



STATE OF
COLORADO

Zuber - DNR, Rob <rob.zuber@state.co.us>

DRMS adequacy for Anderson Technical Revision

1 message

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Fri, Sep 29, 2023 at 8:43 AM

To: "Burkey, Jason K (CRH Americas Materials)" <jason.burkey@na.crh.com>, Sydney Connor <Sydney@lewicki.biz>

Good morning.

Please see the attached letter.

Rob

Rob Zuber, P.E.
Environmental Protection Specialist
Active Mines Regulatory Program



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

I am working remotely and can be reached by cell at 720.601.2276.

Physical Address:

1313 Sherman Street, Room 215
Denver, CO 80203

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1001 East 62nd Avenue
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M2005021__DRMS_Prelim_Adequacy_Review.pdf

194K



September 29, 2023

Jason Burkey
Oldcastle SW Group, Inc., dba United Companies of Mesa County
2273 River Road
Grand Junction, CO 81505

**Re: Anderson Pit, File No. M-2005-021,
Technical Revision No. 2 (TR-02) Application, Preliminary Adequacy Review**

Mr. Burkey:

The Division of Reclamation, Mining and Safety (the Division/DRMS) reviewed the contents of the TR-02 application for the Anderson Pit, File No. M-2005-021, and submits the following adequacy concerns. The Division is required to issue an approval or denial decision no later than October 25, 2023, therefore a response to the following adequacy review concerns should be submitted to the Division as soon as possible.

1. Irrigation ditches that pass through the site and those within 200 feet of the affected area must be shown on Map C-2 along with the owner's name (per Rule 6.4.3).
2. Structure agreements must be obtained for irrigation ditches within 200 feet of the affected area, or (if the agreements cannot be obtained) an engineering analysis must show that the structures will not be harmed by the mining operations (per Rule 6.4.19). Please provide a) these agreements or b) proof that an effort was made to obtain agreements and an engineering analysis.
3. Exhibits D and E must state if the settling ponds are designated as permanent or if they will be reclaimed. Also, please provide the approximate depths of these ponds.
4. Per Rule 6.4.13, Oldcastle SW Group, Inc. must obtain a well permit for the operation from the State Engineer's Office. Please submit this to the Division. If this has already been obtained, please provide documentation.

Another item to consider (this is not an adequacy concern): The proposed mining plan does not have phases. This is acceptable, but this approach will likely result in a larger reclamation cost estimate (RCE) than a mining plan with defined phases. The Division will update the RCE as we progress in this adequacy process.

Please be advised that this application for the Anderson Pit may be deemed inadequate, and



the application may be denied unless the above-mentioned adequacy review items are 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 request for additional time. This must be received no later than the decision date noted above.

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

Environmental Protection Specialist

Copied via e-mail: Michael Cunningham, DRMS
Sydney Connor, Lewicki & Associates, PLLC