



STATE OF
COLORADO

Carter - DNR, Jocelyn <jocelyn.carter@state.co.us>

Pueblo East Pit M-2000-041 TR-8 Adequacy Review #3

1 message

Carter - DNR, Jocelyn <jocelyn.carter@state.co.us>

Thu, Mar 28, 2024 at 9:14 AM

To: Jodi Schreiber <jodi@arycorp.com>

Cc: John Paul Ary <Jp@arycorp.com>, "Ebert - DNR, Jared" <jared.ebert@state.co.us>

Hi Jodi,

Please see the attached adequacy review letter for the TR-8 request.

Thank you,
Jocelyn

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Jocelyn Carter
Environmental Protection Specialist
Division of Reclamation, Mining, and Safety
1313 Sherman St Suite 215
Denver, CO 80203
office: (303) 866-3567 x 8110
cell: (720) 666-1065



20240328_AdequacyLetter#3_TR8_M2000041.pdf
905K



March 28, 2024

Jodi Schreiber
Fremont Paving & Redi-Mix, Inc.
839 Mackenzie Ave
P.O. Box 841
Canon City, CO 81215

RE: Pueblo East Pit, M-2000-041, Technical Revision No. 8 (TR-8), Adequacy Review No. 3

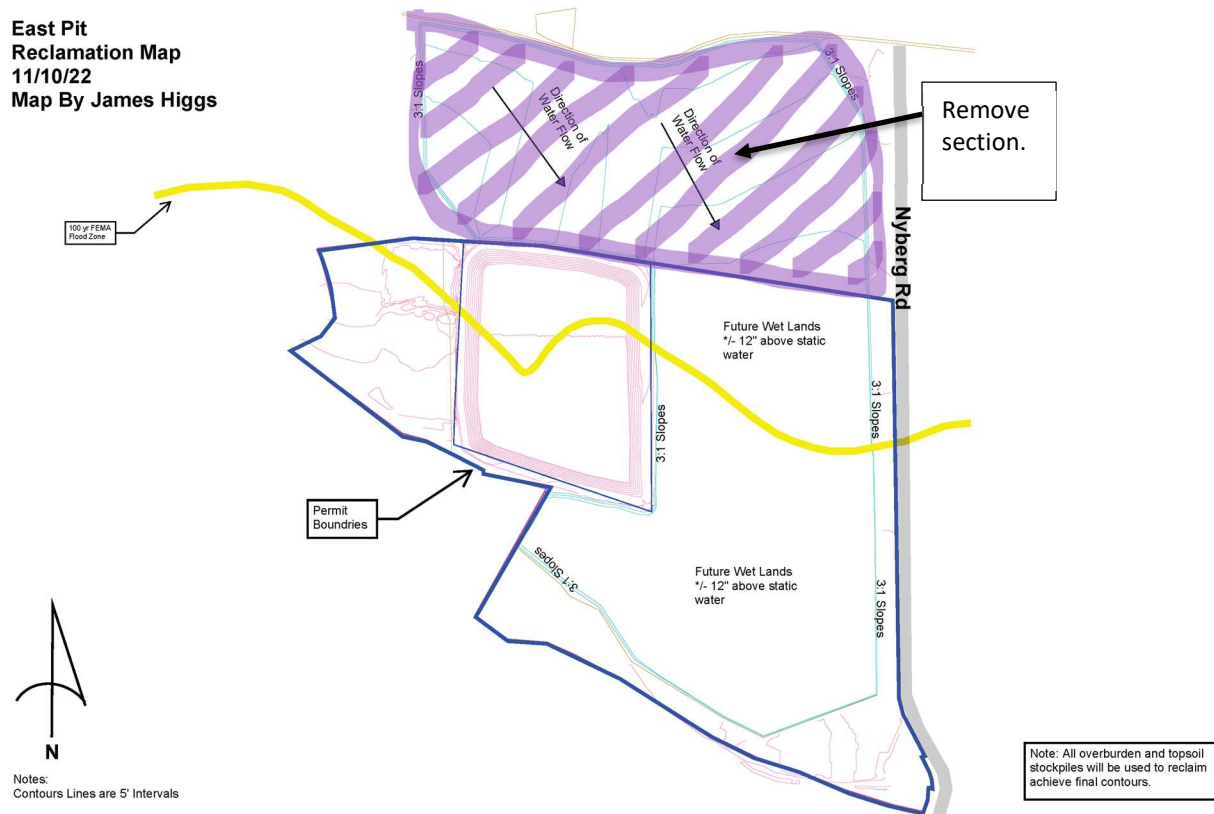
Dear Ms. Schreiber

On February 16, 2024, the Division of Reclamation, Mining, and Safety (the Division/DRMS) received the Technical Revision (TR-8) application to update the phase plan to the Pueblo East Pit, permit number M-2000-041. The application requests that overburden from Phase 2D be removed and used in Phases 2B and 2C for reclamation purposes. A preliminary adequacy letter was sent by the Division on March 6, 2024, a reply from the permittee was received on March 13, 2024. The Division reviewed the response to the second adequacy review, received on March 14, 2024, and the details of TR-6, approved October 21, 2020. The following issues remain unresolved with the TR-8 application. The current decision date for TR-8 is March 31, 2024. Please provide a cover letter with a response to the following issues and any updated maps or Exhibits that are required.

1. There was no updated “Existing Conditions Map” submitted in the second adequacy response. The map does not meet requirements. Please revise the map to address the following issues:
 - a. A signature of the preparer is required, per Rule 6.2.1(2)(b).
 - b. The date of when the map was prepared/revised needs to be included on the map, per Rule 6.2.1(c).
 - c. The location and name of the Arkansas River is required as it is within two hundred (200) feet of the affected area, per Rule 6.4.3(b)
 - d. Include the total area of each phase, per Rule 6.4.3(b).
2. There was no updated “East Pit Reclamation Map” submitted in the second adequacy response. The map does not meet the requirements. Please revise the map to address the following issues:
 - a. The map must include the preparer’s signature, per Rule 6.2.1(2)(b).
 - b. The date of when the map was prepared/revised needs to be included on the map, per Rule 6.2.1(2)(c).
 - c. The area identified needs to correspond to the applicable permit area, per Rule 6.2.1(2)(d). Remove the area to the north of the permit boundary. Revise the map with the northern section removed; please see the below image.



**East Pit
Reclamation Map
11/10/22
Map By James Higgs**



- d. Include an approved scale, per Rule 6.2.1(2)(e).
 - e. Phase 3 has future land-use of "Wet Lands" shown on the map differs from the approved land use of developed water resources that was provided in TR-6. Please clarify.
3. There was no updated "East Pit Future Mining Phase 2" map submitted in the second adequacy response. The map does not meet requirements. Please revise the map addressing the following issues:
- a. The map must include the preparer's signature, per Rule 6.2.1(2)(b).
 - b. The date of when the map was prepared/revised needs to be included on the map, per Rule 6.2.1(c).
 - c. The area identified needs to correspond to the applicable permit area, Rule 6.2.1(2)(d). Remove the area to the north of the permit boundary. Revise the map with the northern section removed; please see the below image.

The decision date for the TR-8 application is March 31, 2024. Any issues that are left unresolved will be grounds for the Division to deny the TR-8 application. It is recommended that an extension request is sent to the Division before the decision date.

If you have any question or concerns, I can be reached by email at Jocelyn.carter@state.co.us or by phone at (720) 666-1065. Please don't hesitate to contact me.

Sincerely,



Jocelyn Carter
Environmental Protection Specialist

Ec: Jared Ebert, DRMS
Cc: John Ary, Fremont Paving & Redi-Mix, Inc.

Attachments: Cost Estimate

COST SUMMARY WORK

Task description: _____

Site: Pueblo East Pit

Permit Action: TR-8

Permit/Job#: M2000041

PROJECT IDENTIFICATION

Task #: 000

State: Colorado

Abbreviation: None

Date: 3/27/2024

County: Pueblo

Filename: M041-000

User: JLC

Agency or organization name: DRMS

TASK LIST (DIRECT COSTS)

Task	Description	Form Used	Fleet Size	Task Hours	Cost
001	Backfill Open Water (ave 4 acres 13 feet deep)	SCRAPER1	1	31.30	\$73,951
002	Spread Topsoil 4-inches over 52 acres	SCRAPER1	1	10.43	\$43,868
003	Revegetation of 52 acres	REVEGE	1	40.00	\$81,997
<u>SUBTOTALS:</u>				81.73	\$199,816

INDIRECT COSTS

OVERHEAD AND PROFIT:

Liability insurance: 2.02

Total = \$4,036

Performance bond: 1.05

Total = \$2,098

Job superintendent: 40.86

Total = \$2,659

Profit: 10.00

Total = \$19,982

TOTAL O & P = \$28,775

CONTRACT AMOUNT (direct + O & P) = \$228,591

LEGAL - ENGINEERING - PROJECT MANAGEMENT:

Financial warranty processing (legal/related costs): \$500

Total = \$500

Engineering work and/or contract/bid preparation: 4.25

Total = \$9,715

Reclamation management and/or administration: 5.00

\$11,430

CONTINGENCY: 0.00

Total = \$0

TOTAL INDIRECT COST = \$50,420

TOTAL BOND AMOUNT (direct + indirect) = \$250,236