



## COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

September 24, 2019

Hinsdale County Road and Bridge  
P.O. Box 277  
Lake City, CO 81235

**RE: Need for State Reclamation Permit, BLM Lease Stockpile, File No. M-2019-048**

To Whom It May Concern:

On September 17, 2019 the Division of Reclamation, Mining and Safety (Division) received your correspondence responding the Division's inquiry, RE: "Is It Mining". The Division has assigned file number M-2019-048 to this project. Please display the file number on any correspondence regarding this specific project.

The information you provided indicates you are removing and processing construction material for surfacing county roads in Hinsdale County. The project proposes to remove approximately 9,000 cubic yards of previously stockpiled material from an area approximately 0.5 acres. The excavation activity will be conducted with a 938 Cat loader and will processed with a crusher. The material is located on Bureau of Land Management land adjacent to an OHV staging parking lot 5 miles southeast of Lake City.

The Colorado Mined Land Reclamation Board (Board) has requested the Division make preliminary determinations regarding the need for a mined land reclamation permit. Based on the information provided in your response, it is the Division's opinion the project is a mining operation. Pursuant to Colorado law, you are required to first obtain a mined land reclamation permit from the Board prior to initiating the mining operation. If you disagree with the Division's determination you may petition the Board for a declaratory order whereby you may obtain an exemption from permit requirements. Such request must be made in writing and must be received no later than ten days prior to a regularly scheduled Board meeting. The next available Board meeting is scheduled for November 13, 2019.

If you have any questions please contact me at (303) 866-3567 extension 8186, otherwise we look forward to working with you through the permitting process.

Sincerely,

Travis Marshall  
Senior Environmental Protection Specialist

ec: Russ Means, DRMS  
Stephanie Mitchell, DRMS

