

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

Sedgwick County Road and Bridge Laster Pit M-2024-005 Second Adequacy Review

1 message

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

Mon, Jun 24, 2024 at 8:24 AM

To: Ryan Smith <rsmith@aecdenver.com>

Cc: Amy Eschberger - DNR <amy.eschberger@state.co.us>, scroadbridge@gmail.com

Good morning Ryan,

Please see the attached adequacy review for this new permit application. The decision date for the application is July 15, 2024; if more time is necessary to properly address everything, please request an extension of the decision date prior to then.

Thank you,
Jocelyn

--

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

**20240624_M2024005_SCRBLasterPit_NewApp_AdequacyReview#2.pdf**

186K



June 24, 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 Sedgwick County Road and Bridge Laster Pit in Sedgwick County complete and filed. There are a few items and exhibits 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.

112 Reclamation Permit Application General Operation Information

1. The provided proof of public notification in the Julesburg Advocate newspaper stated the operation name as “Laster Pit”. In the 112 Application Form, the operation name is given as “Sedgwick County Road and Bridge Laster Pit”. The Division will use the name given on the application form for all communications with the operator, necessary agencies, and the public. Please submit an updated 112 Application Form with the operation name “Laster Pit”.

Rule 6.4.4 Exhibit D – Mining Plan

2. Rule 6.4.4(c) requires information about all water diversions and impoundments. There are three proposed sedimentation ponds shown on the map titled “Sedimentation Pond Locations”. During the per-operation inspection, it was observed that the two proposed sedimentation to the west have pre-existing berms to retain water. Clearly indicate that these two berms are pre-existing in the Mining Plan and state whether they will remain or be reclaimed during the reclamation operation. The settling pond located in the northeast area of the permit does not appear to have an existing retention berm. Provide information about the proposed construction and reclamation of the retention berm(s) that may be constructed for the retention pond located in the northeast portion of the permit boundary.

Rule 6.4.6 Exhibit F – Reclamation Plan Map

3. The current map submitted showing the expected physical appearance of the affected land does not include all the affected areas depicted in other maps, specifically the road and the settling ponds. Please submit an updated reclamation plan map that includes all



the affected lands, in accordance with Rule 6.4.6(a), and that portrays the proposed final land use of the affected lands, in accordance with Rule 6.4.6(b).

Rule 6.4.14 Exhibit N – Source of Legal Right to Enter

4. The Gravel Purchase and Access Agreement document provided is not notarized by ACL Land & Cattle, LLC., the landowner. During the pre-operational inspection, the Operator mentioned that the county was recently offered an opportunity to purchase the land. Please submit Exhibit N – Source of Legal Right to Enter with either the Gravel Purchase and Access Agreement notarized by ACL Land & Cattle, LLC., or if the Operator has purchased the land, submit a copy of the ownership document in accordance with Rule 6.4.14.

This concludes the second 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 or via phone at (720) 666-1065.

Sincerely,



Jocelyn Carter
Environmental Protection Specialist

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