



COLORADO
**Department of Public
Health & Environment**

Dedicated to protecting and improving the health and environment of the people of Colorado

October 2, 2017

Mr. Harrison Broda
Broda Inert Fill - Platte Valley Pit
14677 Harvest Road
Brighton, CO 80603

RE: Applicability of the Solid Waste Regulations to the Platte Valley Pit/Broda Inert Fill Operations

SW-WLD-PVP 1.1

Mr. Broda,

On July 12, 2017 the Colorado Department of Public Health and Environment ("CDPHE") and the Division of Reclamation and Mining Safety ("DRMS") of the Colorado Department of Natural Resources finalized a revised Memorandum of Understanding ("MOU") (attached) that defines the regulatory roles each agency plays when solid waste is beneficially used, or disposed of, at mining sites. Page 3 of the MOU states:

"Where the facility is complying with MLRB Permit pre-screening requirements (Rule 3.1.5(9)), inert material may be used as fill during mining without further HMWMD approval in accordance with the pre-approved beneficial use table referenced in the Solid Waste Regulations, 6 C.C.R. 1007-2, Part 1, § 8.6.1(A)(4) (Table 3)."

The Division believes that Broda's Inert Fill ("Broda's"), which is operated at 1859 North HWY 85, in Brighton, Colorado may meet the above conditions and if Broda does, CDPHE may relinquish regulatory oversight to DRMS. Please supply a copy of the DRMS reclamation permit and CDPHE will coordinate with DRMS to determine if Broda's activities fit the conditions above. CDPHE will notify you of our determination following our coordination with DRMS.

Please contact David Snapp at 303-692-3425, or david.snapp@state.co.us if you have any questions.

Sincerely,

David Snapp

Materials Management Unit Leader
Hazardous Materials and Waste
Management Division

ECC: Mark Molen, Molen and Associates
Mike Bankoff, CDPHE
Ben Frissel-Durley, WCDPHE
Tony Waldron, DRMS

