


**COLORADO**Division of Reclamation,
Mining and Safety

Department of Natural Resources

MINERALS PROGRAM INSPECTION REPORT**PHONE: (303) 866-3567**

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

MINE NAME: Rudibaugh Pit	MINE/PROSPECTING ID#: M-1995-057	MINERAL: Sand and gravel	COUNTY: Gunnison
INSPECTION TYPE: Monitoring	INSPECTOR(S): Dustin M. Czapla	INSP. DATE: May 15, 2019	INSP. TIME: 11:00
OPERATOR: Deb Rudibaugh	OPERATOR REPRESENTATIVE: Jessie Schoonover	TYPE OF OPERATION: 110c - Construction Limited Impact	

REASON FOR INSPECTION: Normal I&E Program	BOND CALCULATION TYPE: Complete Bond	BOND AMOUNT: \$11,574.00
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None
WEATHER: Clear	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: May 22, 2019

The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.

1. INSPECTION TOPIC: Availability Of Records

POSSIBLE VIOLATION: The annual report and fee are past due for this site. The report and fee were due March 7, 2019. The matter has been scheduled for hearing before the Mined Land Reclamation Board on June 26, 2019 for consideration of permit revocation and finding the financial warranty subject to forfeiture. Notice of the violation and hearing were sent to the operator May 13, 2019.

CORRECTIVE ACTION: Submit past due annual report, fee (\$323.00) and civil penalty (\$323.00) by June 21, 2019.

CORRECTIVE ACTION DUE DATE: June 21, 2019

2. INSPECTION TOPIC: Excess Spoil & Dev. Waste

POSSIBLE VIOLATION: Excessive trash and refuse were observed within the permit area. The south portion of the permit area has been used as a junkyard. Junk vehicles/equipment and various refuse were stored in this area. On August 28, 2018 the Mined Land Reclamation Board issued an order finding the operator in violation for failing to control the unsightliness or deleterious effects of refuse and imposed a corrective action requiring the operator to remove all trash and scrap vehicles from the site by November 26, 2018. Although the operator has made significant progress, cleanup of the site has not yet been completed.

CORRECTIVE ACTION: Remove all remaining scrap vehicles and farm machinery, old tires and junk piles by June 21, 2019.

CORRECTIVE ACTION DUE DATE: June 21, 2019

3. INSPECTION TOPIC: Financial Warranty

POSSIBLE VIOLATION: On August 28, 2018 the Mined Land Reclamation Board issued an order finding the operator in violation for failing to fulfill the requirements of a surety increase notice and imposed a corrective action requiring the operator to submit additional financial warranty in the amount of \$10,266.00 by September 27, 2018. To date, the operator has not submitted adequate financial warranty.

CORRECTIVE ACTIONS: Submit additional financial warranty in the amount of \$10,266.00 by June 21, 2019.

CORRECTIVE ACTION DUE DATE: June 21, 2019

OBSERVATIONS

This inspection was conducted as part of the Division of Reclamation, Mining and Safety's (Division) normal monitoring program, and in order to follow up on unresolved problems at the site. Jessie Schoonover, representing the Operator, was present during this inspection. Mr. Schoonover is now residing on the ranch property and plans to operate the pit once the permit is brought into compliance. Photographs are included with this report in order to illustrate some of the conditions observed.

The Rudibaugh Pit is located approximately five miles north of Parlin and accessed from CR76. The site is a 110c operation that includes a total of 9.9 permitted acres.

The Division currently holds an insufficient financial warranty amount of \$11,574.00 for this site. On March 20, 2018 the Division sent the operator a notice to increase the financial warranty. The operator failed to submit the additional financial warranty by the statutory deadline. On August 28, 2018 the Mined Land Reclamation Board issued an order finding the operator in violation for failing to fulfill the requirements of a surety increase notice and imposed a corrective action requiring the operator to submit additional financial warranty in the amount of \$10,266.00 by September 27, 2018. To date, the operator has not submitted adequate financial warranty.

Excessive trash and refuse were observed within the permit area. The south portion of the permit area has been used as a junkyard. Junk vehicles/equipment and various refuse were stored in this area. This issue has been documented in previous inspection reports. On August 28, 2018 the Mined Land Reclamation Board issued an order finding the operator in violation for failing to control the unsightliness or deleterious effects of refuse and imposed a corrective action requiring the operator to remove all trash and scrap vehicles from the site by November 26, 2018. Although the operator has made significant progress, cleanup of the site has not yet been completed. Various trash/scrap piles, a large pile of old tires, and several pieces of dilapidated farm equipment remain on site. During the inspection, it was reiterated to the operator that all remaining refuse must be removed from the site and properly disposed of.

Adequate mine identification signage is now in place at the entrance to the site.

The affected area is marked by posts and fencing that is adequate to delineate the affected area boundary.

No other problems or violations were noted during this inspection.

Responses to this inspection report should be directed to Dustin Czapla at the Division of Reclamation, Mining and Safety, 1313 Sherman Street Room 215, Denver, Colorado, 80203, phone number (303) 866-3567, ext. 8188.

PHOTOGRAPHS





Inspection Contact Address

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