



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

September 27, 2021

Juan Padilla and Adam Schultejann
120 85 LLC
10925 E. 120th Ave
Henderson, CO 80640

**RE: 120th Estate Partners, Permit No. M2001-085,
Adams County Notice of Violation ECI2021-00001**

Dear Messrs. Padilla and Schultejann,

On September 24, 2021 the Division of Reclamation, Mining and Safety (DRMS/Division) was informed by Adams County a Notice of Violation had been issued by the Environmental Programs Division, see attached, to cease all recycling activities and remove from the site stockpiles of concrete and rebar.

The Division is aware that processing and recycling material was consistent with the approved reclamation plan. The operator is no longer able to process or recycle material therefore final reclamation must begin. Pursuant to Rule 3.1.3, all reclamation at the site must be completed in five (5) years.

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 x8114**, or by email at patrick.lennberg@state.co.us.

Sincerely,

Patrick Lennberg
Environmental Protection Specialist

Attachment: Adams County Notice of Violation Letter

cc: Jared Ebert, DRMS

ec: Adam Schultejann, 120 85 LLC, adamds.as@gmail.com
Juan Padilla, Henderson Pit, juan.hendersonpit@gmail.com
Miles Buescher, Adams County, MBuescher@adcogov.org



Attachments

STATE OF
COLORADO

Lennberg - DNR, Patrick <patrick.lennberg@state.co.us>

ECI2021-00001 Henderson Recycling and Landfill Violation Letter

Miles Buescher <MBuescher@adcogov.org>

Fri, Sep 24, 2021 at 11:23 AM

To: Jared Ebert - DNR <jared.ebert@state.co.us>, "Lennberg - DNR, Patrick" <patrick.lennberg@state.co.us>

Cc: Katie Keefe <KKeefe@adcogov.org>

Good morning Jared and Patrick,

Please see the attached violation letter issued by Adams County Environmental Programs Division.

Let me know if there is any additional information I can provide.

Thanks,

**Miles Buescher**Environmental Compliance Specialist II, *Community & Economic Development Department*

ADAMS COUNTY, COLORADO

4430 South Adams County Parkway, 1st Floor, Suite W2000A

Brighton, CO 80601

o: 720.523.6892 c: 720.766.8831 | mbuescher@adcogov.org www.adcogov.org

2 attachments**image001.jpg**
9K**ECI2021-00001 Violation Letter.pdf**

98K

Community & Economic
Development Department
www.adcogov.org



4430 South Adams County Parkway
1st Floor, Suite W2000B
Brighton, CO 80601-8218
PHONE 720.523.6880
FAX 720.523.6967
EMAIL: epermitcenter@adcogov.org

9/21/2021

RCU2016-00014

Henderson Recycling and Landfill
10925 E 120TH AVE
Henderson CO 80640-9733

RE: NOTICE OF VIOLATION
ECI2021-00001 - Environmental Compliance Inspection

Dear Mr. Padilla,

The Environmental Programs Division is charged with the duty of performing environmental compliance inspections for the enforcement of Adams County Regulations. After reviewing the quarterly testing/materials results provided by Essential Business Solutions LLC on 8/16/2021, Adams County staff discovered that material is still being recycled at this facility. A site inspection of Henderson Recycling and Landfill was conducted, on 08/24/2021 by Adams County's Environmental Programs Division staff. Staff observed numerous semi-trailers delivering concrete material to the site.

The following violations of county regulations were observed during the site inspection:

VIOLATIONS:

Operating a recycling facility without a permit.

The facility must be brought into compliance. Complete the following corrective actions immediately:

- 1) All recycling activities are to cease immediately; and
- 2) stockpiles of concrete material and scrap metal/rebar must be removed.

All documentation of corrective actions taken to come into compliance with the above shall be sent to Adams County - Environmental Programs Division, 4430 S. Adams County Pkwy STE W2000B, Brighton CO 80601, or emailed to Miles Buescher, Environmental Compliance Specialist, at mbuescher@adcogov.org within ten (10) days of receipt of this letter.

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An inspection will be performed on or after 10/4/2021 to verify corrective actions and compliance.

Thank you for your immediate attention to this matter. If you have any questions, please call 720-766-8831, or email mbuescher@adcogov.org

Sincerely,

Miles Buescher
Environmental Compliance Specialist
Environmental Programs Division