

STATE OF
COLORADO

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

IHC Scott Project - Milliken

2 messages

Doug York <dyork@sequelenergy.com>
To: "rob.zuber@state.co.us" <rob.zuber@state.co.us>
Cc: Jeff Hemphill <jhemphill@sequelenergy.com>

Thu, Nov 9, 2023 at 2:56 PM

Hi Rob,

My name is Doug York, and my business partner Jeff Hemphill and I own property adjacent to the proposed gravel pit through an entity known as Halfight Land and Minerals, LLC. I realize I missed the formal window to file an objection letter and it is not my intent to object, at least at this juncture. I would simply like to voice my concerns, particularly with regard to flooding and river access for the project.

Since purchasing the property in 2010, we have experienced two 100-year floods. The flooding was devastating in many respects, but we were able to recover. I am concerned about the impact that construction of large berms associated with these type projects may have on offset landowners if we experience a similar event. Where will the water be diverted? Will the river be forced to change its course?

Also, it is my understanding this project will require river access, which is only available through Halfight or one additional landowner. Halfight is not inclined to grant such access in general, and certainly not without a thorough discussion of the engineering and design parameters.

We are also concerned about noise pollution and wildlife impacts, which I understand your agency does not oversee. We are hopeful we will be able to address those concerns when the site plan is proposed but remain concerned as we were not noticed prior to Milliken issuing a conditional permit for this project.

Thank you for reading my comments. If you have any questions for Halfight, you can reach me at 303-882-5128.

Sincerely,

Doug York

Halfight Land and Minerals, LLC

Zuber - DNR, Rob <rob.zuber@state.co.us>
To: Doug York <dyork@sequelenergy.com>
Cc: Jeff Hemphill <jhemphill@sequelenergy.com>

Thu, Nov 9, 2023 at 4:52 PM

Hello, Mr. York and Mr Hemphill -

You are correct that you are too late to be a formal objector, but my Division will take your comments under consideration. We have already given the applicant an adequacy letter that requires them to consider potential flooding issues, and they may incorporate a 400-foot setback from the river bank. Also, it is my understanding that they will not construct new berms.

Regarding the river access, I will let you work that out with the applicant.

You are correct that my Division does not address issues with noise pollution. We do address impacts on wildlife habitat and migration. The applicant has addressed these and will further address them when they respond to our adequacy letters.

Thank you for your interest in this project.

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.

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