


ENVIRONMENTAL
MATERIALS, INC.
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STATE OF NORTH DAKOTA

Public Service Commission
600 E Boulevard Ave Dept. 408
Bismarck ND 58505-0480

Re: Case No. WM-13-162

Attn: Patrick Fahn, Director

Plan of Compliance

To comply with North Dakota rule and law in regards to the approach adjacent to our scale being 10' rather than the required 12' as stated in the Temporary Variance Permit dated April 10, 2013. Environmental Materials, at the Killdeer North Dakota location 373 102X Ave SW, purposes the following to obtain the required 12' of level approach.

Environmental Materials has identified the following way to become compliant;

~ Form, pour, and level, 24" inch wide X 138" inch long concrete extension pads to the existing concrete pads at each end of the scale.

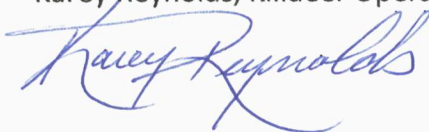
Said extensions shall meet scale manufacture drawing specifications for entrance pad construction and shall be permanently fastened to existing concrete pads.

Said extensions will be at the same level height plane of the existing concrete pads, in order to meet North Dakota's 12' minimum level at approach compliance.

Environmental Materials requests the leeway to schedule construction of compliance plan in such a way as to disrupt our trade and customer service as little as possible.

Environmental Materials shall attempt to complete compliance plan prior to the expiration of the issued Temporary Variance Permit of October 31, 2013. However, Environmental Materials respectfully requests the ability to apply for an extension if so needed, based on construction schedules of contractors, equipment, and materials, due to the nature of construction in the Bakken area at this time.

Respectfully Submitted,
Karey Reynolds, Killdeer Operations Manager



5 **WM-13-162** Filed: 5/23/2013 Pages: 1
Plan of compliance

Environmental Materials, Inc.

Karey Reynolds, Killdeer Operations Mgr.