



State of Utah

SPENCER J. COX
Governor

DEIDRE HENDERSON
Lieutenant Governor

Department of
Environmental Quality

Tim Davis
Executive Director

DIVISION OF AIR QUALITY
Bryce C. Bird
Director

DAQE-NN160980002-25

July 1, 2025

The Daily Herald
Legal Advertising Dept
1555 N 200 W
Provo, UT 84601

RE: Legal Notice of Intent to Approve

This letter will confirm the authorization to publish the attached NOTICE in The Daily Herald on July 3, 2025.

Please mail the invoice and affidavit of publication to the Utah State Department of Environmental Quality, Division of Air Quality, P.O. Box 144820, Salt Lake City, Utah 84114-4820. If you have any questions, contact Jeree Greenwood, who may be reached at (385) 306-6514.

Sincerely,

Jeree Greenwood
Office Technician

Enclosure

cc: Mountainland Association of Governments
cc: Utah County

NOTICE

A Notice of Intent for the following project submitted in accordance with R307-401-1, Utah Administrative Code (UAC), has been received for consideration by the Director:

- Company Name:** Kenny Seng Construction, LLC.
Location: Kenny Seng Construction, LLC. - West Mountain Pit – Directly West of Payson City Landfill at, 6211 West 10400 South, Payson, UT
- Project Description:** Kenny Seng Construction, LLC. (Kenny Seng) operates a permanent aggregate processing plant at the West Mountain Pit in Utah County. Raw material at the site is processed and stockpiled as pre-sized and sorted aggregates, which are used as concrete, asphalt, base coarse, or landscape rock. Activities on site include drilling and blasting activities to remove the rock from the active mining area. Equipment used for processing the mined rock includes bulldozers, conveyors, crushers, screens, and water trucks.

Kenny Seng has requested a modification to Approval Order DAQE-AN160980001-22, issued September 21, 2022, to add a second processing plant that will increase production from 600 tons per hour to 800 tons per hour and annual production from 500,000 tons per year to 1,300,000 tons per year. The second processing plant will include additional processing equipment, including one (1) jaw crusher with a capacity of 600 tons per hour, one (1) 8-foot x 20 foot screen plant, and miscellaneous equipment for material handling, including conveyors, loaders, dozers, and track hoes for removal, stockpiling, dozing, and dumping of overburden material. Kenny Seng has also requested to add one (1) new generator set identical to the currently permitted generator, which is comprised of two (2) Tier 4 diesel-fired engines rated at a total of 910 kW.

The completed engineering evaluation and air quality impact analysis showed the proposed project meets the requirements of federal air quality regulations and the State air quality rules. The Director intends to issue an Approval Order pending a 30-day public comment period. The project proposal, estimate of the effect on local air quality, and draft Approval Order are available for public inspection and comment at the Utah Division of Air Quality, 195 North 1950 West, Salt Lake City, UT 84116. Written comments received by the Division at this same address on or before August 2, 2025, will be considered in making the final decision on the approval/disapproval of the proposed project. Email comments will also be accepted at cbodell@utah.gov. If anyone so requests to the Director in writing within 15 days of publication of this notice, a hearing will be held in accordance with R307-401-7, UAC.

Under Section 19-1-301.5, a person who wishes to challenge a Permit Order may only raise an issue or argument during an adjudicatory proceeding that was raised during the public comment period and was supported with sufficient information or documentation to enable the Director to fully consider the substance and significance of the issue. **Date of Notice: July 3, 2025**