



**COLORADO**  
Division of Reclamation,  
Mining and Safety  
Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

September 23, 2016

Mr. Don Friess  
D2 CAD Consulting, LLC  
7863 S. Kittredge Cir.  
Englewood, CO 80215

**Re: Loveland Ready-Mix Concrete, Inc.; Green/Croissant Property Sand and Gravel Mine;  
File No. M-2001-022; Receipt of 112 Construction Materials Reclamation Permit  
Amendment Application Package – Second Incompleteness Notice**

Mr. Friess:

On September 19, 2016, the Division of Reclamation, Mining and Safety (Division/DRMS) received the 112 Construction Materials Reclamation Permit Amendment (AM-01) Application incompleteness response package for the Green/Croissant Property Sand and Gravel Mine. Review of the information received determined the following items must be received before the Division can consider the application as being submitted and technical review can begin:

**Application Form**

1. The Division requires the permit application list the exact company name registered with the Colorado Secretary of State office, "Loveland Ready-Mix Concrete, Inc.". Please revise the company name in the notary section of the certification page, Page 8 of the application form, to indicate "Loveland Ready-Mix Concrete, Inc.". An edited application certification page is attached for reference.

**6.4.18 Exhibit R - Proof of Filing with County Clerk**

2. Please provide an affidavit or receipt indicating the date on which the revised application documents were placed with the Weld County Clerk and Recorder in response to this letter.

The application will not be considered submitted until the information listed above is received and found sufficient to begin our review. A decision date will be established 90 days from the date of receipt of all of the requested information. Additionally, if you have already published notice you will need to republish notice, after the Division considers the application submitted. This notice must be published once a week for four (4) consecutive weeks, starting within ten (10) days of the date your application is considered submitted. We will notify you when you should



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initiate republication of your notice. The final date for receiving comments is the twentieth (20<sup>th</sup>) day after the fourth publication or the next regular business day.

You have sixty (60) days from the date of this letter to submit all necessary documents the Office needs for the application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with the Office, the Office shall deny the application and terminate the application file.

**The response due date is November 8, 2016.**

This letter shall not be construed to mean there are no other technical deficiencies in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act after submittal of all required items.

Sincerely,



Peter S. Hays

Environmental Protection Specialist

Enclosure: Edited Certification page

Cc: Wally Erickson; Division of Reclamation, Mining & Safety  
Brad Fancher; Loveland Ready-Mix Concrete, Inc.

**Certification:**

As an authorized representative of the applicant, I hereby certify that the operation described has met the minimum requirements of the following terms and conditions:

1. To the best of my knowledge, all significant, valuable and permanent man-made structure(s) in existence at the time this application is filed, and located within 200 feet of the proposed affected area have been identified in this application (Section 34-32.5-115(4)(e), C.R.S.).
2. No mining operation will be located on lands where such operations are prohibited by law (Section 34-32.5-115(4)(f), C.R.S.);
3. As the applicant/operator, I do not have any extraction/exploration operations in the State of Colorado currently in violation of the provisions of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Section 34-32.5-120, C.R.S.) as determined through a Board finding.
4. I understand that statements in the application are being made under penalty of perjury and that false statements made herein are punishable as a Class 1 misdemeanor pursuant to Section 18-8-503, C.R.S.

*This form has been approved by the Mined Land Reclamation Board pursuant to section 34-32.5-112, C.R.S., of the Colorado Land Reclamation Act for the Extraction of Construction Materials. Any alteration or modification of this form shall result in voiding any permit issued on the altered or modified form and subject the operator to cease and desist orders and civil penalties for operating without a permit pursuant to section 34-32.5-123, C.R.S.*

Signed and dated this 16 day of September, 2016.

Loveland Ready-Mix Concrete, Inc.  
Applicant/Operator or Company Name

If Corporation Attest (Seal)

Signed: [Signature]

Signed: [Signature] V.P.

Corporate Secretary or Equivalent

Title: Vice President of Operations

Town/City/County Clerk

State of Colorado )  
County of Laurel ) ss.

LOVELAND READY-MIX  
CONCRETE, INC.

The foregoing instrument was acknowledged before me this 16 day of September 2016, by BRAD FANCITER as VP of Loveland Ready Mix Conc



[Signature]  
Notary Public

My Commission expires: Nov 21, 2018

**SIGNATURES MUST BE IN BLUE INK**

You must post sufficient Notices at the location of the proposed mine site to clearly identify the site as the location of a

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