

From: **Whittaker, Frank M** <frank.m.whittaker@wv.gov>
Date: Thu, Jul 11, 2024 at 11:16 AM
Subject: Fwd: AML North Emergency - Whitehall (Oerly) Subsidence
To: Jeremy D Ayers <jeremy.d.ayers@wv.gov>, Totten, Mark L
<mark.l.totten@wv.gov>, Greg Clay <gregory.c.clay@wv.gov>, Alisha S Pettit
<alisha.s.pettit@wv.gov>

Jeremy,

I thought I'd send you a copy of the approved memo. Sorry it was a little late getting it to you, I was out last week. I would be helpful if you would copy your Buyer as well to ensure a timely response.

Frank

----- Forwarded message -----

From: **Whittaker, Frank M** <frank.m.whittaker@wv.gov>
Date: Wed, Jul 10, 2024 at 3:45 PM
Subject: Re: AML North Emergency - Whitehall (Oerly) Subsidence
To: Ayers, Jeremy D <jeremy.d.ayers@wv.gov>
Cc: B J Chestnut <b.j.chestnut@wv.gov>, Jessica Chambers Smith
<jessica.chamberssmith@wv.gov>, Eric Simpson <Eric.Simpson@wv.gov>

Jeremy,

Your Emergency request for the Whitehall (Orley) subsidence is approved.
Please follow the procedures outlined in the Purchasing Division
Proceedures Handbook.

Sincerely,

On Mon, Jul 8, 2024 at 10:51 AM Ayers, Jeremy D <jeremy.d.ayers@wv.gov> wrote:
For review and approval.

Thanks!
Jeremy

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Jeremy Ayers, P.E.
Northern Emergency Engineer

WVDEP Abandoned Mine Lands
[101 Cambridge Place](#)
[Bridgeport, WV 26330](#)
C 304-203-4058
O 304-842-1900
F 304-842-1928

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Frank Whittaker, CPPB, NIGP-CPP
Assistant Director
West Virginia Purchasing Division
2019 Washington Street, East
Charleston, WV 25305
(304) 558-2316
frank.m.whittaker@wv.gov



APPROVED

BY: [Signature] DATE: 7/10/24

west virginia department of environmental protection

Office of Abandoned Mine Lands and Reclamation
101 Cambridge Place
Bridgeport, WV 26330
304-842-1900
304-842-1928 (fax)

Harold D. Ward, Cabinet Secretary
dep.wv.gov

MEMORANDUM

TO: Frank Whittaker, Assistant Director
Acquisition and Contract Administration Section
Purchasing Division (for approval of professional services)

B.J. Chestnut, Assistant Chief
Administrative Services – Business Operations Office
(For approval of construction)

FROM: Jeremy Ayers, P.E., Northern Emergency Engineer
Abandoned Mine Lands and Reclamation

Jeremy Ayers PE

SUBJECT: Whitehall (Oerly) Subsidence
Emergency Reclamation Project – Marion County, W.Va.

DATE: July 8, 2024

Reportedly the abandoned mine working's in the Pittsburgh coal seam is causing the issues in the yard of Mr. James Oerly of White Hall, WV. AML staff have been called to the site to investigate a potential mine subsidence. There is a visible subsidence hole at the toe of the slope that protrudes back under the hillside. The depth and condition of the abandoned deep mine are currently unknown. A thorough subsurface investigation is required to determine AML eligibility and if necessary, to design a reclamation project.

Based on the situation described above, an emergency geotechnical investigation will be initiated at the site to perform an exploratory drilling and data analysis program. If the abandoned mine workings have collapsed, and/or filled with a significant amount of water and is found to be causing the damages to the streets and homes an emergency abatement project will be initiated.

Due to the scope of the project, the required services to investigate the problems at the site will have to be performed by an outside engineering firm. In accordance with Section 5G-1-4 of the State Code of West Virginia, since a special circumstance exists and the cost of the project is estimated to be less than \$250,000.00, I have the option of selecting an architectural/engineering

firm on the basis of satisfactory performance and knowledge of the agency's needs. Therefore, I propose to utilize Dieffenbach & Hritz, LLC. of Morgantown, WV to perform the required services at the site.

The estimated cost for these services should not exceed \$45,000.00. The estimated cost of the site reclamation portion of the project should not exceed \$125,000.00.

Please contact me at 304-842-1900, if you have any questions regarding this matter.

JDA

Cc: File
Eric Simpson