

5.0 INDEPENDENT REVIEW OF REGULATORY PERMITS AND ACTIONS

This review addresses Nutrien–White Springs permits and regulatory actions issued for and related to mining and reclamation activities for Special Permit 03-1. LHC independently verified status of federal, state, and regional permit and regulatory actions.

Nutrien–White Springs routinely provides a complete list and status of all permits in the self-reported Annual Operating and Progress Reports. All permits were reported to be in compliance. Based upon this review, Nutrien–White Springs appears to be in compliance with all the permits reviewed as of late December 2022. In addition, state and federal regulatory actions related to a federal initiative for mineral processing, sinkhole events resulted in consent orders.

Table 4 summarizes relevant permits issued by federal, state, regional, and local agencies and subsequent regulatory actions related to mining operations and reclamation activities at Nutrien–White Springs. Each permit and related action is discussed below.

Note to the reader: The term “compliance” is used through this document. Compliance, related to permits, indicates the Nutrien has or is currently complying with the general and specific conditions and terms of the permit. Compliance, related to consent orders and other regulatory enforcement actions, indicates that Nutrien is in compliance with terms of the regulatory actions and future activities may be pending to comply with the consent order. A non-compliance event can occur that violate the terms of a specific permit and may lead to an enforcement action. Compliance with the enforcement action will maintain compliance with the permit.