



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

March 21, 2023

Garrett Varra
Raptor Materials LLC
8120 Gage Street
Frederick, CO 80516

**Re: Two Rivers Sand, Gravel and Reservoir Project, File No. M-2022-013,
112c Permit Application, Fifth Adequacy Review**

Dear Mr. Varra:

This letter is a fifth adequacy review letter for the Two Rivers Sand, Gravel and Reservoir Project. The one adequacy item is in addition to adequacy items in previous adequacy letters, and is based on conversations with staff at Colorado Parks and Wildlife.

Raptor Materials, LLC (RM) should revise the Extraction Plan (Exhibit D) to include a paragraph discussing operation of the conveyor that is proposed to extend from the extraction area to the processing area and over the Big Thompson River. To protect the Severe Winter Range of Mule Deer, the conveyor should only be operated between 8 am and 5 pm during the months of December through April. In addition, construction of the conveyor should also follow this schedule, and RM should avoid open trenches or pits that could harm animals during construction of the conveyor. Finally, RM should commit to limiting the use of lights on the conveyor in the riparian areas.

Please be advised that the Two Rivers, Sand, Gravel and Reservoir Project application may be deemed inadequate, and the application may be denied, unless the above-mentioned adequacy review item is addressed to the satisfaction of the Division. If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant's right to a decision by March 31, 2023 and a request for additional time. This must be received no later than the decision date.



If you have any questions, please contact me at rob.zuber@state.co.us or (720) 601-2276.

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert D. Zuber".

Robert D. Zuber, P.E.

Environmental Protection Specialist

Cc: Brad Janes, RM; Kevin Jeakins, RM;
Peter Christianson, RESPEC;
Michael Cunningham, DRMS