

STATE OF
COLORADO

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

M-2021-009 YRR Incompleteness Response 2

Katie Todt <katie@lewicki.biz>

Fri, May 14, 2021 at 1:58 PM

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

Cc: "youngranchresource@gmail.com" <youngranchresource@gmail.com>, Ben Miller <ben@lewicki.biz>

Good afternoon, Amy:

Attached please find the Young Ranch Resource Quarry's (M-2021-009) second Incompleteness Response. Please let me know if a hard copy packet should be mailed to the DRMS in Denver. Thank you in advance and I hope you have a lovely weekend, Amy.

Attached:

- YRR Incompleteness Response 2 210514.pdf
- FINAL - YRR ROE Central City - executed 210513.pdf
- YRR Certified Mail Receipt - Black Hawk.pdf
- YRR Incompleteness Response 2 210514.pdf

Cheers,

Katie Todt

Senior Consultant

Greg Lewicki and Associates, PLLC

(314) 704-4505

4 attachments

FINAL - YRR ROE Central City - executed 210513.pdf
4259K

YRR Black Hawk City Council notify.pdf
143K

YRR Certified Mail Receipt - Black Hawk.pdf
106K

YRR Incompleteness Response 2 210514.pdf
277K



Greg Lewicki And Associates, PLLC

3375 W. Powers Circle
Littleton, CO 80123

Phone: (720) 842-5321
E-mail: info@lewicki.biz

Fax (303) 346-6934

May 14, 2021

Amy Eschberger
Colorado Department of Natural Resources
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203

RE: Young Ranch Resource Quarry, M-2021-009, Incompleteness Response 2

Amy:

Thank you for your second incompleteness review of the Young Ranch Resource Quarry's DRMS 112c Reclamation Permit application. Please allow the below listed replies to serve as response to your second Notice of Incompleteness dated March 15, 2021.

- 1. In Exhibit N, the Owners of Record to the affected lands are listed as Young Ranch Resource, LLC and Central City (for the Central City Parkway and the cut and fill areas adjacent to the parkway located within the proposed affected lands). The Exhibit includes two Deeds of Contribution with Limited Warranty for lands owned by Young Ranch LLC in Gilpin and Clear Creek Counties, but did not include documentation of the applicant's legal right to enter lands owned by Central City. In its completeness response, the applicant provided a notarized Affidavit for Right of Entry for lands owned by Central City, dated March 9, 2021. However, this document does not meet the requirements of Rule 6.4.14, as it lists four conditions on the access and further states "the Subject Property's access to the Parkway for the mining and reclamation activity described in the Application is not presently assured". Please provide documentation of the legal right to enter to conduct mining and reclamation for the proposed affected lands owned by Central City. This may include a copy of a lease or a signed statement by the landowner and acknowledged by a Notary Public stating that Young Ranch Resource, LLC has legal right to enter to conduct mining and reclamation. Please be sure this document includes the applicant name spelled out exactly the same way as it is registered with the Colorado Secretary of State (it was spelled incorrectly in the Affidavit submitted).***

Please find the attached executed Central City Right of Entry letter - FINAL – YRR ROE Central City – executed 210513.pdf.

- 2. The applicant has provided proof that notice of the application was sent to the Gilpin County Board of County Commissioners, the Clear Creek County Board of County Commissioners, and to the Central City Council. In Item #4 of its first incompleteness notice, the Division asked the applicant to also send notice of the permit application to***

the city of Black Hawk. However, proof of such notice was not included in the applicant's completeness response. Please provide proof that notice of the permit application was sent to Black Hawk. Proof of notice shall be in the form of a return receipt of a Certified mailing or a date-stamped copy of the notice acknowledging receipt by the appropriate representative. Due to the limitations imposed by the Covid-19 pandemic, the Division is also currently accepting proof in the form of an emailed response from the recipient acknowledging receipt of the notice.

Please find the attached certified mail receipt for notice of the Black Hawk City Council - YRR Certified Mail Receipt – Black Hawk.pdf. Additionally, the notice and letter to Black Hawk City Council is also attached - YRR Black Hawk City Council notify.pdf.

Please do not hesitate to contact me with questions or concerns.

Regards,

A handwritten signature in black ink, appearing to read "Katie Todt", written in a cursive style.

Katie Todt
(314) 704-4505
Greg Lewicki and Associates

Attachments:

- FINAL – YRR ROE Central City – executed 210513.pdf
- YRR Black Hawk City Council notify.pdf
- YRR Certified Mail Receipt – Black Hawk.pdf



City of Central City

PO Box 249
141 Nevada Street
Central City, CO 80427

May 13, 2021

Robert Young Jr.
Young Ranch Resource, LLC
5455 Ulysses Street
Golden, CO 80403

Re: License to Utilize Public Right-of-Way

Dear Mr. Young:

The City of Central is in receipt of a document entitled, 112 APPLICATION TO COLORADO DIVISION OF RECLAMATION, MINING, AND SAFETY, submitted by Young Ranch Resource, LLC, dated February 3, 2021 ("APPLICATION"). The Application includes right-of-way that is owned by the City within the affected lands boundary.

The City has reviewed the Application and determined that the use of City right-of-way for the purposes shown therein will create a benefit to public safety by adjusting grades along the Central City Parkway. As such, pursuant to Section 11-2-40 and Section 11-2-50, Central City Municipal Code, the City hereby issues this license to Young Ranch Resource, LLC to access the City-owned right-of-way to carry out the excavation and grading activities shown in the Application. This license constitutes a legal right to enter the City-owned right-of-way to conduct mining and reclamation as defined in the Colorado Land Reclamation Act for the Extraction of Construction Materials, C.R.S. 34-32.5-101 *et seq.*

By signing the acknowledgment below, Young Ranch Resource, LLC agrees that it, its successors, assigns, officers, employees, contractors, and subcontractors shall enter upon City right-of-way at their own risk, and shall assume all risks of carrying out work within the City right-of-way, and further, that Young Ranch Resource, LLC will comply with all applicable laws, regulations, ordinances, approvals, and permit terms in the carrying out of the activities and operations described in the Application.

Sincerely,

Sam Hoover,
Director of Public Works

Enclosure: Central City ROW YRR Quarry Impacts (dated January 30, 2021)



State of Colorado }
County of Gilpin } SS:

The foregoing instrument was acknowledged before me this 13th day of May, 2021 by Sam Hoover as Director of Public Works of the City of Central, a Colorado home rule municipality.


My Commission Expires: 9/9/2021

Reba Bechtel
Notary Public

ACKNOWLEDGMENT

The holder of this permit agrees to and shall comply with all provisions of Chapter 11 of the City of Central's Municipal Code and Administrative Regulations promulgated pursuant to such Code. The holder has obtained and reviewed a copy of the Administrative Regulations.

By: Young Ranch Resource, LLC,
a Colorado limited liability company


Robert Young, Jr., its manager

State of Colorado }
County of Denver } ss:

The foregoing instrument was acknowledged before me this 13th day of May, 2021 by Robert Young, Jr. as manager of Young Ranch Resource, LLC, a Colorado limited liability company.

My Commission Expires: Jan 15th 2023

F. Sara Buel
Notary Public

Farzana B Bhatt
Notary Public
State of Colorado
Notary ID 20214001998
My Commission Expires January 15, 2025

NOTICE OF FILING APPLICATION
FOR COLORADO MINED LAND RECLAMATION PERMIT
FOR REGULAR (112) HARD ROCK/METAL MINING OPERATION

NOTICE TO THE CITY COUNCIL
BLACK HAWK

The Young Ranch Resource, LLC has applied for a Regular (112) Reclamation permit from the Colorado Mined Land Reclamation Board (the "Board") to conduct the extraction of construction materials in Clear Creek and Gilpin Counties, Colorado. The attached information is being provided to notify you of the location and nature of the proposed operation. The entire application is on file with the Division of Reclamation, Mining, and Safety (the "Division") and the local county clerk or recorder.

The applicant/operator proposes to reclaim the affected land to rangeland. Pursuant to Section 34-32-116(7)(m), C.R.S., the Board may confer with the local Board of County Commissioners before approving of the post-mining land use. Accordingly, the Board would appreciate your comments on the proposed operation. Please note that, in order to preserve your right to a hearing before the Board on this application, you must submit written comments on the application within twenty (20) days after the date of the applicant's newspaper publication.

If you would like to discuss the proposed post-mining land use, or any other issue regarding this application, please contact the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567.



Greg Lewicki And Associates, PLLC

3375 W. Powers Circle
Littleton, CO 80123

Phone: (720) 842-5321
E-mail: info@lewicki.biz

Fax (303) 346-6934

May 14, 2021

Black Hawk City Council
City Annex Building
211 Church Street
PO Box 68
Black Hawk, CO 80422

Dear City Council Members:

Enclosed is a notice of application for a Regular 112 Reclamation permit from the Division of Reclamation, Mining and Safety for the quarry to be known as the Young Ranch Resource Quarry permitted by Young Ranch Resource, LLC. C.R.S. dictates that the County has twenty (20) days from the published notice in the local newspaper to submit written comments on the application. While C.R.S. does not require comment from the local City, as an adjacent city to the site, we would like to extend the opportunity to comment to the Black Hawk City Council. The Colorado Division of Reclamation, Mining and Safety requires evidence that you received this notice. Therefore, please sign and date the box below and return a mail or fax copy to our offices. Thank you.

Sincerely,

Katie Todt
Senior Consultant
Greg Lewicki and Associates, PLLC
(303) 346-5196
Katie@lewicki.biz
Fax: (303) 346-6934

The application was received on the following date: _____

by: _____

OUTBOUND TRACKING NUMBER

9414 7118 9956 0285 8454 28

RETURN RECEIPT TRACKING NUMBER

9490 9118 9956 0285 8454 08

FEES

Postage per piece	\$0.510
Certified Fee	\$3.600
Return Receipt Fee	\$2.850
Total Postage & Fees:	\$6.960

ARTICLE ADDRESS TO:

Black Hawk City Council
211 Church Street
PO Box 68
Black Hawk CO 80422-0068

Postmark
Here

