



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

March 28, 2017

Steve O'Brian
Environment, Inc.
7985 Vance Drive, Suite 205A
Arvada, Colorado 80003

RE: Green Brothers Pit #2, M-1995-030 Corrective Action Documentation Review and Problem Abatement

Dear Mr. O'Brian,

The Division received your letter dated March 22, 2017 regarding the corrective actions conducted at the above referenced site. The corrective actions were taken to abate two problems cited during the Division's January 12, 2017 inspection of the site. Described below are the two problems cited in the January 12, 2017 inspection report and a summary of the abatement documentation that was submitted.

Problem #1: The operator has not marked and established the required 25 foot setback from the permit boundary as required by the approved permit. This is a problem at this time for failure to comply with the condition of the reclamation permit in accordance C.R.S. 34.32.5-109(2)(a).

Corrective actions required: Please mark the required 25 foot setback from the northern permit boundary. Please provide the Division written notification when the setback has been marked along with photo documentation.

Corrective actions taken: Based on your site visit and your review, you have submitted documentation that mining has not occurred within the 25 foot setback. According to your letter, the setback was not marked because the setback is close to the bank of the pit and the dirt pile that is used as a safety berm around the pit. According to your letter, the permittee intends to submit an amendment to the permit to move the northern and western permit boundary line further to the north and to the northwest.

Division response: The Division agrees that an amendment to the permit would be appropriate and beneficial to give the Operator additional room to conduct reclamation of the northern shore of the current pit excavation. We will consider the problem cited in the January 12, 2017 inspection report abated at this time.

Problem #2: The mine identification sign and affected area boundary markers were not observed per the requirements of Rule 3.1.12.

Corrective actions required: The operator must post a sign at the entrance to the mine site which shall be clearly visible from the access road and specify the following; the name of the operator, indicate that a reclamation permit for the operation has been issued by the Colorado Mined Land Reclamation Board, and the permit number. The boundaries of the affected area must be marked by monuments or other markers that are clearly visible and adequate to delineate such boundaries.



Steve O'Brian
Page 2
March 28, 2017

Corrective actions taken: Photo documentation of the required mine identification sign was submitted and appears adequate. Photo documentation of the replaced boundary markers was also included with the exception of the south boundary line due to adverse conditions to crossing the water feature at the site.
Division response: The Division will consider the problem cited in the January 12, 2017 inspection report abated at this time.

Thank you for addressing these issues. We look forward to receiving your amendment application. If you have any questions feel free to contact me at (303) 866-3567, extension 8120.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jared Ebert", with a stylized flourish at the end.

Jared Ebert
Environmental Protection Specialist

CC: Darren Gebhart, McAtee Construction Company via E-mail