



October 9, 2019

John Kuijvenhoven
6124 County Road 5
Ridgeway, CO 81432

***RE: Horsefly Rock Source, File No. M-2019-010, Construction Materials Limited
Impact (110) 2nd Application Adequacy Review***

Dear Mr. Kuijvenhoven:

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 a decision can be rendered.

- Clarified comments from the Colorado Division of Parks and Wildlife were received on October 1, 2019 (Copy Enclosed). This comment recommended seasonal use restrictions based on the potential to wildlife winter range. Please commit to following the recommendations set forth by CPW

Please submit your response(s) to the above listed issue(s) by Thursday, October 17, 2019 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

Ec: John Kuijvenhoven, Applicant
Zane Luttrell, Rocky Mountain Aggregates, Consultant

Encl.: CPW follow up comment received





COLORADO

Parks and Wildlife

Department of Natural Resources

Montrose Office
2300 S. Townsend Avenue
Montrose, CO 81401
P 970.252.6000 | F 970.252.6053

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DIVISION OF RECLAMATION
MINING AND SAFETY

Lucas West
Division of Reclamation, Mining and Safety
1313 Sherman St., Room 215
Denver, CO 80203
September 23, 2019

Dear Mr. West,

Brad Banulis, Terrestrial Biologist for Colorado Parks and Wildlife, and I met with John Kuijvenhoven, applicant for the Horsefly Rock Source mining operation (M2019-010) in regards to our previous letter dated September 8, 2019.

Mr. Kuijvenhoven said that within the application it states, "Mining, crushing, and screening may take place in any part of the year but is expected to be limited to less than 7 months per year" but that it should more accurately be worded "less than approximately 210 days per year". Mr. Kuijvenhoven asked if we would consider amending our recommendation so that a limited amount of work can be conducted on site during the winter months.

Again, we cannot express the importance of winter range habitat. Development and associated cumulative impacts for development are a huge threat to winter range habitat and wintering wildlife.

We recommend that if work has to take place from December 1-April 31 that the following conditions be met:

- No mining, crushing or screening take place
- Pick up and hauling from the pit is conducted only 2-3 days/month
- Hours of work at the pit are 10am – 2pm

Thank you for providing us an opportunity to comment. If you have any questions please contact me, or Renzo DelPiccolo, Area Wildlife Manager, at 970-252-6000.

Sincerely,

Kelly Crane
District Wildlife Manager - Ridgway

