



STATE OF
COLORADO

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

C1980007, West Elk Mine, MR-476, Adequacy Review

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

Fri, Sep 1, 2023 at 12:37 PM

To: "Poulos, Nicki" <npoulos@archrsc.com>

Attached

Leigh Simmons
Environmental Protection Specialist



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

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Adequacy letter, West Elk, MR-476, 1.pdf

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

Nicki Poulos
Mountain Coal Company, LLC
5174 Highway 133
Somerset, CO 81434

September 1, 2023

Re: West Elk Mine (Permit No. C-1980-007)
Minor Revision No. 476, (MR-476)
Initial Adequacy Review

Dear Ms. Poulos,

The Colorado Division of Reclamation, Mining and Safety (Division) has completed the initial review of materials submitted by Mountain Coal Company, LLC (MCC) in support of the MR-476 application.

Please respond to the following adequacy items:

1. The Division understands that the wildfire risk mitigation activity proposed with MR-476 is not directly associated with mining. Furthermore the impacts will be to vegetation only – the soil itself will not be disturbed. On the MR-476 application form an additional 132.6 acres of disturbance are proposed, however this activity will not cause “disturbed land” as that term is defined by Rule 1.04(36). No reclamation plan for the land is proposed or required, and the Division will not hold any bond for these acres.

Please update the application form to show 0 additional disturbed acres.

2. **Please revise Page 2.05-28 to specify the number of acres that will be treated.**

The decision due date for MR-476 is September 4, 2023.

Yours sincerely,

Leigh Simmons
Environmental Protection Specialist

