




**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> Pueblo East Pit	<b>MINE/PROSPECTING ID#:</b> M-1986-015	<b>MINERAL:</b> Sand and gravel	<b>COUNTY:</b> Pueblo
<b>INSPECTION TYPE:</b> Surety-Related Inspection	<b>INSPECTOR(S):</b> Patrick Lennberg	<b>INSP. DATE:</b> May 18, 2022	<b>INSP. TIME:</b> 12:30
<b>OPERATOR:</b> Colorado Water Protective and Development	<b>OPERATOR REPRESENTATIVE:</b> Jerry Schnabel Dan Tucker	<b>TYPE OF OPERATION:</b> 112c - Construction Regular Operation	
<b>REASON FOR INSPECTION:</b> Surety Related	<b>BOND CALCULATION TYPE:</b> None	<b>BOND AMOUNT:</b> \$3,758,100.00	
<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> June 1, 2022	

**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>N</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>N</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</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>Y</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 Pueblo East Pit was inspected by Patrick Lennberg with the Division of Reclamation, Mining and Safety (Division/DRMS). The inspection was completed in response to a partial acreage release request (AR-1), submitted in accordance with Rule 4.17, received by the Division on April 7, 2022. The site was previously inspected by the Division on March 15, 2022 as part of SO-4. Jerald Schnabel, Castle Aggregates, and Dan Tucker, CWPDA, accompanied me during the inspection. The weather was clear.

The Pueblo East Pit is located approximately 7 miles east of Pueblo, CO. The access road is the intersection of US Hwy 50 and 26<sup>th</sup> Lane. Pueblo East Pit is a Construction Materials 112c Operation for 466.16 acres and is approved to affect 285 acres. The affected lands are proposed to be reclaimed to a combination of developed water resources, and wildlife habitat.

Per Rule 4.17.2(1) the Division sent notice of the release request to the Pueblo County Commissioners, Pueblo Planning Director, the South Pueblo Soil Conservation District and the landowner. The Division has not received any comments from the noticed parties.

The release request is for 1.67 acres located along the northern boundary of Phase 7, approximately in the middle of the Phase. Currently, the parcel is being used by Mountain States Sheet Metal as part of their work yard used for storage and work on larger projects. CWPDA, current landowner, would like to sell the property to Mountain States. This area of Phase 7 was added to the permit boundary through the approval of AM-1 in 2002 and was never affected by mining activities. Mr. Schnabel stated the parcel has slowly been encroached upon over time and the true extent was not fully determined until the sale of the property from Continental Materials to CWPDA. A review of historic aerial imagery shows the parcel was first disturbed, by Mountain States, between 1999 and 2004 and has been in continual use since that time. Mining of Phase 7 did not begin until 2012.

Based on observations made during this inspection the request for partial release of the permitted area will be approved. The release of 1.67 acres of the Phase 7 area will reduce the permit area to 464.49 acres and the affected area will remain 285 acres, based on a current permit boundary survey. Notice of the Division's decision regarding the release request will be sent under a separate cover letter.

Photographs taken during the inspection are attached.

Please contact Patrick Lennberg (303)866-3567 ext. 8114 or email at [patrick.lennberg@state.co.us](mailto:patrick.lennberg@state.co.us) if you have any questions regarding this report.

#### **Inspection Contact Address**

Dan Tucker  
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cc: Jared Ebert, DRMS

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## **PHOTOGRAPHS**

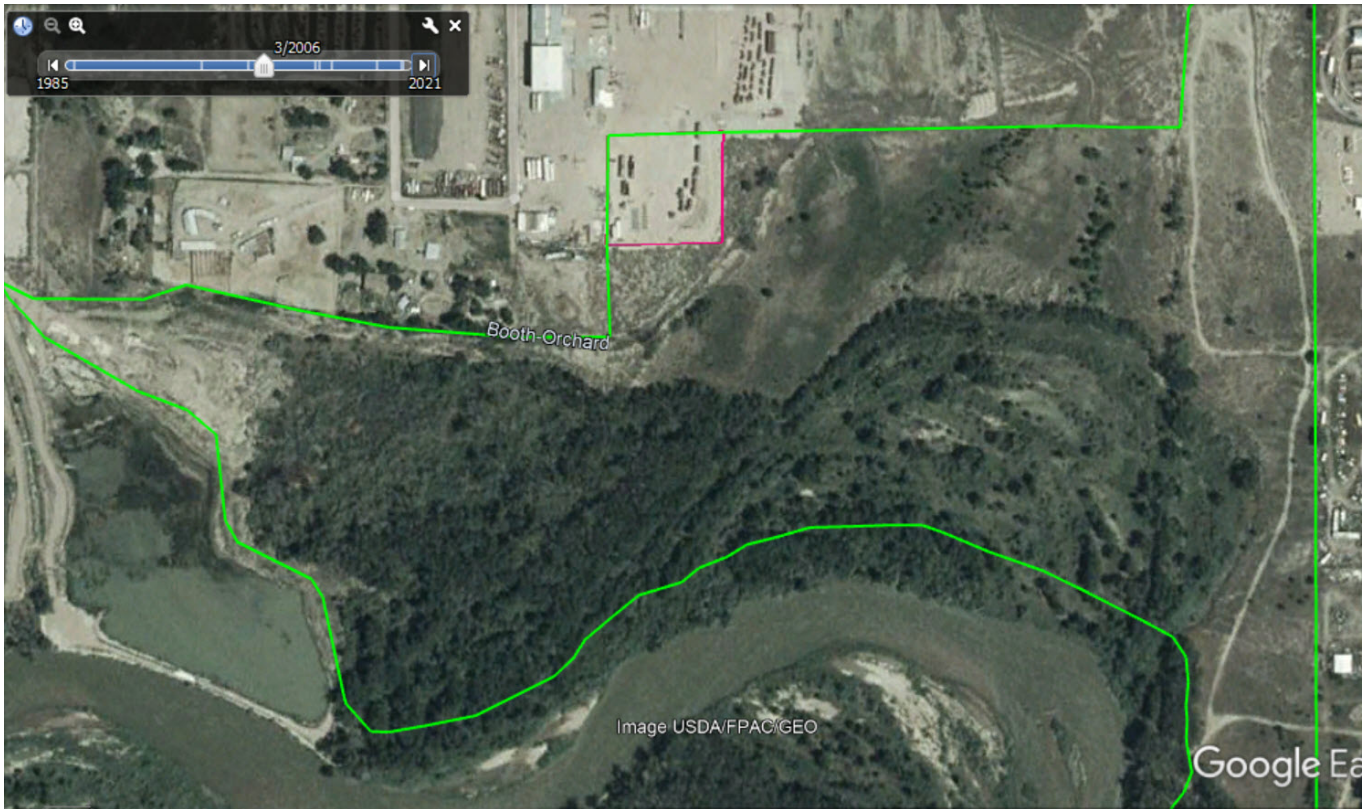


**Photo 1:** Aerial image from 1999, Phase 7 boundary in green and release area in magenta



**Photo 2:** Aerial image from 2004, Phase 7 boundary in green and release area in magenta





**Photo 3:** Aerial image from 2006, Phase 7 boundary in green and release area in magenta



**Photo 4:** Aerial image from 2012, Phase 7 boundary in green and release area in magenta





**Photo 5:** Aerial image from 2013, Phase 7 boundary in green and release area in magenta



**Photo 6:** Aerial image from 2021, Phase 7 boundary in green and release area in magenta





**Photo 7:** Looking northwest across the release request parcel



**Photo 8:** Looking north across the release request parcel





**Photo 9:** Looking southwest across the release request parcel



**Photo 10:** Looking north along the east boundary of the release request parcel