



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

1313 Sherman Street, Room 215
Denver, CO 80203

Memorandum

Date: September 26, 2016

To: Mined Land Reclamation Board

From: Lucas West, DRMS

RE: Martinez Pit; DRMS File No. M-2007-010; Notice of Temporary Cessation, Consent Agenda

The following documents have been included in this Board Packet:

- | | |
|---|-----------|
| 1. Inspection Report | 5/16/2016 |
| 2. Application for Temporary Cessation Status | 6/1/2016 |
| 3. Notice of Incompleteness | 6/13/2016 |
| 4. Notice of Completeness | 8/15/2016 |
| 5. Notice to Archuleta County | 8/15/2016 |
| 6. Notice to the Board | 8/15/2016 |

No comments or objections were received, Division staff recommends the board approve the consent agenda item for the status change of the above listed site.

Sincerely,

DRMS Staff





COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY
1313 Sherman Street, Room 215, Denver, Colorado 80203 Phone (303) 866-3567

✓ JUN 01 2016

TEMPORARY CESSATION NOTICE TC#1

**DIVISION OF RECLAMATION
MINING AND SAFETY**

(mining activities temporarily cease for more than a one-year period)

Today's date: 5-27-2016

✓ Annual Fee/Report CW
✓ No Violations

✓ Permit number: M- 2007-010 Site name: Martinez Pit

County: Archuleta TC number: _____ (DRMS use only)

✓ Permittee making request: Andy Weber / Weber Sand & Gravel, Inc.

Operator (if other than permittee): _____

Date the initial five-year period of Temporary Cessation begins: December 2013

Reason mining activities (materials extraction, processing, hauling) have ceased:

We have not had any calls for that type of rock

Description of plan to resume operations:

We will resume operations as soon as we have need of that kind of rock.

Description of plan to meet performance standards of Rule 3.1 during temporary cessation (reclamation, weed control, monitoring, signs, markers, etc.):

We will continue to do normal maintenance of the Pit.

Number of affected acres: 9.99

Amount of financial warranty (bond) on deposit with the state: \$ 19,879.00

Required fees for Temporary Cessation by permit type (please mark the correct fee and submit it with this request for Temporary Cessation):

<u>Permit type</u>	<u>Required TR fee</u>	<u>Submitted (mark only one)</u>
Construction Materials	\$144	<input checked="" type="checkbox"/>
Hard Rock/ Metal Mining	\$115	<input type="checkbox"/>

The above-referenced permit has entered Temporary Cessation. This site has reserves remaining to be mined.

Operator's signature: Andy Weber by Kathy Weber

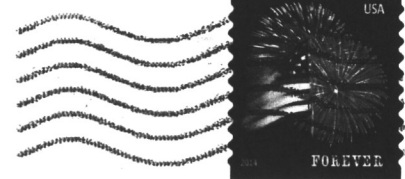
Please note:

1. While in Temporary Cessation, the operator must continue to comply with the Rules and Act, including maintaining the site, and must continue to file an annual report and annual fee.

Weber Sand & Gravel, Inc.
2980 E. Highway 160
Pagosa Springs, CO. 81147-9741

DENVER CO 802

28 MAY 2016 PM 6 L



*Colorado Division of Reclamation, Mining & Safety
1313 Sherman Street, Room 815
Denver, Colorado 80203-2243*

RECEIVED

JUN 01 2016

**DIVISION OF RECLAMATION
MINING AND SAFETY**

80203224365



Division of Reclamation, Mining, and Safety

Fee Receipt for M2007010

Weber Sand & Gravel, Inc.

Andy Weber

2980 E. Hwy. 160

Pagosa Springs

CO 811470000

Receipt #: 21568

Date: 06/01/2016

Permit: M2007010

Payment Method	Revenue Code	Fee Description/Notes	Amount
Check #23930	4300-MTC0	Minerals Temporary Cessation TC01	\$144.00
Receipt Total:			\$144.00



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

June 13, 2016

Mr. Andy Weber
Weber Sand & Gravel, Inc.
2980 E. Highway 160
Pagosa Springs, CO 81147

Re: Martinez Pit, Permit No. M-2007-010, Notice of Temporary Cessation, Notice of Incompleteness

Dear Mr. Weber,

On June 1, 2016 the Division of Reclamation, Mining and Safety (Division) received your notice to revise the permit status on the above listed site to Temporary Cessation effective December 1, 2013. This notice is to inform you that on June 13, 2016 deemed your notice incomplete. The following item is required for your notice to be considered complete;

1. In accordance with Rule 1.13.5 (2) (e), the financial warranty for the site must be demonstrated to be adequate to cover the reclamation liability. The Division has reviewed the reclamation cost estimate for the site and deemed that the currently held \$19,879.00 is inadequate to achieve reclamation of the site. Please find the enclosed Notice of Surety Increase SI-01 and its attached reclamation cost estimate worksheets.

The additional financial warranty must be received and accepted by the Division within **60 days** of the date of this letter, no later than **Friday August 12, 2016**. Once the financial warranty is received the notice will be considered filed and processing will begin. If you have any questions please feel free to contact me at the DRMS Grand Junction Field Office by phone at (970)-243-6368 or by email at lucas.west@state.co.us.

Sincerely,

Lucas West

Environmental Protection Specialist
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203
Phone: (970)-243-6368

Cc: Russ Means, Senior Environmental Protection Specialist
Encl: Notice of Financial Warranty Increase SI-01 and Calculations





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

1313 Sherman Street, Room 215
Denver, CO 80203

August 15, 2016

Andy Weber
Weber Sand and Gravel, Inc.
2980 E. Hwy. 160
Pagosa Springs, CO 81147

Re: Notice of Completeness, Notice of Temporary Cessation, Martinez Pit, Permit No. M-2007-010

Mr. Weber,

On August 1 2016 the Division of Reclamation, Mining and Safety (Division) received the required outstanding items identified in the Notice of Incompleteness for the Notice of Temporary Cessation dated June 13, 2016. Your Notice of Temporary Cessation is now considered complete and filed.

The Notice of Temporary Cessation will be acknowledged in the monthly activity report attached to the agenda for the September 28-29, 2016 meeting of the Mined Land Reclamation Board unless a written, timely objection is filed by a person directly and adversely affected or aggrieved as defined by Rule 1.1 (34.1) of the Construction Materials Mining Rules.

If objections are received by Monday September 26, 2016 the Division will place the Notice of Temporary Cessation on the regular agenda for the October 26-27, 2016 meeting of the Mined Land Reclamation Board. During that meeting the Board will consider whether or not to accept the Notice.

If you require any additional information, or have questions or concerns, please feel free to contact me at the Division's Grand Junction Field Office at (970)243-6368 or by email at lucas.west@state.co.us.

Sincerely,

Lucas West
Environmental Protection Specialist
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203
Phone: (970)-243-6368



Andy Weber
August 15, 2016
Page 2

Cc: Russ Means, Senior Environmental Protection Specialist





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

1313 Sherman Street, Room 215
Denver, CO 80203

August 15, 2016

Archuleta County
Board of County Commissioners
P.O. Box 1507
398 Lewis Street
Pagosa Springs, CO 81147

Re: Martinez Pit, Weber Sand and Gravel, Permit No. M-2007-010, Request for Temporary Cessation Status

Board of Archuleta County Commissioners,

This letter is to inform Counties and Municipalities within two miles of a mining operation of the intent of the Operator to put their mining operation into a state of Temporary Cessation. This letter is sent pursuant to the requirements of Rule 1.13.6 of the Construction Materials Mining Rules of the Colorado Mined Land Reclamation Board.

Please be advised that Weber Sand and Gravel Inc., whose address is 2980 E Highway 160, Pagosa Springs, CO 81147 and whose telephone number is (970)264-4568, has filed Notice of Temporary Cessation with the Division of Reclamation, Mining and Safety for the Martinez Pit, Permit No. M-2007-010. The Mining operation is located at or near Section 18, Township 32N, Range 1W, and the 10th New Mexico Principal Meridian in Archuleta County.

The period of Temporary Cessation will commence beginning on December 1, 2016 and will last up to five years from that date, ending December 1, 2018. The notice submitted to the Division contains information pertaining to the reasons for cessation of the mining operation, a plan for resumption, and the measures taken to comply with reclamation and other necessary activities related to the performance standards of Rule 3 of the Hard Rock and Metals Mining Rules in order to maintain the mine in a non-producing or non-developed state.

The receipt of the Notice of Temporary Cessation will be acknowledged in the monthly activity report attached to the agenda for the September 28-29, 2016 meeting of the Mined Land Reclamation Board unless a written, timely objection is filed by a person directly and adversely affected or aggrieved as defined by Rule 1.1 (38.1) of the Hard Rock and Metals Mining Rules.

If objections are received, the Division will place the Notice of Temporary Cessation on the agenda for the October 26-27, 2016 meeting of the Mined Land Reclamation Board. During that meeting the Board will consider whether or not to accept the Notice.



If you have require any additional information, or have questions or concerns, please feel free to contact me. Lucas West at the Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203 or by phone at (970)-243-6368. You may also contact me by email at lucas.west@state.co.us.

Sincerely,



Lucas West

Environmental Protection Specialist
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203
Phone: (970)-243-6368

Cc: Russ Means, Senior Environmental Protection Specialist





COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

Notice of Temporary Cessation - Construction Materials

Pursuant to the Mined Land Reclamation Act section 34-32.5-103(11)(b) and Construction Materials Rule 1.13.6(1) the Division of Reclamation, Mining and Safety hereby posts the following Notice(s) of Temporary Cessation for the following permitted site(s) on the Mined Land Reclamation Board Agenda.

1) Martinez Pit, Permit No. M-2007-010

Located in Archuleta County, Township 32N, Range 1W, Section 18, 10th New Mexico P.M.

Operated by Weber Sand and Gravel, Inc..

2980 E. Highway 160

Pagosa Springs, CO 81147

(Lucas West)

Any person directly and adversely affected or aggrieved, as defined by Rules 1.1(34.1) and 1.13.6, may file a written objection with the Division regarding this Notice of Temporary Cessation on or before Wednesday, August 31, 2016. If no timely written objection is received, the Notice of Temporary Cessation will be placed on the consent agenda for consideration and acceptance by the Board at the September 28, 2016 Board meeting. If the Division receives a timely objection to the Notice of Temporary Cessation, the Board will hear the objection as a contested matter at the next or future regularly scheduled meeting to be determined by the parties.

