


**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. Czaplá	INSP. DATE: June 6, 2019	INSP. TIME: 13:00
OPERATOR: Deb Rudibaugh	OPERATOR REPRESENTATIVE: None	TYPE OF OPERATION: 110c - Construction Limited Impact	

REASON FOR INSPECTION: Normal I&E Program	BOND CALCULATION TYPE: None	BOND AMOUNT: \$11,574.00
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None
WEATHER: Clear	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: June 19, 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: Excess Spoil & Dev. Waste

PROBLEM/POSSIBLE VIOLATION: Problem: Trash and refuse was noticed 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 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. This is a problem at this time for failure to dispose of refuse in a manner that controls unsightliness or deleterious effects of such refuse pursuant to C.R.S. 34-32.5-116(4)(e).

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

CORRECTIVE ACTION DUE DATE: 6/21/19

2. INSPECTION TOPIC: Financial Warranty

PROBLEM/POSSIBLE VIOLATION: Problem: On August 28, 2018 the Mined Land Reclamation Board issued a 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: 6/21/19

3. INSPECTION TOPIC: Signs & Markers

PROBLEM/POSSIBLE VIOLATION: Problem: The mine identification sign was not posted at the entrance of the mine site. This is a problem for failure to post a mine identification sign as required by Section 3.1.12(1) of the rule.

CORRECTIVE ACTIONS: The operator shall, at the entrance of the mine site, post a sign which shall be clearly visible from the access road with the following: the name of the operator, a statement that a reclamation permit for the operation has been issued by the Colorado Mined Land Reclamation Board; and the permit number. The operator shall submit photo documentation that a proper sign has been posted by the corrective action date.

CORRECTIVE ACTION DUE DATE: 7/31/19

OBSERVATIONS

This inspection was conducted in order to follow up on unresolved problems at the site. A representative for the operator was not present. 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 was not in place at the site. The sign that was observed during the Division's last inspection has been removed. This is again noted as a problem.

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

Other problems or violations were not 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



GENERAL INSPECTION TOPICS

The following list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each

(AR) RECORDS----- <u>Y</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>N</u>
(HB) HYDROLOGIC BALANCE----- <u>N</u>	(BG) BACKFILL & GRADING----- <u>N</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>N</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>N</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>PB</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>N</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>N</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>N</u>	(OD) OFF-SITE DAMAGE----- <u>N</u>	

Y = Inspected and found in compliance / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

Inspection Contact Address

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