

# STATE OF COLORADO

## DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215  
Denver, Colorado 80203  
Phone: (303) 866-3567  
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December 26, 2013

Rob Mangone  
Rocky Mountain Materials & Asphalt, Inc.  
1910 Rand Ave  
Colorado Springs, CO 80906

John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta Piñeda  
Director

**Re: Penrose Ranch's, Permit M-1992-016;  
Technical Revision Denial, Revision No. TR01**

Dear Mr. Mangone:

On December 26, 2013, the Division of Reclamation, Mining and Safety (Division) received your response to the Division's Preliminary Adequacy Review letter. Upon further review, the Division has determined pursuant to C.R.S. 34-32.5-112(7)(a), that the requested increase in affected area must be submitted as an Amendment to the permit rather than as a technical revision. For this reason, the Division is denying the Technical Revision for an additional 100 acres of disturbed area.

As a revision to the maximum allowed disturbed area is required to bring this permit into compliance, an application for an Amendment is required. Please submit an Amendment application in accordance with Rule 1.10.1 of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials by **January 27, 2014** along with the requisite \$2,229 amendment application fee. As this is the second Amendment to this permit, it will be number AM02.

As the Technical Revision was submitted at the Division's request, we will refund the \$216 fee for the denied Technical Revision. The Division is currently processing the refund.

I apologize for any confusion. If you have any questions, please contact me at (303) 866-3567, ext 8169.

Sincerely,

Timothy A. Cazier, P.E.  
Environmental Protection Specialist

cc: Tom Kaldenbach, DRMS  
DRMS file  
Tom Smith, Rocky Mountain Materials & Asphalt