

STATE OF
COLORADO

Eschberger - DNR, Amy <amy.eschberger@state.co.us>

Objections received for SL-2 / Three Bells Pit / M-1979-191

Eschberger - DNR, Amy <amy.eschberger@state.co.us>

Fri, Jul 17, 2020 at 9:18 AM

To: Julie Mikulas <Julie.Mikulas@martinmarietta.com>

Hi Julie,

I'm attaching the 3 objections we received for the full release request (SL-2) that was filed with our office on 7/1 for Three Bells Pit, M-1979-191.

The public comment period ends today, so if we receive any additional comments/objections, I'll forward them to you on Monday.

Please provide any comments you have on the issues noted by objectors by the end of next week.

Thanks,

Amy Eschberger
Environmental Protection Specialist



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

O: 303.866.3567 x 8129 | F: 303.832.8106 | C: 303.945.9014

1313 Sherman Street, Room 215, Denver, CO 80203

Amy.Eschberger@state.co.us | <https://www.colorado.gov/drms>

3 attachments

M1979-191_SL-2_Objection_DWR_20200710.pdf
315K

M1979-191_SL-2_Objection_Mike-DiTullio_20200714.pdf
112K

M1979-191_SL-2_Objection_Mike-Scheid_20200715.pdf
207K



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Eschberger - DNR, Amy <amy.eschberger@state.co.us>

Three Bells Pit, M-1979-191, SL-2

Brucker -, Sarah <sarah.brucker@state.co.us>

Fri, Jul 10, 2020 at 2:11 PM

To: Amy Eschberger - DNR <amy.eschberger@state.co.us>

Please see attached for comments regarding the full surety release request for the Three Bells Pit, File No. M-1979-191. Please add the electronic copy to your Laserfiche files. Thanks,

Sarah Brucker
Water Resources Engineer



COLORADO
Division of Water Resources
Department of Natural Resources

P 303.866.3581 x 8249
1313 Sherman St., Suite 821 Denver CO 80203
sarah.brucker@state.co.us | www.colorado.gov/water



M1979191 Three Bells Pit SL2.pdf
168K



Response to Reclamation Permit Release Request Consideration

DATE: July 10, 2020
TO: Amy Eschberger, Environmental Protection Specialist
FROM: Sarah Brucker, P.E. *SB*
RE: Three Bells Pit, Permit No. M-1979-191, SL-2
Applicant/Operator: Martin Marietta Materials, Inc.
Phone Number: (970) 227-4041
Sections 11, 12, and 13, Twp 6 North, Rng 68 West, 6th P.M., Larimer County

COMMENTS: The applicant has submitted a request for full/final surety (bond) release for the Three Bells Pit, which consists of 370 permitted acres. The Three Bells Pit consists of two primary cells, known as the “Veldman” parcel to the southeast and the “DiTullio” parcel to the northwest. Mining operations have been completed at both parcels, and all dewatering has ceased.

The clay liner for the Veldman parcel was approved by the State Engineer’s Office in a letter dated March 6, 2015 (River Bluffs Lake, WDID 0303324). The clay liner for DiTullio Pond 3 was approved by the State Engineer’s Office in a letter dated January 4, 2018 (Three Bells DiTullio Property Pond 3, WDID 0303376), and the clay liner for DiTullio Pond 1 was approved by the State Engineer’s Office in a letter dated August 6, 2018 (Three Bells DiTullio Property Pond 1, WDID 0303396).

There has been no consumptive use of groundwater at the site since the pits have been lined; however lagged depletions from past mining and dewatering operations at the site continue to impact the river. All remaining lagged depletions are proposed to be replaced under the current Lafarge Middle Poudre Combined Substitute Water Supply Plan for the Three Bells Pit (Plan ID 3068), which covers operations through December 31, 2020. No depletions due to past operations at the Three Bells Pit will remain after the conclusion of this plan period and no subsequent SWSP will be required for this site.

The request for full reclamation release for the Three Bells Pit should not be granted until all lagged depletions resulting from past mining and dewatering operations at the site have been fully replaced, which is not anticipated to have occurred until **December 31, 2020**. The Division of Water Resources would be in support of the request for full/final surety release after that date. The Division of Reclamation, Mining and Safety and/or the applicant may contact the State Engineer’s Office with any questions.





STATE OF
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Eschberger - DNR, Amy <amy.eschberger@state.co.us>

Three Bell

Mike DiTullio <mike@westwarddevelopment.com>

Tue, Jul 14, 2020 at 11:47 AM

To: "amy.eschberger@state.co.us" <amy.eschberger@state.co.us>

Cc: Julie Mikulas <Julie.Mikulas@martinmarietta.com>, Dino DiTullio <dino@westwarddevelopment.com>

Hi Amy,

This is Mike DiTullio with River Bluffs Ventures, LLC and Steamboat Partners Investments, LLC. We own the land that the Three Bells Pit – File No. M-1979-191, is located on. We received notice that Martin Marietta is seeking to be released from their permit obligations. I wanted to formally object to the requested release due to the condition of the property. We feel that it has not sufficiently been restored to pre-mining conditions. I have been in touch with Julie Mikulas with Martin Marietta as well and communicated our concerns.

I didn't want to miss the deadline to comment so please let me know that you have received this.

Thank you.

Mike DiTullio

970.215.2464

mike@westwarddevelopment.com

STATE OF
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Eschberger - DNR, Amy <amy.eschberger@state.co.us>

Three Bells Pit (M-1979-191)

Mike Scheid <mikes@elcowater.org>

Wed, Jul 15, 2020 at 4:08 PM

To: amy.eschberger@state.co.us

Cc: Eric Reckentine <eric@nwcwd.org>, William Schenderlein <bill@blueearthsolutions.net>, Richard Raines <rraines@scwtp.org>

Amy,

We received your letter regarding Martin Marietta Material's surety release request for the Three Bells Pit (M-1979-191). Unfortunately, we feel we must formally object to the site being released from the DRMS permit and surety bond. We (myself and Eric Reckentine from North Weld County Water District) visited the site and noted issues with reservoir shoreline erosion and unacceptable vegetation growth on both the reservoir shoreline and top of bank. More specifically: (1) There is significant erosion along most of the shoreline (Image 1). The presumed wave erosion has resulted in a fairly consistent 2 to 4 foot high steep or near vertical break between the water line and the top of bank. In addition to creating suspended sediment problems within the reservoir, uncontrolled, the erosion has the potential to impact the reservoir liner. (2) Undesirable vegetation, including trees and other woody vegetation, has taken hold along the reservoir shoreline (Image 2). Of most concern are the trees and woody vegetation that could potentially compromise the reservoir liner. (3) We believe the top of bank vegetation cover is sparse and contains a significant and unacceptable amount of weed growth (Image 3).

We apologize for the delay in getting our concerns to you, but are available if you need additional information or comment. We look forward to your site inspection observations and report.

Mike Scheid

ELCO Water District

232 South Link Lane

Fort Collins, CO 80524

(970) 493-2044

3 attachments**Image 1.jpg**
698K



Image 2.jpg
765K



Image 3.jpg
934K