



STATE OF
COLORADO

Ramirez - DNR, Michelle <michelles.ramirez@state.co.us>

Fwd: Henderson Development, Permit No. M-1980-110, TR-02

1 message

Kaldenbach - DNR, Tom <tom.kaldenbach@state.co.us>

Fri, Feb 7, 2014 at 2:32 PM

To: Michelle Ramirez - DNR <michelles.ramirez@state.co.us>

Michelle,

Please insert this email and its attachment into Lf under
M-1980-110

TR-02

Doc name: Adequacy comments

From: DRMS

To: Operator

Date: 2/7/14

Thank you,

Tom

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

From: **Kaldenbach - DNR, Tom** <tom.kaldenbach@state.co.us>

Date: Fri, Feb 7, 2014 at 2:29 PM

Subject: Henderson Development, Permit No. M-1980-110, TR-02

To: Neil Thomson <NThomson@e-470.com>

Neil,

I am sorry but we will not be able to approve TR-02. Please see the attached letter.

Tom

—

Tom Kaldenbach

Senior Environmental Protection Specialist

Colorado Division of Reclamation, Mining and Safety

1313 Sherman St., Room 215

Denver, CO 80203

(303) 866-3567, ext. 8128

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Tom Kaldenbach

Senior Environmental Protection Specialist

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2/11/2014

State.co.us Executive Branch Mail - Fwd: Henderson Development, Permit No. M-1980-110, TR-02

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STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY Department of Natural Resources

1313 Sherman St., Room 215
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Phone: (303) 866-3567
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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

February 7, 2014

Mr. Neil G. Thomson
Director of Engineering and Roadway Maintenance
E-470 Public Highway Authority
22470 E. 6th Parkway, Suite 100
Aurora, CO 80018

**Re: Henderson Development, Permit No. M-1980-110 (Sandy Acres Pit)
Second round of adequacy comments regarding Technical Revision Application No. TR-02 (TR-02)**

Mr. Thomson:

On January 22, 2014, DRMS received your responses to our first adequacy letter dated January 2, 2014. The responses were adequate for our comments numbered 2 through 9.

The response to comment 1 was inadequate. Comment 1 raised the question of whether the proposed work requires a Technical Revision or an Amendment. The proposed work is the installation of a box culvert underneath Nome Street where a conveyor will be placed for transporting backfill material from the 29 Pit, west of the street, to the Sandy Acres Pit, east of the street. This work will involve disturbing ground outside the existing permit area for the purpose of conducting reclamation inside the existing permit area. This new disturbance will be an expansion of the mine's affected area; therefore, the proposed work requires a permit Amendment. "Amendment" means a change in the permit or an application which increases the acreage of the affected land, or which has a significant effect upon the approved or proposed Reclamation Plan (Rule 1.1(6)).

Please submit the proposed work as an application for an Amendment. If we do not receive a request for withdrawal of the application for TR-02 by February 10, 2014, then TR-02 will be denied.

Sincerely,

A handwritten signature in black ink that reads "Tom Kaldenbach".

Tom Kaldenbach
Senior Environmental Protection Specialist