

**APPENDIX VIII.**  
**ADDITIONAL SITES**  
**SELECTED FOR REVIEW**

APP-VIII

TABLE APP-VIII-1

<b>Additional Sites Selected for Review</b>			
Permit Number	Company	County	Acres
S-3004-95	Catenary Coal Company	Boone	1,919
S-4020-95	Virginia Energy Company	McDowell	205
S-5013-95	Magnet Coal, Inc.	Mingo	274
S-2014-96	Fola Coal Company	Clay	143
S-4011-97	Virginia Energy Company	McDowell	177
S-5020-97	White Flame Energy, Inc.	Mingo	969
S-5003-98	Independence Coal Company	Boone	857

TABLE APP-VIII-2

<b>Characteristics of Additional Sites Selected for Review</b>					
Additional Selected Sites	Stated Mining Type	Requested AOC Variance		Premining Land Uses	Postmining Land Uses
		Y/N	TYPE SS or MTN		
S-3004-95	Area/Contour/ Mtntop	Y	MTN	Forestland	Fish & Wildlife Habitat and Recreation Lands
S-4020-95	Mtntop/Area	Y	MTN/SS	Forestland	Pastureland
S-5013-95	Mtntop	Y	MTN/SS	Forestland	Forestland/Commercial Woodland
S-2014-96	Mtntop/Contour/ Steep Slope/ Refuse	Y	MTN/SS	Forestland	Fish & Wildlife Habitat and Recreation Lands/ Pastureland/Hayland
S-4011-97	Mtntop	Y	MTN	Forestland	Pastureland
S-5020-97	Mtntop/Contour	Y	MTN/SS	Forestland	Commercial Woodland
S-5003-98	Area	Y	MTN	Forestland	Commercial Woodland

TABLE APP-VIII-3

<i>Comparison of Required Findings For Selected Sites With Mountaintop-Removal AOC Variances</i>							
Required Findings	S-5020-97	S-2014-96	S-5013-95	S-3004-95	S-4020-95	S-4011-97	S-5003-98
The proposed postmining land use constitutes an equal or better use.	Y	Y	Y	Y	Y	Y	Y
The proposed use will be compatible with adjacent land uses and existing land use plans.	Not found						
County commissions and other State and Federal agencies were provided an opportunity to comment on the proposed land use.	Not found	Y(1)	Not found				
The application contains a specific plan and assurances that:							
(1) The proposed postmining land use will be compatible with adjacent land uses.	Not found						
(2) The proposed use will be practicable with respect to financing and completing the proposed use.	Not found						
(3) The proposed use will be supported by commitments from public agencies where appropriate	Not applicable						
(4) The proposed use will be planned pursuant to a schedule that will integrate the mining operation and reclamation with the postmining land use.	Not found						
(5) The proposed use will be designed by an approved person to assure the stability, drainage, and configuration necessary for the intended use of the site.	Y(2)	Y	Not found	Not found	Y(2)	Not found	Not found
(6) The proposed use is obtainable regarding expected need and market data. (3)	Not found						
(1) Application stated so, but no letters found. (2) Application stated that backfilling, not postmining land use plan was designed and certified by a registered professional engineer. (3) Exact language from SMCRA is not found in approved State program.							

TABLE APP-VIII-4

<i>Comparison of Required Findings For Selected Sites With Steep-Slope AOC Variances</i>				
Required Findings	S-5020-97	S-2014-96	S-5013-95	S-4020-95
The permit area is located on slopes that exceed an average of 20 degrees.	Y	Y	Y	Y
All highwalls are completely backfilled.	Y	Y	Y	Y
Only spoil not necessary to achieve the postmining land use may be removed from the mine bench.	Y	Y	Not found	Y
The permitted and adjacent areas will be improved by reducing pollutants to ground and surface waters and flood hazards.	Y	Y	Y	Y
Appropriate Federal, State, and local governmental agencies were provided an opportunity to comment on the proposed postmining land use and deemed it to be an equal or better economic or public use.	Y(1)	Y(1)	Not found	Y(1)
The plan is designed and certified by a registered professional engineer to assure stability, drainage, and configuration necessary for the intended use of the site.	Y(2)	Y	Not found	Y(2)
The landowner requested in writing that a variance be granted to achieve the approved alternative postmining land use.	Not found	Y	Not found	Y
(1) Application stated so, but no letters found.				
(2) Application stated that backfilling, not postmining land use plan was designed and certified by a registered certified engineer.				