



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

Rm 215
1001 E 62nd Ave
Denver CO 80216

June 21, 2023

Jim McCuiston
JH Sand & Gravel, LLC
5960 Ln 23
Sugar City, CO 81076

RE: JH Sand & Gravel Pit #1, Permit No. M-1979-131, Technical Revision (TR-3), Adequacy Review

Dear Mr. McCuiston:

The Division of Reclamation, Mining and Safety (Division) is in the process of reviewing the above referenced Technical Revision in order to ensure that it adequately satisfies the requirements of the Colorado Mined Land Reclamation Act (§ § 34-32.5-101-34-32.5-125) (Act) and the Rules and Regulations for the Extraction of Construction Materials (Rules). During review of the material submitted, the Division determined that the following issues of concern need to be adequately addressed before the Technical Revision can be considered for approval:

1. A revision to the mining plan and mining plan map is required. The mining plan must provide the following details pertaining to the proposed batch plant at minimum:
 - a. Where will the batch plant be located?
[Exact location has not yet been determined.](#)
 - b. Will additional materials be needed to operate the batch plant be stored onsite? [Yes](#)
 - i. If so, where will they be located? [Yet to be determined of exact location](#)
 - ii. How will they be stored? [Stock piled near batch plant](#)
 - iii. How will these materials be handled? [Loader](#)
 - c. Will the plant generate any waste material? [No](#)
 - i. If so, how will the waste be handled and disposed of?
 - d. Will additional permits and/or licenses be required to operate the batch plant? [No](#)
 - i. If so, have these been applied for?
 - e. The TR-3 application states that "Crowley County has no submittal requirements for this plant". Is there documentation that states that the county does not require additional approval? [A letter from zoning officer can be acquired if necessary](#)
 - f. Provide an updated reclamation plan that accounts for the reclamation of the batch plant and any associated disturbance. [The reclamation will be in an area of permit that has yet to be reclaimed, and that plan has not changed.](#)

Update mining plan narrative, mining plan map, reclamation plan narrative, and any other exhibits affected by these changes pursuant to Rule 6.4.



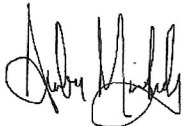
2. Please submit a plan showing how runoff from the disturbed area associated with the concrete plant and its operation will be managed to protect against pollution of hydrologic balance in accordance with Rule 6.4.7(2)(c). There is no known runoff and no disturbances of hydrological balance.

The Division is required to issue a decision on **July 5, 2023**. Please submit your response(s) to the above listed issue(s) at least three days prior to the decision date in order to allow the Division sufficient time for review. If you cannot address the above issues by this date, please request an extension to the decision due date to ensure adequate time for the Division to review materials. If any adequacy issues remain by the decision due date the Division may deny your request.

The Division will continue to review your Technical Revision and will contact you if additional information is needed.

If you require additional information, or have questions or concerns, please contact me via email at amber.michels@state.co.us or by telephone at (720) 836-0967.

Sincerely,



Amber Michels
Environmental Protection Specialist

Ec: Jared Ebert, Senior EPS, DRMS