



## COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

April 12, 2018

Mr. Tony Adamic  
Fremont County Board of Commissioners  
1170 Red Canyon Road  
Cañon City, CO 81212

**RE: SH 69 Gravel Pit, Permit No. M-2018-010;  
Second Adequacy Review**

Dear Mr. Adamic:

The Division of Reclamation, Mining and Safety has completed its review of your responses to our preliminary adequacy for your 110 construction materials reclamation permit application for the SH 69 Gravel Pit, File No. M-2018-010. The Division received and approved a request to extend the decision date to May 4, 2018. Please be advised that if you are unable to satisfactorily address any concerns identified in this review before the decision date, it will be your responsibility to request an extension of the review period. If there are outstanding issues that have not been adequately addressed prior to the end of the review period, and no extension has been requested, the Division may deny this application.

### 6.3.1 EXHIBIT A – Legal Description

1. Typographic error – The response was adequate.

### 6.3.3 EXHIBIT C – Mining Plan

2. Topsoil vs. overburden – The response was adequate.
3. Water use – The response was adequate.
4. Groundwater/surface water interception – The response references “The Geology Report” that was incorporated into the stormwater management plan which was received on April 12, 2018. The response was adequate.
5. Applicable Colorado water laws – The response references “The Geology Report” which was received on April 12, 2018. The response was adequate.
6. Refuse, acid or toxic producing materials – The response was adequate.
7. Explosives - The response was adequate.



### 6.3.4 EXHIBIT D – Reclamation Plan

8. Overburden replacement, 6.3.4(1)(a) – The response was adequate.
9. Minimum slopes, 6.3.4(1)(b) – The response was adequate.
10. Revegetation measures, 6.3.4(1)(c) – The response to **Item c below was not adequate**
  - a) The thickness of plant growth material to be replaced – The response was adequate,
  - b) How the seed be will be prepared – The response was adequate,
  - c) Specify the quantity of each grass – **The response was not adequate. The Division requires the quantity of each grass, forb and shrub species listed in the reclamation plan in pounds of pure live seed per acre,**
  - d) Specify the rate of mulch application – The response was adequate.
11. Existing road – The response references conditions of the BLM’s Free Use Permit which was received on April 12, 2018. The response was adequate.

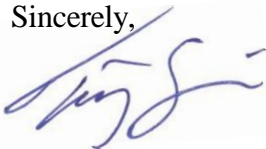
### 6.3.5 EXHIBIT E – Map

12. Reclamation Map, gradient – The response references “The Geology Report” which was received on April 12, 2018. The response was adequate.
13. Reclamation Map, overburden and topsoil thickness – The response was adequate.

Pursuant to Rule 1.4.6(1), please be advised the SH 69 110c Application may be deemed inadequate and the application may be denied on **May 4, 2018** unless the abovementioned adequacy review items are addressed to the satisfaction of the Division. If you feel more time is needed to complete your reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of your right to a decision by **May 4, 2018** and request for additional time. This must be received no later than the deadline date.

If you have any questions, please contact me at (303) 866-3567 x 8169 or Wally Erickson at (303) 866-3567 x 8176. Be advised I will be out of the office April 13 through April 23, returning on the 24<sup>th</sup>.

Sincerely,



Timothy A. Cazier, P.E.  
Environmental Protection Specialist

ec: Wally Erickson, DRMS  
DRMS file  
Annette Ortega, Fremont County  
Stephanie Carter, BLM