

Permit Notification Request - (Long List: New Applications, Amendments, and Conversions)

Permit ID: M1998-013

Permit Specialist: ECS

Permittee Name: Eric Scott

Site Name: The Shores

Permitting Action: Select... Amendment #02

Request Date: 1/16/14

County Name: Weld

← used as completeness date KJA

Please attach PDF of Application Form, Exhibit A and Index Map using the buttons below: (you don't need to use them all)

 File Attachment

 File Attachment

 File Attachment

PermitteeName: Bestway Concrete + Aggregates

Permittee Address 1: 301 Centennial Drive

Permittee Address 2:

City: Milliken

State: CO

Zip Code: 80543

☒ County Planning Dept / County Commissioners ← used Weld KJA

☒ Soil Conservation District: West Greeley

☒ Municipalities Within 2 Miles of Site:

Firestone

☒ Army Corp of Engineers: Select...

☒ DOW: Select...

I used NE KJA

☐ Urban Drainage (only applicable if site is within 100year floodplain in Adams, Arapahoe, Boulder, Denver, Douglas or Jefferson Counties)

☐ Bureau of Land Management (CD of Complete Application if on BLM land)

☐ US Forest Service (CD of Complete Application if on Forest Service Land)

CDPHE Air and Water Quality Offices, OSE Water Resources Division, Colorado State Land Board, and Colorado Historical Society are all notified by the Administrative Assistants as part of the standard procedure.

12

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
FAX: (303) 832-8106



John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Mark Johnson
Bestway Concrete Company
301 Centennial Dr.
Milliken, CO 80543

Re: Receipt of 112 Construction Materials Reclamation Permit Amendment Application, The Shores, Permit No. M-1998-013, AM - 2

Mr. Johnson:

On January 16, 2014, the Division of Reclamation, Mining and Safety received your 112 Construction Materials Reclamation Permit Amendment application for the The Shores, which is located in Weld County. All comment and review periods began on January 16, 2014. The decision date for your application is scheduled for April 16, 2014.

Within ten (10) days after submittal, you must publish notice in a newspaper of general circulation in the locality of the proposed mining operation once a week for four (4) consecutive weeks. Immediately after the first publication, mail a copy of the notice to all owners of record of surface and mineral rights, holders of any recorded easements, and all owners of record of lands that are within 200 feet of the boundary of the affected land. Proof of notice and mailings, such as Certified Mail - Return Receipt Requested, must be submitted to the Division of Reclamation, Mining and Safety prior to the decision date. Additionally, any changes or additions to the application on file in our office must also be reflected in the public review copy which has been placed with the Weld County Clerk and Recorder.

The Division is reviewing your application to determine whether it is adequate to meet the requirements of the Act. We will contact you if additional information is needed.

Please be reminded that all operators must contact the Colorado Department of Health, Water Quality Control Division regarding storm water permits.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric C. Scott". The signature is written in a cursive style with a large, stylized "E" and "S".

Eric C. Scott
Environmental Protection Specialist

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Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Weld County Commissioners
County Commissioner
915 10th St
Greeley, CO 80631

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Please be advised that on January 16, 2014, Bestway Concrete Company, whose address and telephone number are 301 Centennial Dr. , Milliken, CO 80543; (970) 587-7277, filed an Amendment application to M-1998-013, The Shores, which is located at or near Section 1, Township 2N, Range 68W, 06th Prime Meridian, in Weld County. The application decision is scheduled for April 16, 2014.

A copy of the application is available for review, unless you receive a CD, at the Weld County Clerk & Recorder's office and at the office of the Division of Reclamation, Mining and Safety, Room 215, 1313 Sherman Street, Denver, Colorado 80203.

If you desire to make comments or objections of the mine plan and/or the reclamation plan, they must be submitted within twenty (20) days of the date of the last newspaper public notice to be considered in the application review process by the Division. You should contact the applicant for the newspaper publication date. If we do not receive your comments or any objection by the end of the public comment period, the Office will assume you have no objection or comment to the proposed activity.

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Sincerely,


Eric C. Scott
Environmental Protection Specialist

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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Monica Mika-Daniels
Weld County Planning Department
Planning Director
1555 N. 17th Ave
Greeley, CO 80631-9117

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Monica Mika-Daniels

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for Eric C. Scott
Environmental Protection Specialist

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Governor

Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Joyce Wallace
Board of Supervisors
West Greeley Conservation District
4302 W 9th St Rd
Greeley, CO 80634

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Joyce Wallace

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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Town Mayor
Town of Firestone
150 Buchanan Avenue
Box 100
Firestone, CO 80520

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
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Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Kiel Downing
U.S. Army Corps of Engineers
Denver Regulatory Office
9307 S. Wadsworth
Littleton, CO 80128

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Kiel Downing

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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Steve Yamashita
NE Regional Wildlife Manager
Colorado Division of Wildlife
NE Regional Office
6060 Broadway
Denver, CO 80216

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Steve Yamashita

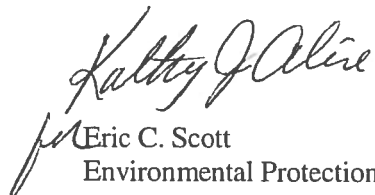
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for Eric C. Scott
Environmental Protection Specialist

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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Arch Crouse
Colorado Dept of Public Health/ Environment
Air Pollution Control Division
4300 Cherry Creek Drive South
Denver, CO 80246-1530

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Arch Crouse

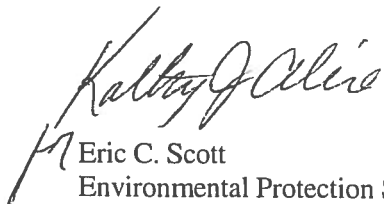
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Governor

Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Janet Kieler
Colorado Department of Health
Water Quality Control Division Permit Section
4300 Cherry Creek Drive South
Denver, CO 80222-1530

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Janet Kieler

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Sincerely,

for Eric C. Scott
Environmental Protection Specialist

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY
Department of Natural Resources

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Denver, Colorado 80203
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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Shannon V. Johnson
Department of Natural Resources
Division of Water Resources
1313 Sherman Street, Room 818
Denver, CO 80203

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Shannon V. Johnson

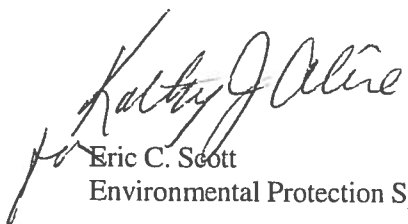
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Eric C. Scott
Environmental Protection Specialist

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Mike King
Executive Director

Loretta E. Pineda
Director

January 16, 2014

Peter Milonas
Department of Natural Resources
State Board of Land Commissioners
1127 Sherman Street, Suite 300
Denver, CO 80203-2206

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Peter Milonas


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Environmental Protection Specialist

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Loretta E. Pineda
Director

January 16, 2014

Mark Tobias
Office of Archaeology & Historic Preservation
History Colorado Center
1200 Broadway
Denver, CO 80203

RE: Notice of 112 Construction Materials Reclamation Permit Amendment Application Consideration
Bestway Concrete Company, The Shores, Permit No. M-1998-013

Mark Tobias

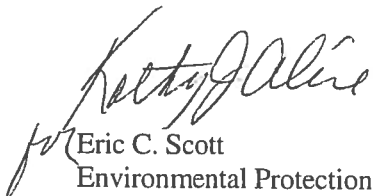
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for Eric C. Scott
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ECS

STATE OF COLORADO

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Department of Natural Resources

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Phone: (303) 866-3567
FAX: (303) 832-8106

RECEIVED

JAN 10 2014 ✓

DIVISION OF RECLAMATION
MINING AND SAFETY



CONSTRUCTION MATERIALS
REGULAR (112) OPERATION
RECLAMATION PERMIT APPLICATION FORM

CHECK ONE: ☐ There is a File Number Already Assigned to this Operation

Permit # M - - - - (Please reference the file number currently assigned to this operation)

☐ New Application (Rule 1.4.5)

☒ Amendment Application (Rule 1.10)

☐ Conversion Application (Rule 1.11)

Am02

Permit # M 1998 Q13 ✓ (provide for Amendments and Conversions of existing permits)

The application for a Construction Materials Regular 112 Operation Reclamation Permit contains three major parts: (1) the application form; (2) Exhibits A-S, Addendum 1, any sections of Exhibit 6.5 (Geotechnical Stability Exhibit; and (3) the application fee. When you submit your application, be sure to include one (1) complete signed and notarized ORIGINAL and one (1) copy of the completed application form, two (2) copies of Exhibits A-S, Addendum 1, appropriate sections of 6.5 (Geotechnical Stability Exhibit, and a check for the application fee described under Section (4) below. Exhibits should NOT be bound or in a 3-ring binder; maps should be folded to 8 1/2" X 11" or 8 1/2" X 14" size. To expedite processing, please provide the information in the format and order described in this form.

GENERAL OPERATION INFORMATION

Type or print clearly, in the space provided, ALL information requested below.

1. Applicant/operator or company name (name to be used on permit): Bestway Concrete & Aggregates
 - 1.1 Type of organization (corporation, partnership, etc.): Corporation
2. Operation name (pit, mine or site name): The Shores - Burch Property
3. Permitted acreage (new or existing site):

	<u>309.80</u>	permitted acres
3.1 Change in acreage (+)	<u>42.06</u>	acres
3.2 Total acreage in Permit area	<u>351.86</u>	acres
4. Fees:

4.1 New Application	<u>\$2,696.00</u>	application fee
4.2 New Quarry Application	<u>\$3,342.00</u>	quarry application
4.4 Amendment Fee	<u>\$2,229.00</u>	amendment fee
4.5 Conversion to 112 operation (set by statute)	<u>\$2,696.00</u>	conversion fee
5. Primary commodity(ies) to be mined: Sand Gravel
 - 5.1 Incidental commodity(ies) to be mined:

1. <u>Topsoil</u> - <u>20,000</u>	lbs/Tons/yr	2. <u>/</u>	lbs/Tons/yr
3. <u>/</u>	lbs/Tons/yr	4. <u>/</u>	lbs/Tons/yr
5. <u>/</u>	lbs/Tons/yr	6. <u>/</u>	lbs/Tons/yr
 - 5.2 Anticipated end use of primary commodity(ies) to be mined: Construction Materials
 - 5.3 Anticipated end use of incidental commodity(ies) to be mined: _____

AFERPT ✓
No Violations ✓

6. Name of owner of subsurface rights of affected land: Bestway Concrete & Aggregates
If 2 or more owners, "refer to Exhibit O".

7. Name of owner of surface of affected land: Bestway Concrete & Aggregates

8. Type of mining operation: ☒ Surface ☐ Underground

9. Location Information: The center of the area where the majority of mining will occur:

COUNTY: Weld

PRINCIPAL MERIDIAN (check one): ☒ 6th (Colorado) ☐ 10th (New Mexico) ☐ Ute

SECTION (write number): S 1

TOWNSHIP (write number and check direction): T 2 ☒ North ☐ South

RANGE (write number and check direction): R 68 ☐ East ☒ West

QUARTER SECTION (check one): ☒ NE ☐ NW ☐ SE ☐ SW

QUARTER/QUARTER SECTION (check one): ☐ NE ☒ NW ☐ SE ☐ SW

GENERAL DESCRIPTION: (the number of miles and direction from the nearest town and the approximate elevation): _____
The Shores is adjacent to the northern border of Firestone and the elevation is approximately 4,750 feet.

10. Primary Mine Entrance Location (report in either Latitude/Longitude OR UTM):

Latitude/Longitude:

Example: (N) 39° 44' 12.98"
(W) 104° 59' 3.87"

Latitude (N): deg 40 min 09 sec 39.29 (2 decimal places)

Longitude (W): deg 104 min 57 sec 34.06 (2 decimal places)

OR

Example: (N) 39.73691°
(W) -104.98449°

Latitude (N) _____ (5 decimal places)

Longitude (W) _____ (5 decimal places)

OR

Universal Transverse Mercator (UTM)

Example: 201336.3 E NAD27 Zone 13
4398351.2 N

UTM Datum (specify NAD27, NAD83 or WGS 84) Nad 83 Zone 13

Easting _____

Northing _____

11. Correspondence Information:

APPLICANT/OPERATOR (name, address, and phone of name to be used on permit)

Contact's Name: Mark Johnson Title: Compliance Manager
Company Name: Bestway Concrete & Aggregates
Street/P.O. Box: 301 Centennial Drive P.O. Box: _____
City: Milliken
State: CO Zip Code: 80543
Telephone Number: (970) - 587-7277
Fax Number: (970) - 587-7287

PERMITTING CONTACT (if different from applicant/operator above)

Contact's Name: Andy Rodriguez Title: Project Manager
Company Name: Civil Resources, LLC
Street/P.O. Box: 323 Fifth Street P.O. Box: 680
City: Frederick
State: CO Zip Code: 80530
Telephone Number: (303) - 833-1416
Fax Number: (303) - 833-2850

INSPECTION CONTACT

Contact's Name: Mark Johnson Title: Compliance Manager
Company Name: Bestway Concrete & Aggregates
Street/P.O. Box: 301 Centennial Drive P.O. Box: _____
City: Milliken
State: CO Zip Code: 80543
Telephone Number: (970) - 587-7277
Fax Number: (970) - 587-7287

CC: STATE OR FEDERAL LANDOWNER (if any)

Agency: _____
Street: _____
City: _____
State: _____ Zip Code: _____
Telephone Number: () -

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Agency: _____
Street: _____
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State: _____ Zip Code: _____
Telephone Number: () -

12. **Primary future (Post-mining) land use (check one):**

- | | | |
|---|--|--|
| <input type="checkbox"/> Cropland(CR) | <input type="checkbox"/> Pastureland(PL) | <input type="checkbox"/> General Agriculture(GA) |
| <input type="checkbox"/> Rangeland(RL) | <input type="checkbox"/> Forestry(FR) | <input type="checkbox"/> Wildlife Habitat(WL) |
| <input type="checkbox"/> Residential(RS) | <input type="checkbox"/> Recreation(RC) | <input type="checkbox"/> Industrial/Commercial(IC) |
| <input checked="" type="checkbox"/> Developed Water Resources(WR) | | <input type="checkbox"/> Solid Waste Disposal(WD) |

13. **Primary present land use (check one):**

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> Cropland(CR) | <input type="checkbox"/> Pastureland(PL) | <input type="checkbox"/> General Agriculture(GA) |
| <input type="checkbox"/> Rangeland(RL) | <input type="checkbox"/> Forestry(FR) | <input type="checkbox"/> Wildlife Habitat(WL) |
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14. **Method of Mining:** Briefly explain mining method (e.g. truck/shovel): _____
Material will be mined with excavation equipment, placed in haul trucks, transported to processing equipment on site.

15. **On Site Processing:** ☒ Crushing/Screening

13.1 Briefly explain mining method (e.g. truck/shovel): _____
Crushing, screening, washing of stockpiled sand and gravel, production of concrete and asphalt, milling to recycle concrete and asphalt.

List any designated chemicals or acid-producing materials to be used or stored within permit area: _____
Cement for concrete production.

16. **Description of Amendment or Conversion:**

If you are amending or converting an existing operation, provide a brief narrative describing the proposed change(s).

The purpose of this amendment is to add the 42.06 acre Burch property to The Shores
operation.

EXHIBIT A – LEGAL DESCRIPTION

This information provided in this Exhibit is intended to satisfy the requirements outlined in Section 6.4.1 of the Colorado Mined Land Reclamation Board Construction Material Rules and Regulations:

Lot B Of Recorded Exemption No. 1313-1-2-Re 2024, Recorded August 7, 1997 In Book 1620 At Reception No. 2562346, Being A Part Of The East 1/2 Of The Northwest 1/4 Of Section 1, Township 2 North, Range 68 West Of The 6th P.M., County Of Weld, State Of Colorado.

ECS

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
FAX: (303) 832-8106

RECEIVED

JAN 10 2014 ✓

DIVISION OF RECLAMATION
MINING AND SAFETY



CONSTRUCTION MATERIALS
REGULAR (112) OPERATION
RECLAMATION PERMIT APPLICATION FORM

CHECK ONE: ☐ There is a File Number Already Assigned to this Operation

Permit # M - - - - (Please reference the file number currently assigned to this operation)

☐ New Application (Rule 1.4.5)

☒ Amendment Application (Rule 1.10)

☐ Conversion Application (Rule 1.11)

AM02

Permit # M 1998 Q13 ✓ (provide for Amendments and Conversions of existing permits)

The application for a Construction Materials Regular 112 Operation Reclamation Permit contains three major parts: (1) the application form; (2) Exhibits A-S, Addendum 1, any sections of Exhibit 6.5 (Geotechnical Stability Exhibit); and (3) the application fee. When you submit your application, be sure to include one (1) complete signed and notarized ORIGINAL and one (1) copy of the completed application form, two (2) copies of Exhibits A-S, Addendum 1, appropriate sections of 6.5 (Geotechnical Stability Exhibit, and a check for the application fee described under Section (4) below. Exhibits should NOT be bound or in a 3-ring binder; maps should be folded to 8 1/2" X 11" or 8 1/2" X 14" size. To expedite processing, please provide the information in the format and order described in this form.

GENERAL OPERATION INFORMATION

Type or print clearly, in the space provided, ALL information requested below.

1. Applicant/operator or company name (name to be used on permit): Bestway Concrete & Aggregates

1.1 Type of organization (corporation, partnership, etc.): Corporation

2. Operation name (pit, mine or site name): The Shores - Burch Property

3. Permitted acreage (new or existing site):

309.80 permitted acres

3.1 Change in acreage (+)

42.06 acres

3.2 Total acreage in Permit area

351.86 acres

4. Fees:

4.1 New Application

\$2,696.00 application fee

4.2 New Quarry Application

\$3,342.00 quarry application

4.4 Amendment Fee

\$2,229.00 amendment fee

4.5 Conversion to 112 operation (set by statute)

\$2,696.00 conversion fee

5. Primary commodity(ies) to be mined: Sand Gravel

5.1 Incidental commodity(ies) to be mined: 1. Topsoil 20,000 lbs/Tons/yr 2. / lbs/Tons/yr

3. / lbs/Tons/yr 4. / lbs/Tons/yr 5. / lbs/Tons/yr

5.2 Anticipated end use of primary commodity(ies) to be mined: Construction Materials

5.3 Anticipated end use of incidental commodity(ies) to be mined:

AFERPT ✓
No Violations ✓

6. Name of owner of subsurface rights of affected land: Bestway Concrete & Aggregates
If 2 or more owners, "refer to Exhibit O".

7. Name of owner of surface of affected land: Bestway Concrete & Aggregates

8. Type of mining operation: ☒ Surface ☐ Underground

9. Location Information: The center of the area where the majority of mining will occur:

COUNTY: Weld

PRINCIPAL MERIDIAN (check one): ☒ 6th (Colorado) ☐ 10th (New Mexico) ☐ Ute

SECTION (write number): S 1

TOWNSHIP (write number and check direction): T 2 ☒ North ☐ South

RANGE (write number and check direction): R 68 ☐ East ☒ West

QUARTER SECTION (check one): ☒ NE ☐ NW ☐ SE ☐ SW

QUARTER/QUARTER SECTION (check one): ☐ NE ☒ NW ☐ SE ☐ SW

GENERAL DESCRIPTION: (the number of miles and direction from the nearest town and the approximate elevation):
The Shores is adjacent to the northern border of Firestone and the elevation is approximately 4,750 feet.

10. Primary Mine Entrance Location (report in either Latitude/Longitude OR UTM):

Latitude/Longitude:

Example: (N) 39° 44' 12.98"
(W) 104° 59' 3.87"

Latitude (N): deg 40 min 09 sec 39.29 (2 decimal places)

Longitude (W): deg 104 min 57 sec 34.06 (2 decimal places)

OR

Example: (N) 39.73691°
(W) -104.98449°

Latitude (N) _____ (5 decimal places)

Longitude (W) _____ (5 decimal places)

OR

Universal Transverse Mercator (UTM)

Example: 201336.3 E NAD27 Zone 13
4398351.2 N

UTM Datum (specify NAD27, NAD83 or WGS 84) Nad 83 Zone 13

Easting _____

Northing _____

11. Correspondence Information:

APPLICANT/OPERATOR (name, address, and phone of name to be used on permit)

Contact's Name: Mark Johnson Title: Compliance Manager
Company Name: Bestway Concrete & Aggregates
Street/P.O. Box: 301 Centennial Drive P.O. Box: _____
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State: CO Zip Code: 80543
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J:\Bentley-21\Shores-Burch Amendment\KTM\2 Amendment Burch Property\2013 application\DRUS\Drawings\Shores-Burch-Venue.dwg, 4/17/2013 3:02:48 PM

