



INTEROFFICE MEMO

To: File

From: Bob Ostendorf Jr.

Date: 10/20/2022

Re: Enon Sand & Gravel, LLC; Permit Short-Term; Application and Support; NPDES; Clark; 1IJ00141

Subject: NPDES Permit Withdraw Request

On October 11, 2022 I contacted Cory Kiser with Enon Sand & Gravel, LLC regarding the NPDES permit application for the Enon Sand & Gravel, LLC Fairfield Pike location in Clark County. Cory indicated that due to some outstanding legal issues unrelated to the NPDES permit application it was not known if or when an NPDES permit would be required for the proposed discharge. I indicated that the company could withdraw the application if it did not want to pursue gathering the additional information required for the application to be deemed complete. Cory and I discussed that the information gathered thus far could be used as part of an NPDES permit application if the company chose to pursue an NPDES permit for the Fairfield Pike location in the future. Cory indicated that he would discuss the possibility of withdrawing the NPDES permit application with their legal counsel and would let me know their decision.

On 10/12/2022 I received an email from Cory Kiser indicating that at this time they wished to withdraw the NPDES permit application for their Fairfield Pike location.

From: [Kiser, Cory](#)
To: [Ostendorf, Robert](#)
Subject: Application Withdrawal
Date: Wednesday, October 12, 2022 1:16:46 PM

Bob,

As we discussed on the phone, we think it is a good idea to withdraw the NPDES application for the time being with the intent to reapply. There are unrelated pending legal issues we wish to work out prior to reapplication.

Thanks,
Cory Kiser