

**STATE OF
COLORADO**

Simmons - DNR, Leigh <leigh.simmons@state.co.us>

M1980136, Chambers Pit, TR-5, Third Adequacy Review

Simmons - DNR, Leigh <leigh.simmons@state.co.us>

Fri, Aug 25, 2023 at 12:31 PM

To: "Burkey, Jason K (CRH Americas Materials)" <jason.burkey@na.crh.com>, "Bartuska, Tyra L (United Companies)" <tyra.bartuska@unitedco.com>, Ben Langenfeld <benl@lewicki.biz>

The third adequacy review letter for TR-5 is attached. Since there remain outstanding issues to be resolved and the decision due date is today, please request an extension to the deadline to allow time for a response.

Leigh Simmons
Environmental Protection Specialist



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

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On Fri, Aug 25, 2023 at 12:22 PM Simmons - DNR, Leigh <leigh.simmons@state.co.us> wrote:

The report from the August 14, 2023 inspection is attached

(TR-5 adequacy review letter to follow shortly)

Leigh Simmons
Environmental Protection Specialist



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 **M1980136_TR5_AdequacyReview_3.pdf**
268K



Jason Burkey
Oldcastle SW Group, Inc. dba United
Companies of Mesa County
2273 River Road
Grand Junction, CO 81502

August 25, 2023

Re: Chambers Pit (M-1980-136)
TR-5, Third Adequacy Review

Dear Mr. Burkey,

This adequacy review follows the Division's inspection of August 14, 2023. Please see the comments below (older text is italicized).

1. [Mine Plan – this item has been addressed]
2. [Affected area – this item has been addressed]
3. *The proposed text of Exhibit E states that backfilling and grading is complete at the site. Again, this seems to be inconsistent with the most recent Annual Report, which states that 35 acres have been backfilled and graded. Please clarify the status of backfilling and grading at the site.*

Per the July 27th letter, backfilling and grading has been completed. In order to remove this task from the cost estimate the Division will need to verify the final topography. An inspection will be scheduled for this purpose during the week of August 15. Since the Reclamation Cost Estimate will need to be updated with TR-5, and the largest item in the current cost estimate (2010) is for backfilling and grading, the approval of TR-5 will be delayed until after the inspection has been completed.

The site was inspected on August 14, 2023. It was found that there are some areas of the site which have not been graded to a 3H:1V slope or shallower (the inspection report has complete details).

Please revise the text of Exhibit E, Item 1, specifically the sentence which reads: “All final mining slopes have been backfilled and graded to their final reclaimed 3H: 1 V slopes or shallower”. The revised text should either retain the commitment to final slopes of 3:1 or shallower, or propose (with reasonable justification) specific areas where there will be a variance to the slope gradient commitment. Note that the post-mining topography should be accurately depicted on the map in Exhibit F, since this will be the reference used during the bond release process.



4. [Topsoil – this item has been addressed]
5. [Seed mix – this item has been addressed]
6. [Landowner consultation – this item has been addressed]
7. [Revegetation success criteria – this item has been addressed]
8. **Please correct the typo in Exhibit E, Item 1 which refers to the Hayden Gravel Pit.**

The decision due date for TR-5 is August 25, 2023.

Sincerely,

A handwritten signature in blue ink, appearing to read 'L. Simmons'.

Leigh Simmons
Environmental Protection Specialist

cc: Ben Langenfeld; benl@lewicki.biz