

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY
Department of Natural Resources

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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta Piñeda
Director

STAFF SUMMARY FORM FOR CONSENT AGENDA ITEMS

Date: October 4, 2013

Operator: Cotter Corporation

M Permit #: M-1977-284, Mineral Joe Mine

Specialist: Russ Means for Stephanie Mitchell

Action: Extension of 365 day review deadline for Amendment AM-01

Resolution:

Cotter Corporation is requesting that the Mined Land Reclamation Board (Board) grant a sixty (60) day extension of a 365 review deadline for amendment AM-01 for inclusion of an Environmental Protection Plan. The current decision date is October 11, 2013. The operator and staff are confident the review will be completed sooner than December 10th, 2013. The request is due to the lengthy technical review required for this site which is interconnected to the JD-6 Mine, M-1977-310. All review is complete except for some engineering details that need more time to be finalized and accepted.

DRMS supports Cotter's request and recommends that the Board approve the extension of the review period from October 11, 2013 to December 10, 2013. Board approval of this Consent Agenda item will implement this recommendation.

Enclosure: October 3, 2013: Cotter Corporation signed and notarized request for an extension to the time to complete review of Amendment AM-01, EPP beyond 365 days



VIA EMAIL and U.S. MAIL

October 3, 2013

Stephanie Mitchell
Colorado Division of Reclamation, Mining and Safety
Grand Junction Field Office
101 S. Third St, Room 301
Grand Junction, Colorado 81501

RE: Notarized Consent Agenda Summary Form, Mineral Joe, Permit No. M-1977-284

Dear Mrs. Mitchell:

Enclosed is the signed and notarized Staff Summary Form for Consent Agenda Items for Cotter Corporation's (N.S.L.) Mineral Joe Mine Permit Amendment (AM1), Permit No. M-1977-284, requesting an extension of the review period beyond the 365 day limit.

If you have further questions regarding this request, please call me at Cotter's Nucla office, 970-864-7347.

Respectfully,

Glen Williams
Vice President, Mining Operations

COLORADO DIVISION OF RECLAMATION, MINING & SAFETY
STAFF SUMMARY FORM FOR
CONSENT AGENDA ITEMS

Date	10/3/2013	Operator	Cotter Corp
Permit No.	M-1977-284	Site Name	Mineral Joe Mine
Specialist	Stephanie Mitchell	Objecting Party	Inform

Action:

- ☒ Permit Amendment with Objections
☐ Violation
☐ Extension of Board-ordered deadline

Resolution:

NATURE OF ISSUE:

On October 1, 2012 Cotter Corporation submitted an amendment application (AM-1) for the Mineral Joe Mine to incorporate an Environmental Protection Plan (EPP) into their permit. The application was deemed complete for the purposes of filing on October 11, 2012. The Division received a timely objection to AM-1 from the Information Network for Responsible Mining (INFORM). There are outstanding adequacy review issues and it is unlikely that they can be addressed within the 365 day limit imposed by Rule 1.4.1(9). The Operator and the Division agree that additional time is needed in order to adequately address the outstanding issues. The Operator has requested to extend the decision due date until December 10, 2013. The Division believes that this will allow adequate time for the operator to address the outstanding issues, for the Division to review any new materials submitted by the Operator, and to comply with the public participation process requirements.

STAFF RECOMMENDATION:

Staff recommends the Board approve extending the review period to December 10, 2013.

Operator(s) Signature:

By signing this, the Operator agrees with the request to extend the review period beyond the 365 days to December 10, 2013, as outlined above on the Staff Summary Form for Consent Agenda Items.

Cole Williams 10/13/13
Operator Signature Date

STATE OF Colorado }

COUNTY OF Montrase }

The foregoing instrument was hereby acknowledged before me this 3rd day of October 2013 by Cole Williams, who is personally known to me or has provided his CO Driver Licence, as identification, and who signed this instrument willingly.

Angela Stout
Notary Public



My Commission expires: 3-6-2016