



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources
1313 Sherman Street, Room 215
Denver, Colorado 80203

August 04, 2016

Notice to Parties and Interested Persons to the Hitch Rack Ranch Quarry Permit Application

Re: Notice of Extension of Decision Date, Rescheduled Pre-hearing Conference, and Rescheduled Formal Board Hearing for a 112 Construction Materials Reclamation Permit Application, Transit Mix Concrete Co., Hitch Rack Ranch Quarry, DRMS File No. M-2016-010

Dear Party and/or Interested Person:

In a previous notice from the Division of Reclamation, Mining and Safety (Division), dated April 08, 2016, April 15, 2016, April 22, 2016, April 25, 2016, or April 27, 2016, you were informed of the 112 Construction Materials Reclamation Permit Application that was filed by Transit Mix Concrete Co. (Applicant), and the Division's extension of the application review process due to the application being considered "complex". In that correspondence, you were informed of the date of the Formal Board Hearing, an estimated week for the Pre-hearing Conference, and the close of the review period whereby the Division will render its recommendation on the application. Please be advised that the applicant has requested a 60-day extension of the Division's review period in accordance with Rule 1.4.1(9). This gives Division staff a new deadline of October 04, 2016 to make a recommendation on the application. Please also be advised that the dates of the Formal Board Hearing and Pre-hearing Conference have changed, as clarified below.

Herein, references to the Act and Rules refer to the Colorado Land Reclamation Act for the Extraction of Construction Materials, 34-32.5-101 et seq., C.R.S. (the Act), and the Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (the Rules). The Construction Materials Act and Rules can be accessed through the Division's website at <http://mining.state.co.us>.

The Division has received timely written objections to the application. Therefore, pursuant to Rules 1.4.9(2)(a) and 1.7.4(2), the Division has scheduled the application for a Formal Board Hearing for consideration. The hearing has been rescheduled for the **October 26-27, 2016** Board meeting, which will occur at the Centennial Hall Auditorium at 200 South Cascade Ave., Colorado Springs, CO 80903, beginning at 9:00 a.m. or as soon thereafter as the matter can be considered. During the hearing, the Board will consider the application with objections and may decide to approve, approve with conditions, or deny the application for the Hitch Rack Ranch Quarry.

Pursuant to Rule 2.7.1, the Division will schedule a Pre-hearing Conference to occur prior to the Board hearing. The Pre-hearing Conference will be held to explain the rights and responsibilities of parties, to discuss and resolve issues to the extent possible, to describe the Board Hearing processes, to propose a list of issues under the Board's jurisdiction, to simplify that list, to identify parties, and to schedule individual time allotments for presentation to the Board. The Pre-hearing Conference



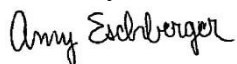
will occur in the area of the proposed mine site, and will likely be scheduled some time between October 03 - 14. The specific date, time, and location of the Pre-hearing Conference will be sent to all parties and interested persons as soon as such date can be determined. It is strongly recommended that you review the enclosed Rule 2.6 – *Pre-hearing Procedures – Motions, Witness and Exhibit Lists* and Rule 2.7 – *Pre-hearing Conferences* in preparation for the Pre-hearing Conference. Please note that, at the Pre-hearing Conference, you must provide the Division and all other parties to the Hearing with a written list of all potential witnesses and exhibits that you may use at the Formal Board Hearing. The Division estimates that each party must bring a minimum of 150 copies of their list of potential witnesses and exhibits to the Pre-hearing Conference for distribution to all other parties.

Pursuant to Rule 2.7.3(4), any party who does not attend the Pre-hearing Conference forfeits its party status and all associated rights and privileges, unless such party provides a fully executed proxy authorization form to the Pre-hearing Conference Officer, and the party's authorized representative is present. An official proxy authorization form was provided with the materials accompanying the previous notice from the Division. Additional copies of the official proxy authorization form may be procured through the Division's website at <http://mining.state.co.us>.

Pursuant to Rule 1.4.9(2)(c), on or before the recommendation deadline for the application, the Division must issue a recommendation to the Board for approval, approval with conditions, or denial of the application. The Division's recommendation and rationale for approval or denial shall be sent to the applicant and to all objectors of record at least three (3) working days prior to the Pre-hearing Conference.

If you have any questions, you may contact me at the Division of Reclamation, Mining and Safety at 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at 303-866-3567, ext. 8129, or by email at amy.eschberger@state.co.us.

Sincerely,



Amy Eschberger
Environmental Protection Specialist

Attachment: CERTIFICATE OF SERVICE

Enclosures: Rule 2.6 - Pre-hearing Procedures – Motions, Witness and Exhibit Lists
Rule 2.7 – Pre-hearing Conferences

ec w/enclosures: Paul Kos, Norwest Corporation	Tim Cazier, DRMS
Tony Waldron, DRMS	Jeff Graves, DRMS
Wally Erickson, DRMS	Jeff Fugate, AGO
Peter Hays, DRMS	Scott Schultz, AGO



Certificate of Service

I, Amy Eschberger, hereby certify that on August 04, 2016, I deposited a true copy of the foregoing Notice to Parties and Interested Persons to the Hitch Rack Ranch Quarry Permit Application, dated August 04, 2016, Re: Notice of Extension of Decision Date, Rescheduled Pre-hearing Conference, and Rescheduled Formal Board Hearing for a 112 Construction Materials Reclamation Permit Application, Transit Mix Concrete Co., Hitch Rack Ranch Quarry, DRMS File No. M-2016-010, Rule 2.6, and Rule 2.7, in the US Mail, postage paid, addressed to the following:

Andre LaRoche
Transit Mix Concrete Co.
444 E. Costilla St.
Colorado Springs, CO 80903

William & Marion Baker
3375 Turkey Cañon Ranch Road
Colorado Springs, CO 80926

Chelsea Luttrall
2453 Gold Rush Drive, #4
Colorado Springs, CO 80906

Robert A. Nathan
Asthma & Allergy Associates, PC and Research
Center
2709 N. Tejon Street
Colorado Springs, CO 80907

Sara Harper
Red Rock Valley Estates Neighborhood
Association
11465 Calle Corvo
Colorado Springs, CO 80926

Kathie Rawson
Red Rock Valley Estates Neighborhood
Association
11795 Calle Corvo
Colorado Springs, CO 80926

Chris Burnell
Turkey Cañon Ranch Homeowners Association
15575 Henry Ride Heights
Colorado Springs, CO 80926

Mark McClurg
Highlands of Turkey Cañon Ranch
Homeowners Association
15795 Phantom Canyon View
Colorado Springs, CO 80926

James H. Enderson
3215 Austin Drive
Colorado Springs, CO 80909

Steve Firks
The Piñons of Turkey Cañon Ranch
Homeowners' Association
15580 Cala Rojo Drive
Colorado Springs, CO 80926

William B. Sheaves, III
4460 Tierra Rojo Drive
Colorado Springs, CO 80926

Alane N. Sheaves
4460 Tierra Rojo Drive
Colorado Springs, CO 80926

Deidra Steen
15577 Cala Rojo Drive
Colorado Springs, CO 80926

Anita Sickels
16299 Cala Rojo Dr.
Colorado Springs, CO 80926

Phillip K. Heacock
15930 Cala Rojo Dr.
Colorado Springs, CO 80926



Lisa Pecoraro
16230 Cala Rojo Drive
Colorado Springs, CO 80926

Sara Fentman, Jordan Townsend, and
Shannon Bell
1260 Glenrock Drive
Colorado Springs, CO 80926

Bruce H. Chisnell
11340 Valle Verde Drive
Colorado Springs, CO 80926

Reece Eddy
Ridgewood Estates Association
1285 Glenrock Drive
Colorado Springs, CO 80926

Kenneth R. Baird
2335 Paseo Corta
Colorado Springs, CO 80926

John and Kristan Rigdon
1130 Glenrock Drive
Colorado Springs, CO 80926

Tracy Y. Offutt
9325 Old Canon City Rd.
Colorado Springs, CO 80926

Sherry Diggs
15631 Cala Rojo Dr.
Colorado Springs, CO 80926

Wayne Diggs
15631 Cala Rojo Dr.
Colorado Springs, CO 80926

Lynn M. Steer
1125 Glenrock Drive
Colorado Springs, CO 80926

Ben Donahue
Rock Creek Park Association
8801 Rock Creek Lane
Colorado Springs, CO 80926

Holly Sandler
21 Crystal Park Road
Manitou Springs, CO 80929

Paul Reinsma
15515 Cala Rojo Drive
Colorado Springs, CO 80926

Edyn Jessup
The Nature Conservancy in Colorado
2424 Spruce Street
Boulder, CO 80302

Dan Harrell
16230 Cala Rojo Dr.
Colorado Springs, CO 80926

Brent and Lee Louzon
9320 Old Canon City Rd.
Colorado Springs, CO 80926

George and Christine Cousineau
1126 Rock Creek Canyon Rd.
Colorado Springs, CO 80926

Paul and Cindy Ragan
1400 Chippewa Trl.
Woodland Park, CO 80863

Sharon Reinsma
11515 Cala Rojo Drive
Colorado Springs, CO 80926

Weldon W. and Jennifer K. Flaharty
1005 Glenrock Dr.
Colorado Springs, CO 80926



Weldon W. and Jennifer K. Flaharty
4190 Little Turkey Creek Road
Colorado Springs, CO 80926

Kathie and Stan Rawson
11795 Calle Corvo
Colorado Springs, CO 80926

Charles and Nancy Reed
4848 Little Turkey Creek Road
Colorado Springs, CO 80926

Gerry Klein
11580 Calle Corvo
Colorado Springs, CO 80926

Brett E. Powell
305 Pine Oaks Rd.
Colorado Springs, CO 80926

David and Linda Martin
8905 Old Canon City Rd.
Colorado Springs, CO 80926

Tom Hight
975 Glenrock Dr.
Colorado Springs, CO 80926

Tina Swonger
RE/MAX Properties, Inc.
2630 Tenderfoot Hill St.
Ste. 100
Colorado Springs, CO 80906

Charles A. and Patricia L. Watkins
9580 State Hwy 115
Colorado Springs, CO 80926

Robert W. Pace
1080 Corral Valley Road
Colorado Springs, CO 80929

Charles H. and Denise A. Hancock
4241 Little Turkey Creek Rd.
Colorado Springs, CO 80926

Richard L. and Susan K. Larsen
6980 Granite Peak Drive
Colorado Springs, CO 80923

Michael and Laura Harvey
USAID Nigeria
U.S. Embassy
Abuja, Nigeria

Gary K. McCowen
3070 Little Turkey Creek Road
Colorado Springs, CO 80926

Jerry P. and Karen B. Moore
15836 Spanish Peak Vw
Colorado Springs, CO 80926

Mark A. Henslee
Henslee Family Investments, LLC
245 E. Cheyenne Mountain Blvd.
Colorado Springs, CO 80906

Stephen Sovaiko
11335 Valle Verde Drive
Colorado Springs, CO 80926

Matthew D. Cook
355 Oakhurst Ln.
Colorado Springs, CO 80906

Jagger Lawrence
3510 E. David Ln.
Colorado Springs, CO 80917

Ray and Julie Whitehead
15954 Cala Rojo Drive
Colorado Springs, CO 80926



John Gard
11320 Calle Corvo
Colorado Springs, CO 80926

Debbie Gard
11320 Calle Corvo
Colorado Springs, CO 80926

Craig Engelage
2635 Rossmere St.
Colorado Springs, CO 80919

Robert and Judith Cadigan
27 Tanglewood Dr.
Colorado Springs, CO 80906

Troy L. Day
2320 Paseo Corto
Colorado Springs, CO 80926

Ted D. Kerr
Board of Directors
Red Rock Valley Estates Water District
11145 Calle Corvo
Colorado Springs, CO 80926

Charlton Brice and Denise Brice
11735 Calle Corvo
Colorado Springs, CO 80926

Sara and Marty Harper
11465 Calle Corvo
Colorado Springs, CO 80926

Reece Eddy Jr.
1285 Glenrock Drive
Colorado Springs, CO 80926

Elizabeth W. Dean
3131 Little Turkey Creek Road
Colorado Springs, CO 80926

Karen and Paul Blatchford
6280 Gossamer St.
Colorado Springs, CO 80911

Richard W. Rudduck
10415 South State Highway 115
Colorado Springs, CO 80926

Warren H. Dean
3131 Little Turkey Creek Road
Colorado Springs, CO 80926

Michael and Cynthia Heer
16292 Cala Rojo Dr.
Colorado Springs, CO 80926

Joe and Suzie Koscove
11545 Calle Corvo
Colorado Springs, CO 80926

Jack and MaryAnn Koscove
15310 South Hwy 115
Colorado Springs, CO 80926

Anne and Tom Fellows
11810 Valle Verde Drive
Colorado Springs, CO 80926

Cheryl L. Kimble
683 Grey Eagle Cir. S.
Colorado Springs, CO 80919

Carrie S. Bernstein
Alderman Bernstein
101 University Boulevard, Ste. 350
Denver, CO 80206

Carol J. and David R. Lick
1940 Spirerock Path
Colorado Springs, CO 80919

Lonnie T. Rogers
11945 Calle Corvo
Colorado Springs, CO 80926



Jean A. Miller
12025 Calle Corvo
Colorado Springs, CO 80926

Kenneth Troutt
11575 Calle Corvo
Colorado Springs, CO 80926

Joseph Salazar Jr.
11780 Valle Verde Dr.
Colorado Springs, CO 80926

Mark Hodges
11440 Valle Verde Dr.
Colorado Springs, CO 80926

Mike and Dee Yugovich
4445 Tierra Rojo Drive
Colorado Springs, CO 80926

Raven B. Rudduck
10415 South State Hwy 115
Colorado Springs, CO 80926

Eric Bransby
9080 S. Highway 115
Colorado Springs, CO 80926

Sandra J. Boehr
9910 S. Hwy 115
Colorado Springs, CO 80926

Kay M. and C. Scott Kay
1015 Beta Loop
Colorado Springs, CO 80905

Sara LaVerne
1863 Northview Dr.
Colorado Springs, CO 80909

Susan E. Pringle and Monte W. Junck
7155 Painted Rock Drive
Colorado Springs, CO 80911

Richard C. Holden and
Yvonne Bredee Holden
2109 Woodburn St.
Colorado Springs, CO 80906

Ann Gerber
11680 Valle Verde Dr.
Colorado Springs, CO 80926

Cindy and Keith Newby
2919 Virginia Ave.
Colorado Springs, CO 80907

Ronald Blair
2945 Little Turkey Creek Road
Colorado Springs, CO 80926

Donald Larrabee
3095 Little Turkey Creek Road
Colorado Springs, CO 80926

Rand Hassell
3075 Little Turkey Creek Road
Colorado Springs, CO 80926

Richard Welch
11820 Calle Corvo
Colorado Springs, CO 80926

Hartmut Wright
Southwestern Highway 115 Fire
Protection District
15580 Cala Rojo Dr.
Colorado Springs, CO 80926

Scott Samson
11525 Calle Corvo
Colorado Springs, CO 80926

Victoria Spengler Wekamp and
Doug Lee Wekamp
3085 Little Turkey Creek Rd.
Colorado Springs, CO 80926



Brian and Betty Gardiner
2010 Roca Roja Circle
Colorado Springs, CO 80926

Steven K. Mulliken
Mulliken Weiner Berg & Jolivet P.C.
Alamo Corporate Center
102 South Tejon Street, Ste. 900
Colorado Springs, CO 80903

Jennifer Divers Day
2320 Paseo Corto
Colorado Springs, CO 80926

Thomas Melancon
990 Glenrock Dr.
Colorado Springs, CO 80926

Geri Sovaiko
11335 Valle Verde Dr.
Colorado Springs, CO 80926

Les Gruen
Urban Strategies, Inc.
Six South Tejon Street, Ste. 550
Colorado Springs, CO 80903

Michael Lihs and Bertha "Beege" Delgado
3190 Little Turkey Creek Road
Colorado Springs, CO 80926

J. Michael and Karen A. Turley
P.O. Box 38036
Colorado Springs, CO 80937

Amy Eschberger 08/04/2016
Signature and date

