



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

June 30, 2021

Amy Brooks
Castle Rock Construction Company of Colorado, LLC
6374 S. Racine Circle
Centennial, CO 80111

**RE: Adequacy Review, 112c Construction Materials Application
Strode Pit, File No. M-2021-002**

Dear Amy Brooks,

The Division of Reclamation, Mining, and Safety (Division) has reviewed the content of the Castle Rock Construction Company of Colorado, LLC 112c Construction Materials Reclamation Permit Application for the Strode Pit, File No. M-2021-002, and submits the following comments. **The Division is required to make an approval or denial decision no later than July 14, 2021; therefore, a response to the following adequacy review concerns should be submitted to the Division as soon as possible.** If more time is needed to respond to this Adequacy Review, the Division can grant an extension of the decision date following a request by the Applicant. Please respond to this Adequacy Review with the requested information and summarize each response to the numbered items below, in a cover letter titled "Adequacy Review Response; M-2021-002".

The review consisted of comparing the application content with specific requirements of Rules 1, 3, 6.1, 6.2, and 6.4 of the Minerals Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials. Any inadequacies are identified under the respective exhibit.

GENERAL APPLICATION PROCEDURES

1. As required by Rule 1.6.2(1)(g), the Applicant submitted three return receipts of a certified mailing on June 7, 2021, demonstrating proof of noticing to the owners of record of all land surface within 200 feet of the boundary of the affected land, however, the return receipt of certified mailing to the owners of record of surface and mineral rights of the affected land was not included. Please submit proof of notice for the landowner of the permit boundary identified as Lucas and Tonya Strode.
2. The Division received comment letters from Division of Water Resources and History Colorado regarding the application. The letters are attached for your review. Please acknowledge and address any comments noted in the letters and make changes to the application as necessary

6.4 SPECIFIC PERMIT APPLICATION EXHIBIT REQUIREMENTS –112 OPERATIONS

EXHIBIT E – Reclamation Plan (Rule 6.4.5):

3. The Reclamation Plan Map depicts two large, relatively flat areas within the permit boundary after grading has been completed. The smaller area within the southern portion of the permit boundary appears to have positive drainage based the contour elevations, however, the larger area within the northern portion appears to be flat. Please commit to ensuring all reclaimed areas maintain positive drainage (standard practice is a 2% slope) to ensure storm water is not impounded.



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4. The Reclamation Plan Map depicts linear Erosion BMP features between the reclaimed disturbance and the drainage to the east. Please provide details on the type of erosion BMP which will be utilized during reclamation and please commit to removing the feature once adequate vegetation is established and the BMPs are no longer necessary.

EXHIBIT L – Reclamation Costs (Rule 6.4.12):

5. The Division holds a corporate surety in the amount of \$74,825 for Permit M-2019-002. As discussed, please agree that the bond for M-2021-002 will be set in the same amount.

This concludes the Division's adequacy review of this application. This letter shall not be interpreted to mean that there are no other technical deficiencies in your application; other issues may arise as additional information is supplied. Please be advised the permit application may be deemed inadequate, and the application may be denied on July 14, 2021, unless the above mentioned adequacy review items are addressed to the satisfaction of the Division. **If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant's right to a decision by July 14, 2021, and the request for additional time. This must be received no later than the deadline date.**

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 x8132**, or by email at elliott.russell@state.co.us.

Sincerely,



Elliott R. Russell
Environmental Protection Specialist

Enclosures: Division of Water Resources Comment Letter M2021002
History Colorado Comment Letter M2021002

EC: Jason Musick, Division of Reclamation, Mining & Safety
Matt Fonte, Castle Rock Construction Company of Colorado, LLC