

STATE OF  
COLORADO

Carter - DNR, Jocelyn &lt;jocelyn.carter@state.co.us&gt;

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## Laster Pit M-2024-005 New 112c Application Adequacy Review

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

Fri, May 24, 2024 at 12:54 PM

To: Ryan Smith &lt;rsmith@aecdenver.com&gt;, scroadbridge@gmail.com

Cc: Amy Eschberger - DNR &lt;amy.eschberger@state.co.us&gt;

Good afternoon Ryan and Kasey,

Please see the attached adequacy review letter for the submitted application. The decision date is currently July 15, 2024, please respond to the Division addressing the adequacy items about 2 weeks prior to this date to allow for a review of the response. If you have any questions or concerns, please let me know.

Thanks,  
Jocelyn

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Jocelyn Carter  
Environmental Protection Specialist  
Division of Reclamation, Mining, and Safety  
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**20240524\_M2024005\_SCRBLasterPit\_NewApp\_AdequacyReview.pdf**

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May 21, 2024

Ryan Smith  
American Environmental Consulting  
8191 Southpark Ln. Suite 107  
Littleton, CO 80120

**RE: Sedgwick County Road and Bridge Laster Pit, Permit No. M-2024-005, New Application**

Dear Mr. Smith,

On April 16, 2024, the Division of Reclamation, Mining, and Safety (Division/DRMS) considered the 112c Construction Material application for the Laster Pit in Sedgwick County complete and filed. The following is a list of items that require further clarification before the Division can issue a decision on the proposed mining permit. Please address these items and include a cover letter with a summary of your response.

**Rule 1.6.5 Specific Provisions – 112 Reclamation Permit Application**

1. In accordance with Rule 1.6.5(2), please provide proof of publication of the public notice as required by Rule 1.6.2(1)(d).

**Rule 6.2.1 General Requirements**

2. The Adjoining Surface Owners map does not have the preparer's signature required by Rule 6.2.1(2)(b). Resubmit the Adjoining Surface Owners map with the required signature displayed.
3. The Soil Map, sourced from NRCS, does not show the proposed permit area. In accordance with Rule 6.2.1(2)d, resubmit this map identifying and outlining the area corresponding to the application.

**Rule 6.4.3 Exhibit C – Pre-mining and Mining Plan Map of Affected Lands**

4. The Permit Area map and the Final Reclamation Grade map show an area labeled "Soil Barrow Area" located north of MW-6 and outside of the permit boundary. The Final Mining map shows the same area and an additional area to the northeast labeled "Topsoil Stockpile". Clarify if these areas are associated with the proposed mining operation; if they are not, resubmit these maps with these labels removed. If these areas are associated, in accordance with Rule 6.4.3(d), they need to be considered affected land and must be included within the permit boundary.
5. The Permit Area map, Final Mining Grade map, Final Reclamation Grade map, and Sedimentation Pond Location map show several lines accented with an "X" (—X— symbol) within 200 feet of the proposed permit boundary, along the northern perimeter. The legends on these maps do not specify what these lines represent. Resubmit these maps with this symbol identified in the legend. If these lines represent a permanent man-made structure, identify the name of the owner, per Rule 6.4.3(g).



6. The Permit Area map, Final Mining Grade map, Final Reclamation Grade map, and Sedimentation Pond Location map show two monitoring wells, MW-2 and MW-6, within 200 feet of the proposed permit boundary to the northeast. Provide the name of the owner(s) for these two wells in accordance with Rule 6.4.3(g).

**Rule 6.4.19 Exhibit S – Permanent Man-made Structures**

7. There are two monitoring wells within 200 feet of the permit boundary, MW-2 and MW-6. A notarized agreement between the mine operator and the owner(s) of these wells is required, per Rule 6.4.19(a). If the Operator is not able to obtain such an agreement with the owner(s) of the wells, an engineering evaluation demonstrating that mining activity will not cause damage to the wells shall be supplied to the Division, per Rule 6.4.19(b).
8. Item number 5 above asks for clarification on an unidentified feature on the maps provided. In the case that this item is identified as a permanent man-made structure, as defined by Rule 1.1(52), please provide a structure agreement between the mining operator and the owner of the structure, per Rule 6.4.19(a), or an engineering evaluation demonstrating the structure will not be damaged by mining activities, per Rule 6.4.19(b).

This concludes the preliminary adequacy review for the proposed mining operation, Sedgwick County Road and Bridge Laster Pit. The decision date for the application is scheduled for July 15, 2024. Please provide a response to this adequacy review to the Division no later than two weeks prior to this date to allow enough time for a review. If more time is necessary to address these issues, please request an extension of the decision date in writing to the Division prior to the decision date.

If you have any questions or concerns, please contact me via email at [Jocelyn.carter@state.co.us](mailto:Jocelyn.carter@state.co.us) or via phone at (720) 666-1065.

Sincerely,



Jocelyn Carter  
Environmental Protection Specialist

Ec: Amy Eschberger, DRMS  
Kasey Campbell, Sedgwick County Road and Bridge