




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: Achieve More Agricultural Complex Site	MINE/PROSPECTING ID#: M-2021-024	MINERAL: Borrow material for	COUNTY: Weld
INSPECTION TYPE: Monitoring	INSPECTOR(S): Peter Hays	INSP. DATE: April 7, 2022	INSP. TIME: 10:00
OPERATOR: New Vision Investments, LLC	OPERATOR REPRESENTATIVE: Dan LaCoe	TYPE OF OPERATION: 111(1)(b) - Special One-Time Incidental	

REASON FOR INSPECTION: Citizen Complaint	BOND CALCULATION TYPE: None	BOND AMOUNT: \$75,000.00
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None
WEATHER: Windy	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: May 9, 2022

The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.

INSPECTION TOPIC: Markers

PROBLEM: All of the affected area boundary markers were not observed per the requirements of Rule 3.1.12.

CORRECTIVE ACTIONS: The boundaries of the affected area must be marked by monuments or other markers that are clearly visible and adequate to delineate such boundaries. The Division will require the Operator to survey the affected area to install the markers and verify the excavation has not disturbed more than the approved 28.13 acres.

CORRECTIVE ACTION DUE DATE: 6/8/22

OBSERVATIONS

The Achieve More Agricultural Complex Site was inspected by Peter Hays with the Division of Reclamation, Mining and Safety (Division/DRMS) to investigate a citizen's complaint (CT1) against the operation. Mr. Dan LaCoe with New Vision Investments, LLC was present during the inspection. A copy of the approved Mining Plan Map is attached for reference.

On April 1, 2022, the Division received a complaint from Diana Aungst with Weld County through the Division's complaint intake tool. The complainant stated mining activity was occurring on the east side of the access road for the property instead of the approved location on the west side of the property.

The approved Mining Plan includes two (2) noncontiguous areas; Mining Area "A" and Mining Area "B". Mining Area "A" consists of 10.24 acres and is located in the northwest corner of the property. Mining Area "B" consists of 17.89 acres and is located in the middle of the property. The mining area does extend to the east side of the access road. The excavation activities in Mining Area "A" are complete and the area is in reclamation. Evidence of recent excavation in the southeast corner of Mining Area "B" were observed during the inspection. The excavation activities in the southwest corner of Mining Area "B" are complete and the area is in reclamation. The northwest corner of Mining Area "B" will not be excavated according to the Operator.

The approved post-mining land use for the site is general agriculture. Mining Area "A" was graded to the approved 3H:1V slope or shallower, topsoiled and planted with a wheat crop. Evidence of the revegetation was observed during the inspection and the area appeared stable. The southwest corner of Mining Area "B" was graded, topsoiled and planted with a wheat crop. Evidence of the revegetation was observed during the inspection and the area appeared stable. A stockpile of topsoil was observed along the mining limit of Mining Area "B" along the northeast side of the area. Highwalls of approximately 4-5 feet in height were observed in the west portion and in the active southwest portion of Mining Area "B". The Operator stated the highwalls would be graded to the required 3H:1V slope or shallower.

The required affected area boundary markers were observed along the northeast side of Mining Area "B" only. As cited as a problem above, the Division will require the Operator to survey the affected area to install the markers to verify the excavation has not disturbed more than the approved 28.13 acres and provide evidence by the corrective action date. The Operator stated the contractor performing the excavation work, Mortenson, would be able to survey the site. GPS survey equipment was observed at the entrance gate of the site.

The complainant stated mining activity was occurring on the east side of the access road for the property instead of the approved location on the west side of the property. The approved Mining Plan allows for mining activities east of the access road in Mining Area "B". Enforcement actions will not be taken by the Division based on the complaint and the complaint investigation is considered closed by the Division.

The 111(1)(b) application for the site was issued by the Division on June 16, 2021. The requirements of a 111(1)(b) permit require reclamation of all affected lands to be completed within 12 months after the issuance of the permit. All site activities must be completed by June 16, 2022. The Operator was informed of the end date by phone following the inspection.

Photographs taken during the inspection are attached. If you need additional information or have any questions, please contact me at the 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.

PHOTOGRAPHS



View of Mining Area "B" from the west side looking southeast



View of the excavation activity in the southeast corner of Mining Area "B" from the north side looking southwest



View of Mining Area "B" from the northeast side looking southwest



View of the excavation activity in the southeast corner of Mining Area "B" from the south side looking north



View of Mining Area "A" from the west side looking east



View of Mining Area "A" from the east side looking west

GENERAL INSPECTION TOPICS

The following list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each

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

Inspection Contact Address

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New Vision Investments, LLC
20905 Weld County Road 2
Brighton, CO 80603

Enclosure – Mining Plan Map

Ec: Jared Ebert, DRMS
Diana Aungst, Weld County at daungst@weldgov.com

