



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

1313 Sherman Street, Room 215
Denver, CO 80203

March 26, 2018

Lance Baller
High Speed Mining, LLC
8480 E. Orchard Rd., Suite 4900
Greenwood Village, CO 80111

RE: Fairplay Au Pit; DRMS File No. M-1991-037; Notice of Noncompliance and Corrective Action

Dear Mr. Baller,

On December 6, 2017, the Division received notification from the Water Quality Control Division (WQCD) that a stormwater discharge permit was required for the Fairplay Au Pit, File M-1991-037. It has come to the Division's attention that High Speed Mining, LLC has not obtained a stormwater discharge permit from WQCD as required in the December 6, 2017 letter. Exhibit M (copy enclosed) of the approved Reclamation Permit identifies a stormwater discharge permit as one of the additional permits which the Operator would obtain in order to conduct mining and reclamation operations.

The failure to obtain a stormwater discharge permit has been cited as a problem pursuant to Rule 3.1.6(1)(b), which requires compliance with applicable federal and Colorado water quality laws and regulations. The Operator shall provide documentation to the Division which demonstrates a complete stormwater discharge permit application has been submitted to WQCD within 30 days from the date of this letter (**April 25, 2018**).

If you have any questions, please contact me at (303)866-3567 x8116.

Sincerely,

Michael A. Cunningham
Environmental Protection Specialist

Enclosure (1)

CC: Wally Erickson, DRMS
Kathleen Rosow, WQCD



EXHIBIT M

OTHER PERMITS REQUIRED

The following permits or documents are necessary for the full operation of the Fairplay Au Pit:

1. Park County Administrative Mining Permit – The proposed use is use-by-right, subject to a review of limited operational criteria.
2. CDPHE Discharge Permit – Combined stormwater/process water permit may be necessary.
3. APEN – A fugitive air emissions permit is needed from the Colorado Department of Public Health and Environment since the site will mine more than 70,000 tons per year. Air emissions permits will be in place for all portable equipment utilized on site which requires a permit.
4. A Spill Prevention Control and Countermeasure (SPCC) plan will be needed at this site to cover the storage and transport of fuel and other liquids that are regulated by the EPA.