



**COLORADO**  
**Division of Reclamation,  
Mining and Safety**  
Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

February 5, 2020

CVL Consultants of Colorado, Inc.  
Attn: Melinda E. Lundquist  
10333 E. Dry Creek Road, Suite 240  
Englewood, Colorado 80112

**RE: Mustang Station Borrow Site, Reference No. M-2020-005, Division Response to “Is It Mining?”  
Questionnaire, No Permit Required**

Dear Melinda Lundquist,

On February 5, 2020, the Division of Reclamation, Mining and Safety (Division) received information for an “Is It Mining” questionnaire regarding a proposed project to excavate approximately 300,000 cubic yards of borrow material from BroncoPipeline Companies (Bronco) property to be used as a landscape berm around a compressor substation on property owned by Bronco. The Division finds that an erosion and sediment control plan has been designed for the borrow operation and that the site will be reclaimed to a beneficial use. Also, the Division finds that the borrow operation is subject to Adams County’s grading erosion and sediment control requirements and the regulation of the Colorado Department of Public Health and Environment.

The Mined Land Reclamation Board has requested the Division make determinations as to the need for a Mined Land Reclamation Permit. Based on the information provided in the questionnaire, the Division has determined **a permit is not required for the proposed activity from the Division**. Any significant deviation from the described activity could result in review and possible reversal of this determination.

If you disagree with this decision, you may petition to appear before the Board during a formal public hearing for a Declaratory Order concerning this matter. Pursuant to Rule 2.5.2(1), the request must be submitted to the Board in writing and be received no later than 10 days prior to the hearing. The written request must contain the information required pursuant to Rule 2.5.2(2) (copy enclosed). The next available Board hearing will be held on February 19, 2020. All hearings are held at 1313 Sherman St., Room 318, in Denver, Colorado 80203.

If you have questions please contact me at (303) 866-3567 extension 8120.

Sincerely,

Jared Ebert  
Senior Environmental Protection Specialist

EC: Russ Means, DRMS  
David Greer, [David.A.Greer@conocophillips.com](mailto:David.A.Greer@conocophillips.com)  
Patrick Lennberg, DRMS

