

December 28, 2022

Jim Sutherland  
S & S Aggregate  
P.O. Box 216  
Egnar, CO 81325



1313 Sherman Street, Room 215  
Denver, CO 80203

***RE: Gleason Pit, Permit # M-1983-159, Notice of Hearing for Consideration of 2nd Period of Temporary Cessation***

Mr. Sutherland:

The Division of Reclamation, Mining and Safety (Division) received your request for a second period of Temporary Cessation. The matter has been scheduled for consideration by the Mined Land Reclamation Board (Board). The hearing will take place during the January 25-26, 2023 Board meeting. The Board hearing will be held by a virtual Zoom hearing beginning at 9:00 a.m. on January 25, 2023 or as soon thereafter as the matter can be considered.

Please provide your email address to MLRB administrator Camille Mojar at [camille.mojar@state.co.us](mailto:camille.mojar@state.co.us) by January 20, 2023 so that she can add you to the Zoom hearing invite list.

Information provided to the Board by the Division regarding this matter has been included with this letter.

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

Sincerely,

A handwritten signature in blue ink, appearing to read 'Dustin Czapla'.

***Dustin Czapla***  
Environmental Protection Specialist  
Division of Reclamation, Mining and Safety  
Phone: (303) 866-3567, ext. 8188

Enc: MLRB Packet M-1983-159



## **Memorandum**

**Date:** December 12, 2022

**To:** Mined Land Reclamation Board

**From:** Dustin Czapla, DRMS

**RE:** Gleason Pit; DRMS File No. M-1983-159; Board Action – Consideration of request for second five year period of Temporary Cessation

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Staff recommends that the Board accept the above referenced Notice of Temporary Cessation. Staff has verified that the Notice included the following information required by Rule 1.13.5 (3):

1. A revision fee
2. Demonstration that the existing financial warranty is adequate to cover reclamation liability
3. Explanation why Operator has not recommenced operations or begun reclamation
4. Demonstration of continued commitment to conduct mining operations at the site by the end of the second five year period (March 10, 2027).

Pursuant to Rule 1.13.5 (4), staff has:

1. Inspected the site (no compliance issues noted)
2. Reviewed the file for complaints against the operation (no complaints have been filed)

No reclamation or performance standards issues were noted during field or file inspection. No concerns have been expressed by interested parties.

The following documents are included in this Board Packet:

1. Temporary Cessation Request (October 5, 2022)
2. Inspection Report (June 23, 2022)
3. Reclamation Cost Estimate Summary (June 26, 2022)



# COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY

1313 Sherman Street, Room 215, Denver, Colorado 80203 Phone (303) 866-3567

RECEIVED

OCT 05 2022

DIVISION OF RECLAMATION  
MINING AND SAFETY

## TEMPORARY CESSATION NOTICE

(mining activities temporarily cease for more than a one-year period)

Today's date: Sept 23 2022

Permit number: M- 1983-159 Site name: Gleason Gravel Pit

County: San Miguel

TC number: \_\_\_\_\_ (DRMS use only)

Permittee making request: S & S Aggregate, Inc.

Operator (if other than permittee): \_\_\_\_\_

TC-2  
DMC/THM

Date the initial five-year period of Temporary Cessation begins: 3/20/2017

Reason mining activities (materials extraction, processing, hauling) have ceased:

Crusher has been sold and not being replaced;  
Mainly due though to lack of aggregate sales  
in the area locally

Description of plan to resume operations:

Possibly within the next 36 months hopeful the  
local economy will pick up and or a client  
will be requesting gravel production

Description of plan to meet performance standards of Rule 3.1 during temporary cessation (reclamation, weed control, monitoring, signs, markers, etc.):

This is and has been all along done regarding  
weed control, monitoring signs and markers  
are still in place

Number of affected acres: 39.81

Amount of financial warranty (bond) on deposit with the state: \$ 90,965-

Required fees for Temporary Cessation by permit type (please mark the correct fee and submit it with this request for Temporary Cessation):

Permit type	Required TR fee	Submitted (mark only one)
Construction Materials	\$144	<input checked="" type="checkbox"/>
Hard Rock/ Metal Mining	\$115	<input type="checkbox"/>

The above-referenced permit has entered Temporary Cessation. This site has reserves remaining to be mined.

Operator's signature: Jim Bullock

Please note:

1. While in Temporary Cessation, the operator must continue to comply with the Rules and Act, including maintaining the site, and must continue to file an annual report and annual fee.

Division of Reclamation, Mining, and Safety

Fee Receipt for M1983159

S & S Aggregate, Inc  
Jim Sutherland  
P.O. Box 216

Egnar

CO 813250000

Receipt #: 39793

Date: 10/06/2022


Permit: M1983159

Payment Method	Revenue Code	Fee Description/Notes	Amount
Check #3635	4300-MTC0	Minerals Temporary Cessation User: AHD TC-2	\$144.00
Receipt Total:			\$144.00



**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> Gleason Pit	<b>MINE/PROSPECTING ID#:</b> M-1983-159	<b>MINERAL:</b> Sand and gravel	<b>COUNTY:</b> Montrose
<b>INSPECTION TYPE:</b> Monitoring	<b>INSPECTOR(S):</b> Dustin Czaplá	<b>INSP. DATE:</b> June 23, 2022	<b>INSP. TIME:</b> 13:30
<b>OPERATOR:</b> S & S Aggregate, Inc	<b>OPERATOR REPRESENTATIVE:</b> None	<b>TYPE OF OPERATION:</b> 112c - Construction Regular Operation	
<b>REASON FOR INSPECTION:</b> Normal I&E Program	<b>BOND CALCULATION TYPE:</b> Complete Bond	<b>BOND AMOUNT:</b> \$30,965.00	
<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 29, 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>Y</u>	(FN) FINANCIAL WARRANTY----- <u>Y</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>N</u>
(SM) SIGNS AND MARKERS----- <u>Y</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>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**

This inspection was conducted as part of the Division of Reclamation, Mining and Safety's (Division) normal monitoring program. A representative for the Operator was not present. Photographs are included with this report in order to illustrate some of the conditions observed.

The Gleason Pit is located approximately 1.5 miles southeast of Redvale and accessed from 37 Road. The site is a 112c operation that includes a total of 39.81 permitted acres. The Division currently holds a financial warranty amount of \$30,965.00 for this site. The Division has reviewed the reclamation costs, in order to ensure the financial warranty reflects the actual current cost of fulfilling the requirements of the Reclamation Plan, and determined that the current financial warranty amount is sufficient.

Adequate mine identification signage was noted at the entrance to the site.

The affected area was marked by fencing that was clearly visible and adequate to delineate the affected area boundary.

**The site has been in Temporary Cessation since March 10, 2017. The initial 5 year Temporary Cessation period allowed by Rule 1.13.8 (1) has expired. The Operator must now commence final reclamation of the site, to be completed within 5 years pursuant to Rule 3.1.3. Alternatively, the Operator may file a request for an extension of the Temporary Cessation period pursuant to Rule 1.13.8 (1)(b).**

No evidence of any recent mining activity was observed. Conditions at the site appear relatively unchanged from the Division's last inspection, which took place on May 1, 2019. A scale and scalehouse are located near the site entrance. Various equipment and refuse are stored in the area south of the scale. The existing highwalls were left at random grades, from near vertical to 3H:1V. A near vertical highwall exists on the south side of the access road in the east side of the pit. Highwalls around the power poles are approximately 0.5H:1V. Except for a section of 0.5H:1V slope in the central part of the north pit wall, the west and north slopes are graded from 2H:1V to 3H:1V.

No problems or violations were noted during this inspection.

Responses to this inspection report should be directed to Dustin Czapla at the Division of Reclamation, Mining and Safety, 1313 Sherman Street Room 215, Denver, Colorado, 80203, phone number (303) 866-3567, ext. 8188.





**Inspection Contact Address**

Jim Sutherland  
S & S Aggregate, Inc  
P.O. Box 216  
Egnar, CO 81325



## COST SUMMARY WORK

Task description: Review reclamation costs based on observed conditions

Site: Gleason Pit

Permit Action: 2022-06-23 Inspection

Permit/Job#: M1983159

### PROJECT IDENTIFICATION

Task #: 000

State: Colorado

Abbreviation: None

Date: 6/29/2022

County: Montrose

Filename: M159-000

User: DMC

Agency or organization name: DRMS

### TASK LIST (DIRECT COSTS)

Task	Description	Form Used	Fleet Size	Task Hours	Cost
01a	Reduce all mined slopes to 3H:1V	DOZER	1	3.19	\$665
02a	Rip pit floor	RIPPER	1	12.21	\$2,722
03a	Spread topsoil	DOZER	1	18.20	\$3,802
04a	Revegetate disturbed area	REVEGE	1	12.00	\$14,452
05a	Mobilize reclamation crew and equipment	MOBILIZE	1	3.30	\$2,816
<b><u>SUBTOTALS:</u></b>				<b>48.9</b>	<b>\$24,457</b>

### INDIRECT COSTS

#### OVERHEAD AND PROFIT:

Liability insurance: 2.02

Total = \$494

Performance bond: 1.05

Total = \$257

Job superintendent: 24.45

Total = \$1,837

Profit: 10.00

Total = \$2,446

TOTAL O & P = \$5,033

CONTRACT AMOUNT (direct + O & P) = \$29,490

#### LEGAL - ENGINEERING - PROJECT MANAGEMENT:

Financial warranty processing (legal/related costs): \$0

Total = \$0

Engineering work and/or contract/bid preparation: 0.00

Total = \$0

Reclamation management and/or administration: 5.00

\$1,475

CONTINGENCY: 0.00

Total = \$0

TOTAL INDIRECT COST = \$6,508

**TOTAL BOND AMOUNT (direct + indirect) = \$30,965**