



Teller County Community Development Services

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July 13, 2017

Tim Cazier
Division of Reclamation, Mining and Safety
1313 Sherman Street
Room 215
Denver, Colorado 80203,

SUBJECT: Response to Notice of Filing of an Amendment Application from Cripple Creek and Victor (CC&V) for Colorado Mined Land Reclamation Permit M-1980-244, Cresson Project, Amendment 12

Dear Mr. Cazier,

Teller County is in receipt of the Notice of Filing for CC&V's Colorado Mined Land Reclamation Permit, M-1980-244, Cresson Project, Amendment 12. It is our understanding from the 'Notice to the Board of County Commissioners' received in this office on July 6, 2017, that CC&V has applied for an amendment to an existing 112d Designated Mining Operation Reclamation Permit.

With the information provided in the notice, it is our understanding that CC&V (the Operator), proposes to modify the DRMS Permit Boundary to incorporate certain disturbance areas that lie outside the current boundary. Further, that CC&V proposes to reclaim the affected land to livestock grazing and wildlife habitat consistent with that previously approved by DRMS.

Teller County also understands that the scope of Amendment 12 will be limited to adjusting the DRMS affected lands boundary to incorporate certain disturbance areas that are located outside the current boundary and to reflect an acreage reduction to the Amendment 11 boundary in the vicinity of the Poverty Gulch area. Once completed it is our understanding that the Amendment 12 affected lands area will increase the Permit boundary acreage from 6001 to 6007 acres.

Teller County Specific Requirements/Comments

Although the scope of Amendment 12 is limited to an adjustment of the DRMS affected lands boundary, CC&V must also obtain approval of Amendment 12 pursuant to Section 8 of Appendix A: CCMOD of the Teller County Land Use Regulations. As highlighted by CC&V on page 12 of their submitted Project Description to the Permit No. M-1980-244 Amendment 12 application, "Appropriate documentation will be submitted to Teller County to obtain County Approval for activities proposed pursuant to this Amendment 12". If this proposal requires an adjustment to the Teller County Cripple Creek Mining

Overlay District (CCMOD) that will first require an Amendment to the Official Teller County Zoning Map followed by a separate application for review and approval of Amendment 12 itself, in a similar fashion as Amendment 11. If a Map Amendment is required, a boundary survey of the affected area will be required.

Teller County does recognize that State and Federal Agencies have programs in place to permit, inspect and enforce requirements at mining operations to assure protection of the environmental resources associated with mining operations. Teller County's intent is to insure that local land use planning and zoning requirements are met without unnecessary duplication of, or in contradiction with, pertinent State and Federal requirements.

To this end, as with previous Amendments, once DRMS has granted approval from the State of Colorado level we will initiate our process to insure compliance with local land use, zoning, and impact analysis to Teller County infrastructure and adjacent and adjoining property owners.

At this time, Teller County has no objections to Amendment 12 as written and presented in the project description attached to the 112D DRMS permit sent to Teller County as part of the statutory 'Notice to the Board of County Commissioners.

As acknowledged in the DRMS application by CC&V, once State of Colorado DRMS approval is granted, Teller County will proceed with the County permitting process pursuant to Section 8 of Appendix A: CCMOD of the Teller County Land Use regulations. Teller County will provide copies of any county approvals to DRMS once our process is complete.

If you have any questions, please contact me at (719) 686-5414 or email williamsd@co.teller.co.us.

Respectfully,



Dan Williams, Teller County Planner

*Cc: Lynda Morgan, CDSO Director
Meg Burt, CC&V*