



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

February 7, 2023

Ms. Sarah Lorang  
12800 Foothills Hwy  
Longmont, CO 80503

**RE: Response to Citizen Complaints CT3 and CT5; Lyons Quarry;  
Permit File No. M-1977-208;**

Dear Ms. Lorang,

On January 9, 2023 and January 11, 2023, the Division of Reclamation, Mining and Safety (Division/DRMS) received your two written complaints (CT3 and CT5), regarding the Lyons Quarry. The Division has reviewed your concerns and below you will find the Division's responses to the items contained in the complaints.

**Citizen Complaint CT-3**

Increase in truck traffic: The Division does not have jurisdiction over complaints regarding the increase in truck traffic at the site and those complaints are best addressed through Boulder County.

Custom Mill: The term milling is used to describe extractive metallurgical processing as presented in the Hard Rock, Metal, and Designated Mining Operations Rules. The Lyons Quarry is a Construction Materials operation and therefore not subject to the Hard Rock Rules.

Current Activities at the Lyons Quarry: Pursuant to Construction Materials Rule 1.1(30) a Mining Operation includes transportation or processing on affected lands. Currently approved site operations are included in that definition, and the Division finds that a revision to the Lyons Quarry permit is not necessary or required.

Leaving the Cement Plant: If the Operator wanted to change the currently approved permit in a way which has a significant effect upon the approved Reclamation Plan they would have to submit an Amendment Application. At this time the Division would consider leaving the plant a significant change.

**Citizen Complaint CT-5**

Inadequate Surety Bond: The Division has initiated a review of the adequacy of the current required surety. If it is determined the reclamation liability exceeds the current required surety, the Division will



issue a Surety Increase notice to the Operator and they will have 60 days from that date to amend the current Financial Warranty or submit a new Financial Warranty.

Reclamation Plan: In September of 2003, the Division approved Technical Revision No. 2 (TR2) allowing on-site disposal of concrete rubble for use at the close and demolition of the concrete plant. The Division finds that a revision to the Lyons Quarry permit is not necessary or required at this time for this activity.

If you need additional information or have any questions, please contact me by telephone at **303-866-3567 x8114**, or by email at [patrick.lennberg@state.co.us](mailto:patrick.lennberg@state.co.us).

Sincerely,



Patrick Lennberg  
Environmental Protection Specialist

cc: Jared Ebert, DRMS

ec: Scott Harcus, CEMEX, Inc., [scotta.harcus@cemex.com](mailto:scotta.harcus@cemex.com)