

Section 17.24.1104

BONDING: ADJUSTMENT OF AMOUNT OF BOND

(1) Adjustment of Performance Bond by the MDEQ

When the amount of the performance bond must be increased, as required by the department, and the MDEQ notifies SCCC of any proposed bond increase, an informal hearing may be conducted to review the proposal. Currently, bond level adjustments are made on an annual basis through updates to the annual mining report as approved by the MDEQ, unless a need for more frequent adjustment arises.

(2) Subsidence Related Material Damage

This relates to underground mining activities and is not applicable to SCCC.

(3) Permittee Request for Reduction of Performance Bond

SCCC may request reduction of the required performance bond amount upon submission of evidence to the MDEQ proving that the method of operation, or other circumstances not related to the completion of reclamation work, will reduce the maximum estimated cost to the MDEQ to complete the reclamation responsibilities.

(4) Adjustment of Performance Bond on Undisturbed Lands

For bond adjustment requests on undisturbed land, SCCC will submit a map of the area in question, and will revise the appropriate active permit maps. An inspection will be conducted by the MDEQ prior to responding to such requests.

(5) Limits on Amount of Disturbance

SCCC will not disturb, within a permit area, more than the bonded amount.