



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

November 3, 2020

Mr. Jerald Schnabel
Castle Concrete Aggregates
7250 Allegheny Drive
Colorado Springs, CO 80203

Mr. Dan Tucker
CWPDA
200 South Main Street
Fowler, CO 81039

**Re: Incompleteness Notice No. 2, 112c Construction Materials Amendment Application (AM-05)
Pueblo East Pit, Permit No. M-1986-015**

Messrs. Schnabel and Tucker:

On October 31, 2020, the Division of Reclamation, Mining and Safety (Division) received your response to the Division's Incompleteness Notice dated October 28, 2020 for the Amendment Application (AM-05) package for the Pueblo East Pit, File No. M-1986-015. Review of your responses determined the following items need further clarification 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 No. 2; M-1986-015".

APPLICATION FORM:

1. **Primary Mine Entrance Location.** On page two, the coordinates of the mine entrance given do not match the mine entrance coordinates estimated during the Division's last inspection of the site. Please update with correct coordinates. Note the mine entrance coordinates are part of Exhibit A and are missing.

Castle Aggregates Response: The sale of the concrete plant in Feb 2019 did not allow for an easement to the Pueblo East gravel pits in this permit. The alternate entrance on Highway 96 is for limited access only and will now be the primary entrance for the work storage project. No trucks will enter or exit the property from the new entrance

DRMS: The coordinates given do not align with a roadway that accesses the site, see attached, and please provide updated coordinates for the mine entrance. How does the operator plan on accessing the site with equipment suitable enough to perform the reclamation proposed in AM-05 given there is no longer clear access to the site?



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

2. 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 Recorders Office, and made available for public review

Castle Aggregates Response: Pages related to the changes have been replaced at the Pueblo County Clerks office.

DRMS: Pursuant to Rule 6.4.18 the Division requires an affidavit or receipt indicating the date on which the application was placed with the local County Clerk and Recorder for public review. Please provide an affidavit or receipt.

Your 112 Application will not be considered filed until the information listed above is received and found sufficient to begin our review.

Pursuant to Rule 1.4.1(8), you have sixty (60) days from the date of the initial incompleteness 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 to the Division for consideration of extending the deadline.

The response to this Incompleteness Notice is due on or before December 26, 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

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ec: Jerald Schnabel, Castle Aggregates, Jerald_Schnabel@castleaggregate.com
Dan Tucker, CWPDA, dan@cwpa.org

Attachment 1

Name: AM-05 Entrance Location



Latitude: 38°16'26.20"N

Longitude: 104°32'9.10"W

Description

Style, Color

View

Altitude

Add link...

Add web image...

Add local image...

OK

Cancel



© 2020 Google

Google Earth

Imagery Date: 6/1/2018

38°16'21.84" N 104°32'08.66" W

elev 4635 ft

eye alt 7252 ft