



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

July 19, 2022

John Stoddard
Stoddard Construction, LLC
29111 CR V.5
La Junta, CO 81050

**Re: Adequacy Review No. 2, 110c Construction Materials New Permit Application
Stoddard Pit, Permit No. M-2022-028**

Mr. Stoddard:

On July 19, 2022, the Division of Reclamation, Mining and Safety (Division) received all your responses to the Division's Preliminary Adequacy Review letter dated July 5, 2022. However, there are a few additional items that require clarification. Pursuant to Rule 1.4.2 the 30-day decision date for the application is set for July 27, 2022.

The following items will need to be addressed to the Division's satisfaction prior to the decision date. If you are unable to satisfactorily address any concerns identified in this review before the decision date, it will be your responsibility to request an extension of the review period. If there are outstanding issues that have not been adequately addressed prior to the end of the review period, and no extension has been requested, the Division may deny this application. Subsequent to receipt and review of the Applicant/Operator's response to these items the Division may identify additional adequacy items. Please respond to this Adequacy Review No. 2 with the requested additional/updated information and summarize each response in a cover letter titled "Adequacy Response No. 2; M-2022-028".

EXHIBIT D – Reclamation Plan (Rule 6.3.4):

1. It is the Division's understanding that the applicant will not apply for a stormwater detention permit but will allow any stormwater to infiltrate into the ground and if there is ponding for longer than 72 hours then the applicant will eliminate the ponding areas. Please confirm this is the case or provide an alternate narrative.
2. It is the Division's understanding that the applicant will not be leaving an exposed shale floor and is planning on spreading overburden over the floor and seeding it with the NRCS recommended seeding mixture. Please confirm this is the case or provide an alternate narrative.



3. The Division has attached to this review its Reclamation Cost Estimate for the site. Please review the estimate and provide any comments, as this amount will be the required financial warranty amount for the site.

Other:

4. Pursuant to Rule 1.6.2(2), please demonstrate that the Applicant's response to these adequacy issues have been placed with the application materials previously placed with the County Clerk or Records Office, and made available for public review

The decision deadline on this application is July 27, 2022. If additional time is required to respond to these adequacy issues please submit a written request for extension of the review period. The Division reserves the right to further supplement this document with additional adequacy issues and details as necessary.

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: Reclamation Cost Summary

cc: Jared Ebert, DRMS

ec: Levi Stoddard, Stoddard Construction, LLC, copilot701@gmail.com

Attachments

COST SUMMARY WORK

Task description: _____

Site: Stoddard Pit

Permit Action: New Permit

Permit/Job#: M2022028

PROJECT IDENTIFICATION

Task #: 000

State: Colorado

Abbreviation: None

Date: 7/19/2022

County: Otero

Filename: M028-000

User: JPL

Agency or organization name: DRMS

TASK LIST (DIRECT COSTS)

Task	Description	Form Used	Fleet Size	Task Hours	Cost
001	Grading Slopes to 3:1	DOZER	1	16.71	\$3,565
002	Revegetation	REVEGE	1	8.00	\$4,531
003	Mob/Demob	MOBILIZE	1	2.40	\$2,303
004	Electric Fence	NA	1	1.00	\$1,400
<u>SUBTOTALS:</u>				28.11	\$11,799

INDIRECT COSTS

OVERHEAD AND PROFIT:

Liability insurance: 2.02
Performance bond: 1.05
Job superintendent: 13.55
Profit: 10.00

Total = \$238
Total = \$124
Total = \$1,018
Total = \$1,180

TOTAL O & P = \$2,560

CONTRACT AMOUNT (direct + O & P) = \$14,359

LEGAL - ENGINEERING - PROJECT MANAGEMENT:

Financial warranty processing (legal/related costs): \$500
Engineering work and/or contract/bid preparation: 10.00
Reclamation management and/or administration: 7.10

Total = \$500
Total = \$1,436
Total = \$1,019

CONTINGENCY: 0.00

Total = \$0

TOTAL INDIRECT COST = \$5,516

TOTAL BOND AMOUNT (direct + indirect) = \$17,315