into McCarty Ditch. The discharge via Sediment Pond SP-5 to Saunders Ditch leading into McCarty Ditch is covered under a general NPDES permit, ING040141. The following are the location of the outfalls covered under this individual NPDES permit renewal:

Outfall 003	Latitude: 38° 23' 12" Longitude: -87° 37' 18"
Outfall 005	Latitude: 38° 23' 18" Longitude: -87° 40' 49"
Outfall 006	Latitude: 38° 23' 07" Longitude: -87° 41' 45"
Internal Outfall 103	Latitude: 38° 22' 32" Longitude: -87° 37' 14"
Internal Outfall 105	Latitude: 38° 23' 09" Longitude: -87° 41' 40"

Permit Manager: Heidi Etter 317/233-4903, [hetter@idem.in.gov](mailto:hetter@idem.in.gov). Posted online at <https://www.in.gov/idem/public-notices/>.

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**Notice of Right to Administrative Review**

If you wish to challenge this Permit, you must file a Petition for Administrative Review with the Office of Adjudication (OEA) and serve a copy of the Petition upon IDEM. The requirements for filing a Petition for Administrative Review are found in IC 4-21.5-3-7, IC 13-15-6-1 and 315 IAC 1-3-2. A summary of the requirements of these laws is provided below.

A Petition for Administrative Review must be filed with the Office of Environmental Adjudication (OEA) within fifteen (15) days of the issuance of this notice (eighteen (18) days if you received this notice by U.S. Mail), and a copy must be served upon IDEM. Addresses are:

Director  
Office of Environmental Adjudication  
Indiana Government Center North

Commissioner  
Indiana Department of Environmental Management  
Indiana Government Center North

100 North Senate Avenue - Room N103  
Indianapolis, Indiana 46204

100 North Senate Avenue - Room 1301  
Indianapolis, Indiana 46204

The Petition must contain the following information:

1. The name, address and telephone number of each petitioner.
2. A description of each petitioner's interest in the Permit.
3. A statement of facts demonstrating that each petitioner is:
  - a. a person to whom the order is directed.
  - b. aggrieved or adversely affected by the Permit.
  - c. entitled to administrative review under any law.
4. The reasons for the request for administrative review.
5. The particular legal issues proposed for review.
6. The alleged environmental concerns or technical deficiencies of the Permit.
7. The Permit terms and conditions that the petitioner believes would be appropriate and would comply with the law.
8. The identity of any persons represented by the petitioner.
9. The identity of the person against whom administrative review is sought.
10. A copy of the Permit that is the basis of the petition.
11. A statement identifying petitioner's attorney or other representative, if any.

Failure to meet the requirements of the law with respect to a Petition for Administrative Review may result in a waiver of your right to seek administrative review of the Permit. Examples are:

1. Failure to file a Petition by the applicable deadline.
2. Failure to serve a copy of the Petition upon IDEM when it is filed; or
3. Failure to include the information required by law.

If you seek to have a Permit stayed during the Administrative Review, you may need to file a Petition for a Stay of Effectiveness. The specific requirements for such a Petition can be found in 315 IAC 1-3-2 and 315 IAC 1-3-2.1. Pursuant to IC 4-21.5-3-17, OEA will provide all parties with Notice of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders disposing of the review of this action. If you are entitled to Notice under IC 4-21.5-3-5(b) and would like to obtain notices of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders disposing of the review of this action without intervening in the proceeding you must submit a written request to OEA at the address above. More information on the appeal review process is available on the website for the Office of Environmental Adjudication at <http://www.in.gov/oea>.