



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

August 20, 2020

Mr. John Paul Ary
Fremont Paving & Redi-Mix, Inc.
839 MacKenzie Ave
Cañon City, CO 81212

RE: Penrose Pit, Permit No. M-1987-131;
February 2020 Inspection Corrective Action Adequacy Comments

Dear Mr. Ary,

On August 12, 2020, the Division received via email documentation describing the actions taken to address the cited problem in the inspection report mailed May 11, 2020. It appears there was a misunderstanding of what is required pursuant to Rule 3.1.12(2). This Rule requires the boundaries of the affected area be marked by monuments or other markers that are clearly visible and adequate to delineate such boundaries. As a result of my August 19, 2020 telephone call with Ms. Jodi Schreiber, I believe we have clarified the requirement in that Rule 3.1.12(3) requires the affected area boundary be marked, and not the permit boundary. Ms. Schreiber indicated she could get that affected area boundary in Google Earth KMZ format (as agreed to previously) and provide it to the Division within the week. Please be aware, the Division also requires photographic documentation of having placed affected area boundary markers on the ground.

Once we receive the KMZ file depicting the affected area boundary and photos of the markers placed in the field, the Division can consider the corrective action resolved.

Please provide the requested information and files by August 28, 2020. If you have any questions or need further information, please contact me at (303)866-3567 x8169.

Sincerely,

Timothy A. Cazier, P.E.
Environmental Protection Specialist

ec: Michael Cunningham, DRMS
DRMS file
Jodi Schreiber, Fremont Paving

