

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

M1979155, Dotsero Cinder Pit, TR-2, Adequacy Review

1 message

Simmons - DNR, Leigh <leigh.simmons@state.co.us> To: Lee DeGraffenried - CDOT <lee.degraffenried@state.co.us>

Mon, Oct 16, 2023 at 1:09 PM

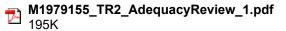
Lee,

The Division's initial adequacy review is attached. Please let me know if you have any questions.

Leigh Simmons Environmental Protection Specialist



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Lee DeGraffenried Colorado Department of Transportation 606 S 9th St GrandJunction, CO 81501

October 16, 2023

Re: Dotsero Cinder Pit (M-1979-155) TR-2, Initial Adequacy Review

Dear Mr. DeGraffenried,

The Division has completed an initial review of the materials submitted with the Technical Revision No. 2 (TR-2) application. TR-2 was submitted in response to the Division's inspection report of February 9, 2023, which cited problems with the mine plan and reclamation plan. A deadline was initially set on April 1, 2023, and was extended several times, finally to October 9, 2023; the TR-2 application was submitted on October 4, 2023.

Two maps were submitted with the application: "Mine Plan Map" and "Reclamation Plan Map". Both maps show property boundaries, existing structures and PLSS information, as well as all required map elements, and are projected at an appropriate scale. The total permit area depicted on the proposed maps is shown as a single polygon, with an area of 3.23 acres.

The currently approved permit area is 9.23 acres, (which is described in the original permit application as being made up of 4 discrete parcels: a 4.03 acre pit, two stockpile areas (of 1.03 acres and 2.38 acres), and 1.79 acres of haul road).

The Rules do not allow permitted acreage to be released through a technical revision, therefore the proposed maps cannot be approved at this time. Instead, the maps should be revised to accurately depict the currently approved permit area of 9.23 acres.

Following the approval of TR-2, CDOT may choose to submit an Acreage Release request to reduce the permit area. Note that if the lower stockpile area is to be the subject of a future Acreage Release request, it will be necessary to either reclaim it according to the currently approve reclamation plan (to Rangeland), or to propose a new reclamation plan for that area (e.g. "Non-mining related staging area for CDOT"); similarly the road should be identified as "pre-existing and not significantly upgraded for the mining operation". These changes could be made with TR-2.

The decision due date for TR-2 is November 13, 2023.



Sincerely,

Leigh Simmons

Environmental Protection Specialist