




**MINERALS PROGRAM INSPECTION REPORT**  
**PHONE: (303) 866-3567**

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

<b>MINE NAME:</b> Railyard Subdivision	<b>MINE/PROSPECTING ID#:</b> M-2021-043	<b>MINERAL:</b> NA	<b>COUNTY:</b> Lake
<b>INSPECTION TYPE:</b> Illegal(Unpermitted Operation)	<b>INSPECTOR(S):</b> Dustin Czapla	<b>INSP. DATE:</b> July 6, 2021	<b>INSP. TIME:</b> 13:00
<b>OPERATOR:</b> NA	<b>OPERATOR REPRESENTATIVE:</b>	<b>TYPE OF OPERATION:</b> NM - Not Mining	
<b>REASON FOR INSPECTION:</b> Citizen Complaint	<b>BOND CALCULATION TYPE:</b> None	<b>BOND AMOUNT:</b> No Bond Held	
<b>DATE OF COMPLAINT:</b> NA	<b>POST INSP. CONTACTS:</b> None	<b>JOINT INSP. AGENCY:</b> None	
<b>WEATHER:</b> Clear	<b>INSPECTOR'S SIGNATURE:</b> 	<b>SIGNATURE DATE:</b> July 13, 2021	

## **OBSERVATIONS**

This inspection was conducted by the Division of Reclamation, Mining and Safety (Division) in response to a complaint received. On October 2, 2020 the complainant, Charles Selb, notified the Division of an alleged unpermitted gravel mining operation located in Lake County.

The Railyard Subdivision is located on the north side of Leadville, at 39.255403°, -106.290491°, on the northeast side of the intersection of Hwy 24 and 12<sup>th</sup> Street. The subdivision is currently under development, with different parts of the subdivision in different stages of construction. The subdivision is being developed by High Country Developers. John Lichtenegger, representing High Country Developers, was contacted following the inspection.

Mr. Lichtenegger stated that most of the material that is used at the project site is purchased from off-site permitted sources, but that occasionally the construction results in excess usable material that may be crushed or processed on site. This material generated from the site is generally used on site.

The complaint states that 1,000-2,000 tons of crushed roadbase material was removed from the site for use at Westpark Elementary school, approximately one and a half blocks west of the Railyard site. This inspection confirmed that a subdivision is currently under development, and that grading the area, grading lots, excavating basements, etc. is likely to result in incidental production of excess Construction Material as defined by the *MINERAL RULES AND REGULATIONS OF THE COLORADO MINED LAND RECLAMATION BOARD FOR THE EXTRACTION OF CONSTRUCTION MATERIALS* (Rules).

I also contacted Levi Schofield with Schofield Excavation, Inc. Mr. Schofield confirmed that they had hauled off some excess material from the Railyard site for use at the elementary school. The material was given to them by a former employee of High Country Developers. The material was considered to be excess material generated incidental to the subdivision development project. Mr. Lichtenegger stated he had no knowledge of material being given to Schofield Excavating.

The Division has considered the available information and determined that the gravel taken to the elementary school was generated incidental to the Railyard Subdivision development and that a reclamation permit was not required. No further action will be taken.

Responses to this inspection report should be directed to Dustin Czapla at the Division of Reclamation, Mining and Safety, 1313 Sherman Street Room 215, Denver, Colorado, 80203, phone number (303) 866-3567, ext. 8188.



Railyard Subdivision



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Westpark Elementary



Location