



COLORADO
**Division of Reclamation,
Mining and Safety**
Department of Natural Resources
Rm 215
1001 E 62nd Ave
Denver CO 80216

October 12, 2023

Carlos Wright
City of Colorado Springs
1521 S. Hancock Expressway MC: 1816
Colorado Springs, CO 80903

RE: Incompleteness Response Clear Spring Ranch Pit; DRMS File No. M-1992-074; Receipt of 112 Construction Materials Reclamation Permit Amendment Package (AM-01)

Dear Carlos Wright,

On October 12, 2023, the Division of Reclamation, Mining and Safety (Division) received your incompleteness response for AM-1 at the Clear Spring Ranch site, File No. M-1992-074. Items Response items which have been satisfied are marked as such. If an additional response is needed, it has been noted below. These items must be received before the Division can consider your application as being submitted and technical review can begin:

Application Form

1. The written response to Item No. 1 on page 1 of the Application Form must match the Applicant/operator name associated with all other permitting actions for the Clear Spring Ranch Pit. In this case, 'City of Colorado Springs Utilities' needs to be updated to 'City of Colorado Springs'. **Item has been updated. Response Accepted.**

In addition, please update the following sections of the Application to reflect this correction of operator name to 'City of Colorado Springs':

- a. Applicant/Operator company name under item No. 11 **Item has been updated. Response Accepted.**
- b. Certification document on page 8 **Item has been updated. Response Not Accepted.**
The company name signature of the applicant/operator on page 8 must match the company name listed under applicant/operator on page 3. 'Colorado Springs Utilities' needs to be changed to 'City of Colorado Springs'.
- c. Please also ensure that the newspaper publication to be posted after the date of completeness lists the applicant/operator as 'City of Colorado Springs'. **Noted. Publication will list Applicant as City of Colorado Springs. Response Accepted.**



Responsibilities as a Permittee

2. Item No. 10 under this subsection of the Application Form on page 6 is initialed to indicate that this operation represents a joint venture/partnership. If this item was initialed in error, please submit a revised page 6 of the application which does not have Item No. 10 initialed. If No. 10 was not initialed in error, please submit with a revised Application Form, the appropriate power of attorney document which authorizes the signature of joint operators.
Item No. 10 was initialed in error. The initials have been removed from the updated application page. Response Accepted.

Certification

3. A company seal must be present on the Application Form. If no company seal exists, please write 'no seal' on a revised page 8 of the Application Form under the company seal section.
No company seal exists, so "no seal" has been added to page 8. Response Accepted.

General Exhibit Requirements

6.4.1 Exhibit A – Legal Description

4. The Applicant has submitted a legal description of the property which does not include the location of the main entrance to the site reported in latitude and longitude or Universal Transverse Mercator (UTM) as required by Rule 6.4.1(1) and Rule 6.4.1(2). Please provide this information in a revised 'Exhibit A' attachment. **The location of primary mine entrance in latitude and longitude has been added to the end of the written legal description in a revised Exhibit A. The latitude and longitude listed on page 2 of the application has been updated on a revised page 2. Response Accepted.**

Your application will not be considered filed until the information listed above is received and found sufficient to begin our review. Additionally, if you have already published notice you will need to republish notice, after the Division considers the application submitted. Republication must occur once within ten (10) days of the submittal date. We will notify you when you should initiate republication of your notice. The final date for receiving comments is ten (10) days after the date of publication or the next regular business day.

You have sixty (60) days from the above date to submit all necessary documents that the Office needs for an application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with the Office, the Office shall deny the application and terminate the application file.

This letter shall not be construed to mean that there are no other technical deficiencies in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act after submittal of all required items.

Mr. Wright
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If you have any questions, please contact me at (720)868-7757 or by email at hunter.ridley@state.co.us.

Sincerely,

A handwritten signature in blue ink that reads "Hunter Ridley". The signature is written in a cursive, flowing style.

Hunter C. Ridley
Environmental Protection Specialist

CC: Michael Cunningham, DRMS