



March 22, 2024

Charles Marsh
Weaver Consultants Group
6420 Southwest Blvd., Suite 206
Fort Worth, TX 76109

RE: Sedalia Landfill Clay Pit, Reference No. M-2024-008, “Is It Mining?” Questionnaire, Additional Information Required

Dear Mr. Marsh:

On March 14, 2024, the Division of Reclamation, Mining and Safety (DRMS) received your “Is It Mining?” questionnaire regarding a proposed clay excavation project on private property (Sedalia Landfill) in Douglas County. Approximately 1,200,000 cubic yards of clay will be extracted from the site mainly for the purpose of constructing and operating the solid waste landfill facility. Most of the clay material will be kept on site and used to cover solid waste within the landfill. However, some of the clay material would be hauled off site where it would be used for brick manufacturing. The aerial extent of the proposed extraction area is approximately 20 acres.

The following additional information is needed in order for DRMS to make a determination as to whether a Mined Land Reclamation Permit is required for your proposed project:

- 1) Please submit a site map that clearly delineates the location of the proposed extraction site, as requested under Item #1 of the questionnaire. Please also show on this map (or a separate map if needed) the location of the brick manufacturing facility where the clay material would be hauled to from the proposed extraction site.
- 2) Under Item #7 of the questionnaire, you state “If hauled offsite, it (the clay material) will be hauled to an adjacent tract where it will be processed for brick manufacturing”. The Division has the following questions:
 - a. Is the landowner of the parcel with the brick manufacturing facility the same as the parcel with the proposed extraction site?
 - b. You state the brick manufacturing facility is located on an adjacent tract. Would any other properties need to be crossed to haul the clay material from the proposed extraction site to the brick manufacturing facility?
 - c. Will any public roads need to be crossed or used to transport the extracted material from the proposed extraction site to the brick manufacturing facility?



- 3) Under Item #13 of the questionnaire, you indicate neither the landowner nor the mine site operator would receive any type of compensation from the proposed material extraction. Please clarify how the costs for transporting the clay material from the proposed extraction site to the off-site brick manufacturing facility will be covered. Would the costs be paid by the landowner or mine site operator?

Please include "Reference No. M-2024-008" on any future correspondence or submittals for this site. Your response to this letter can be submitted directly to me via the email address provided below. If you have any questions, you may contact me by telephone at 303-866-3567, ext. 8129 or by email at amy.eschberger@state.co.us.

Sincerely,

A handwritten signature in blue ink that reads "Amy Eschberger". The signature is written in a cursive style with a large initial "A".

Amy Eschberger
Senior Environmental Protection Specialist

Cc: Russ Means, DRMS