



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

February 7, 2020

Jodi Schreiber
Fremont Paving and Redi Mix, Inc.
PO Box 841
839 Mackenzie Ave
Canon City, CO 81215

**Re: Incompleteness Notice, 112c Construction Materials New Permit Application
SPN Pit, Permit No. M-2020-006**

Jodi Schreiber:

On January 28, 2020, the Division of Reclamation, Mining and Safety (Division) received the 112 Construction Materials Reclamation New Permit Application for the SPN Pit, File No. M-2020-006. Preliminary review of this application determined the following items must be received before the Division can consider the application as being submitted/filed and the technical review can begin. Please respond to this Incompleteness Notice with the requested additional/updated information on permit application replacement pages and summarize each response in a cover letter titled "Incompleteness Response; M-2020-006".

APPLICATION FORM:

1. Items 5.1/5.2 On page one the incidental commodities to be mined was incorrectly filled out. Please indicate the type and volume of incidental commodities to be mined (5.1) or if no incidental commodities will be mined, please indicate "N/A" on 5.1 and "N/A" on the associated line on 5.3. Please submit a replacement page one of the application form.
2. Location Information. Question #9, on page two, two of the boxes for the ¼-¼ sections were marked. Please mark one of the boxes where the majority of the mining will occur. Please submit a replacement page two of the application form.
3. Primary Mine Entrance Location. Question #10, page two, the coordinates of the mine entrance given do not match the mine entrance coordinates give in Exhibit A. Please update with correct coordinates.
4. Responsibilities. Question #10, on page six, is initialed, since the applicant is a corporation the question does not require initials. Please indicate "N/A" for the question.
5. Certification. A review of the Colorado Secretary of State's website indicates that the registered agent for Fremont Paving and Redi Mix, Inc. is Joshua Paul Ary. The Division requires the Applicant to provide documentation giving the signer, Jodi Schreiber, the authority to sign on behalf of the company, Fremont



Paving and Redi Mix, Inc. The authorization document may be in the form of by-laws, resolution, affidavit signed by corporate secretary, certified secretary statement of a notarized statement on company letterhead

EXHIBIT R – Proof of Filing with County Clerk and Recorder (Rule 6.4.18):

6. Pursuant to Rule 1.6.2(2), please demonstrate that the Applicant's response to these incompleteness issues have been placed with the application materials previously placed with the County Clerk or Records Office, and made available for public review

Your 112 Application will not be considered filed until the information listed above is received and found sufficient to begin our review. A decision date will be established 90 days from the date of receipt and acceptance of all of the requested information. Additionally, if you have already published notice you will need to republish notice, but only after the Division considers the application complete and filed; the Division will notify you when you should initiate publication of your notice. This notice must be published once a week for four (4) consecutive weeks, starting ten (10) days of the date your application is considered filed. The final date for receiving comments is the twentieth (20th) day after the fourth publication or the next regular business day.

Pursuant to Rule 1.4.1(8), you have sixty (60) days from the date of this letter to submit all necessary documents that the Division needs for an application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with the Division, the Division may deny the application and terminate the application file. Should additional time be required to submit all the necessary documents an extension request can be submitted in writing for the Divisions consideration of extending the deadline.

The response to this Incompleteness Notice is due on or before April 7, 2020.

This letter shall not be interpreted to mean that there are no other completeness issues or technical deficiencies in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act after submittal of all required items.

If you need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8114**, or by email at patrick.lennberg@state.co.us.

Sincerely,



Patrick Lennberg
Environmental Protection Specialist

cc: Jared Ebert, DRMS