

Re: Objection Letter -May Day Idaho Mine Complex M1981-185 Acreage Release Request (AR-1)

External

Inbox

**Jacob Dyste - CDPHE**

to gmlrob, me, John

10:17 AM (44 minutes ago)

Mr. Robinson,

The majority of the requests in Wildcat Mining's August 18, 2023 letter to the Division of Reclamation, Mining, and Safety fall outside of the Water Quality Control Division's ("WQCD") regulatory authority. However, WQCD provides the following response to objections that do fall under our regulatory authority.

- WQCD does not have a regulatory tool called a water quality waiver and therefore cannot meet this request.

- Sunrise Mining is currently required by NPDES Permit #CO0049054 to maintain control measures and sample stormwater at the Chief Portal. This cannot change unless Sunrise Mining requests a permit modification, which they have not done. However, WQCD would like to know how this can happen without a visitor access agreement?

If the Idaho Mine is not removed from the DRMS permit, Wildcat Mining will be required to obtain water quality permit coverage as the owner of the Idaho Mine. All permitted mining operations, whether they are in cessation or active, require water quality permit coverage. The Idaho Mine does not currently have water quality permit coverage and is in violation of the State of Colorado's Water Quality Control Act and it's implementing regulations.

Jacob

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Jacob Dyste

Enforcement Specialist



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