

**Resolution regarding Permit SMA#S-3002-07 and NPDES#WV1022202**

Whereas tourism is the fastest growing industry in Fayette County and the economic engine of our County; and

Whereas the Midland Trail Scenic Highway, Hawks Nest State Park, the Gauley River National Recreation and the New River Gorge Bridge are central to that tourism; and

Whereas the mining described in the above-referenced permits would be visible from or impact these essential tourism areas; and

Whereas our rivers and wetlands are home to an abundance of wildlife, including trout and rare Peregrine Falcons, which would be negatively impacted by this mining; and

Whereas the federally endangered *Lampacilus abrupta* -- Pink Mucket Pearly mussel -- lives in the Kanawha River in Fayette County and is especially susceptible to changes caused by mining and acid mine drainage; and

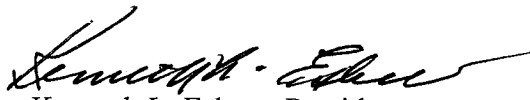
Whereas the permit area's geology has very high levels of potentially deadly selenium and silica which would be released to the air and water if mining activities take place; and

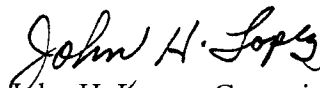
Whereas citizens in Ansted have grave concerns over the process DEP following in granting the NPDES permit; and

NOW Be it Therefore RESOLVED that:

We, the Commissioners of Fayette County, do hereby go on record in opposition to Permits SMA#S-3002-07 and NPDES#WV1022202 and strongly urge the Appeal Board of the WV Department of Environmental Protection to rescind same.

Resolved this 12<sup>th</sup> day of February, 2008.

  
Kenneth L. Eskew, President

  
John H. Lopez, Commissioner

  
Matthew D. Wender, Commissioner