




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

The Division of Reclamation, Mining and Safety 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.

MINE NAME: Green/Croissant Property Sand and Gravel M	MINE/PROSPECTING ID#: M-2001-022	MINERAL: Sand and gravel	COUNTY: Weld
INSPECTION TYPE: Surety Release Inspection	INSPECTOR(S): Peter Hays	INSP. DATE: July 29, 2021	INSP. TIME: 11:30
OPERATOR: Loveland Ready-Mix Concrete, Inc.	OPERATOR REPRESENTATIVE: Stephanie Fancher-English	TYPE OF OPERATION: 112c - Construction Regular Operation	
REASON FOR INSPECTION: Surety Release Requested	BOND CALCULATION TYPE:	BOND AMOUNT: \$209,700.00	
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None	
WEATHER: Clear	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: August 17, 2021	

GENERAL INSPECTION TOPICS

This list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each. No problems or possible violations were noted during the inspection. The mine operation was found to be in full compliance with Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials and/or for Hard Rock, Metal and Designated Mining Operations. Any person engaged in any mining operation shall notify the office of any failure or imminent failure, as soon as reasonably practicable after such person has knowledge of such condition or of any impoundment, embankment, or slope that poses a reasonable potential for danger to any persons or property or to the environment; or any environmental protection facility designed to contain or control chemicals or waste which are acid or toxic-forming, as identified in the permit.

(AR) RECORDS----- <u>Y</u>	(FN) FINANCIAL WARRANTY----- <u>Y</u>	(RD) ROADS----- <u>N</u>
(HB) HYDROLOGIC BALANCE----- <u>N</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>Y</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>Y</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>Y</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>Y</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>Y</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>N</u>	(OD) OFF-SITE DAMAGE----- <u>N</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

OBSERVATIONS

The Green/Croissant Property Sand and Gravel Mine was inspected by Peter Hays with the Division of Reclamation, Mining and Safety (Division/DRMS) in response to an acreage reduction request (AR-04) submitted by the Operator on July 7, 2021. The Division is required by Rule 4.17.2 to inspect the site within sixty (60) days from the filed date to determine if the Permittee has complied with all applicable requirements of the Reclamation Plan. Mrs. Stephanie Fancher-English with Loveland Ready Mix was present during the inspection. A Reclamation Plan Map (Exhibit F1) from Weld County submitted with the release request is attached for reference.

The site is an 112c regular construction materials operation permitted for 92.90 acres. The site is divided into two (2) parcels, one owned by Loveland Ready-Mix Concrete, Inc. (LRM) - 48.0 acres and the leased property owned by the Christensen's - 44.9 acres (Cell 4). The Operator requested the acreage reduction for 2.5 acres owned by the Christensen's in AR-04. The 2.5 acre reduction request will accommodate the Weld County bridge replacement and road widening project scheduled to begin this fall. Weld County will assume the reclamation liability for the acreage reduction area including the final grading and revegetation of the slope along the northwest shoreline of Cell 4. Therefore, the Division believes the acreage reduction request for the 2.5 acre area from the Green/Croissant permit boundary is acceptable and appropriate.

On July 22, 2021, the Division received a letter from Jamie Christensen objecting to AR-04 for the following reasons:

1. The request is premature. The bridge design has changed several times since the county, without our permission sent LRM copies of a bridge design. There have been several instances of misrepresenting the facts and this is no exception. We have asked the county not to communicate with anyone that does not have legal authority to do so in regards to our property. We last had a county meeting on July 12th 2021 and are working on the details. The county has agreed to give us a 24 foot access for future commercial use. I received an email from Mike Bedell on July 20th, 2021 in regards to a new design that he stated they will try to have done, hopefully by the end of this month. There are several factors to address with the county requesting to move our access and do not know when it will be completed and how much it will actually affect the reclamation. We will update DRMS as soon we settle on an agreement. We have hired an Eminent Domain lawyer to handle and finalize all negotiations with the county on our behalf.

Division's response:

The area will be re-disturbed by Weld County for the purpose of road and bridge construction which is not mining related and therefore should be removed from the permit boundary. Loveland Ready-Mix is the Permittee for the site and is allowed to communicate with Weld County for disturbances within the permit boundary.

2. No release should be considered unless all issues that DRMS has been directed to fix are completed and inspected by DRMS. There are several issues with no date of completion issued so do we not know when to expect all the work to be done.

Division's response:

There are on-going investigations and possible corrective actions to be used by the Division for Cell 4. These issues will continue to be monitored and managed by the Division. The issues do not prevent Weld County from performing road and bridge improvements at the site.

3. Water quality. The water samples done by Telesto, hired by LRM in June have conveniently been lost. That is what Telesto told us directly. (see pictures I previously submitted)

Division's response:

The proposed Weld County project does not interfere with future water quality testing in Cell 4.

4. We are still waiting to see when and how LRM fixes the slope issues.

Division's response:

The "slope issues" referenced by Mrs. Christensen are un-related to the Weld County project.

5. The pipe that LRM left in the river with a large hole has not been fixed or addressed

Division's response:

The pipe Mrs. Christensen is referring to is un-related and outside of the acreage release area for the Weld County Project.

6. We are going to request to go before the board but have been advised to wait to see what items get fixed and what items would be left for the DRMS board to make a decisions on.

Division's response:

No comment required from the Division.

The Division will approve the acreage reduction request for the 2.5 acres owned by the Christensen's based on the observations from this inspection.

Photographs taken during the inspection are attached. 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 x 8124, or by email at peter.hays@state.co.us.

Inspection Contact Address

Stephanie Fancher-English
Loveland Ready-Mix Concrete, Inc.
P.O. Box 299
Loveland, CO 80539

Enclosure: Weld County Reclamation Plan Map

Ec: Jared Ebert, DRMS

PHOTOGRAPHS



View of the acreage reduction area from the southwest corner of the area looking east



View of the acreage reduction area from the northwest corner of the area looking east



View of the acreage reduction area from the northeast corner of the area looking west



View of the acreage reduction area from the southeast corner of the area looking west

