



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

May 1, 2018

Jodi Schreiber
Fremont Paving and Readi-Mix, Inc.
P.O. Box 841
839 Mackenzie Ave
Canon City, CO 81212

**RE: Mask Ranch No. 2, File No. M-2018-015 , 111 Special Operation Reclamation Permit
Application Adequacy Review #2**

Dear Ms. Schreiber:

The Division of Reclamation, Mining and Safety (Division) is in the process of reviewing the above referenced application in order to ensure that it adequately satisfies the requirements of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Act) and the associated Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (Rules). During review of the material submitted, the Division determined that the following issue(s) of concern shall be adequately addressed before the application can be considered for approval.

1. Exhibit B – Site Description

- a. The Division has reviewed the Preliminary Flood Impact and Mitigation Evaluation and in accompaniment with the site inspection has determined that upon permit approval, mining activities will be able to commence prior to the receipt of the Final Flood Impact and Mitigation Evaluation. However mining activities may not impact the North Pond until the Impact and Mitigation Evaluation is received and approved by the Division.

Similarly, due to the nature of the chemicals associated with the portable asphalt hot plant, the Flood Mitigation Plan must address a flood protection system for the hot plant. The hot plant cannot be brought into the flood plain until the flood protection system is approved and installed. Please submit a plan and any associated diagrams of the flood protection system for review. However, recent discussions indicate the asphalt hot plant may be moved to a separate location, approved by Archuleta County and out of the flood plain. If the Operator chooses to remove the hot plant from the plan please submit a letter clarifying this, and outline the new location of the temporary plant. If the hot plant is removed from the Permit Area, no further review by the Division will be necessary.



2. **Exhibit D-Reclamation Plan**

- a. During the Pre-Operational inspection and recent correspondence the Operator has indicated that there is the potential to come up with a second reclamation plan option that would include the creation of a second pond rather than expanding Pond One. Please submit a narrative, outlining the details of this second reclamation plan option, including new acreages of the second pond, grading configuration of the slopes, setbacks from the existing power poles, and the new total area that will need to be revegetated as a result.

The Division understands that conditions during mining will dictate which of the two plans is utilized, but will require the submission of a Technical Revision to clarify which reclamation option is chosen and detail the final topography of the site.

3. **Exhibit E- Maps**

- a. On site discussions also indicate that due to the developing mining and reclamation plans that the maps will need to be updated. Please submit the new maps as discussed that are in compliance with Rule 6.2.1 (2) for review.

4. **Exhibit F-Other Permits and Licenses**

- a. It has been indicated that a Well Permit through the Colorado Division of Water Resources has been applied for to account for the increase in surface area of the new pond. Please submit an updated Exhibit F that includes this permit in the list, as well as a copy of the application submitted.

Please submit your responses to the above listed issues within **60 days** of the date of this letter. All responses must be received by the Division's Denver office no later than **Friday, June 22, 2018** in order to allow the Division sufficient time for review.

The Division will continue to review your application and will contact you if additional information is needed. If you require additional information, or have questions or concerns, please contact me at the Division's Grand Junction Field Office, by phone at (970)-243-6368 or by email at lucas.west@state.co.us.

Sincerely,



Lucas West

Environmental Protection Specialist
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203
Phone: (970)-243-6368

Cc: Russ Means, Senior Environmental Protection Specialist



Ec: Jodi Schreiber, Fremont Paving and Read-Mix, Inc.
William Schenderlein, Blue Earth Solutions

