



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

November 18, 2020

Aaron Bivens
Bivens Trucking & Excavating, Inc.
862 W. Willox Ln
Ft. Collins, CO 80524

Re: Bivens Pit, Permit No. M-1985-184, Approval of Corrective Action Date Extension

Mr. Bivens:

On November 18, 2020, the Division of Reclamation, Mining and Safety (Division) received your request to extend the corrective action date for the following problem identified in the Division's September 24, 2020 inspection report:

INSPECTION TOPIC: Reclamation Success

PROBLEM: Failure to follow the approved reclamation plan, or the current reclamation plan needs to be updated and clarified pursuant to C.R.S. 34-32.5-116(1). The operator must follow the approved reclamation plan or provide sufficient information to describe or identify how the operator intends to conduct reclamation. Specifically, the approved reclamation plan and map do not address the residential area and associated structures at the southern end of the site or the recreational area and associated structures at the eastern edge of the pond.

CORRECTIVE ACTIONS: By the corrective action date, the operator shall submit a Technical Revision, with the required \$216 revision fee, to update and clarify the current approved reclamation plan to reflect existing and proposed activities. This revision should include an updated reclamation plan and reclamation plan map that, at a minimum, addresses existing conditions at the site, including the residential and recreational areas (and associated structures) located within the permit area.

NEW CORRECTIVE ACTION DUE DATE: December 23, 2020

The Division has approved your extension request, giving the new corrective action due date listed above. If you have any questions, you may contact me by telephone at 303-866-3567, ext. 8129, or by email at amy.eschberger@state.co.us.

Sincerely,

Amy Eschberger
Environmental Protection Specialist

Cc: Michael Cunningham, DRMS

