

August 30, 2021

Gary Slifka  
Union Milling Contractors  
P.O. Box 620490  
Littleton, CO 80162-0490



1313 Sherman Street, Room 215  
Denver, CO 80203

***RE: Arkansas Valley Slag (AVS), File No. M-2021-058, Receipt of Incomplete 112c Application Package***

Mr. Slifka:

On August 18, 2021, the Division of Reclamation, Mining and Safety (Division) received the above referenced application package. A preliminary review of the application determined that the following items must be received before the Division can consider the application complete for the purpose of filing, and technical review can begin:

**Exhibit D – Mining Plan** – The mining plan submitted is incomplete. Please provide a mining plan that addresses each of the requirements of Rule 6.4.4.

Please provide the following:

1. Pursuant to Rule 6.4.4 (a): A description of the methods of mining to be employed in each stage of the operation as related to any surface disturbance.
2. Pursuant to Rule 6.4.4 (b): A description of any earthmoving that will occur as part of the operation.
3. Pursuant to Rule 6.4.4 (c): A description of any water diversions or impoundments that will be part of the operation.
4. Pursuant to Rule 6.4.4 (d): The size of areas to be worked at any one time.
5. Pursuant to Rule 6.4.4 (e): An approximate timetable to describe the mining operation. The timetable is for the purpose of establishing the relationship between mining and reclamation during the different phases of a mining operation.
  - i. An estimate of the periods of time which will be required for the various stages or phases of the operation.
  - ii. A description of the size and location of each area to be worked during each phase.
  - iii. Outline the sequence in which each stage or phase of the operation will be carried out.



6. Pursuant to Rule 6.4.4 (g): Identify the primary and secondary commodities to be mined/extracted and describe the intended use.
7. Pursuant to Rule 6.4.4 (h): Name and describe the intended use of any/all expected incidental products to be mined/extracted by the proposed operation.
8. Pursuant to Rule 6.4.4 (j): Specify the dimensions of any existing or proposed roads that will be used for the mining operation. Describe any improvements necessary on existing roads and the specifications to be used in the construction of new roads.

#### **Exhibit Q Proof of Mailing Notices to Board of County Commissioners and Conservation District**

Pursuant to Rule 6.4.17 submit proof that notice of the permit application was sent to the Board of County Commissioners. Pursuant to Rule 1.6.2(1)(a)(ii) 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 local Board.

You have submitted a proof of notice stamped by the Clerk and Records office. Please submit proof the notice was sent to the Lake County Board of County Commissioners.

#### **Exhibit S – Permanent Man-made Structures**

Pursuant to Rule 6.4.19, where the affected lands are within 200 feet of any significant, valuable and permanent man-made structure, please provide:

- (a) a notarized agreement between the applicant and the person(s) having an interest in the structure, that the applicant is to provide compensation for any damage to the structure; or
- (b) where such an agreement cannot be reached, the applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- (c) where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility.

The application cannot be filed until all information listed above is received and found sufficient to begin our review. Please submit all necessary documents in order to address the above listed deficiencies within sixty days. If, at the end of the sixty day period, the application is still incomplete, the Division may deny the application and terminate the application file.

This letter shall not be construed to mean that there are no other technical deficiencies in your application. Once the application is filed the Division will review the application in order to determine whether it is adequate to meet the requirements of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Act) and the associated Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (Rules).

If you require additional information, or have questions or concerns, please contact me.

Sincerely,



***Dustin Czapla***

Environmental Protection Specialist

Division of Reclamation, Mining and Safety

Phone: (303) 866-3567, ext. 8188

dustin.czapla@state.co.us

Cc: