

July 8, 2024

Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, Colorado 80203

Attention: **Mr. Patrick Lennberg, Environmental Protection Specialist**
Patrick.Lennberg@state.co.us

Subject: **Call for Comments Regarding Coulson Excavating Company, Inc. Amendment
Application for the Kirtright Pit, Larimer County (Permit #M1986123)**

Dear Mr. Lennberg:

I am sending this letter in response to the call for comments regarding the Kirtright Pit amendment (Notice dated June 14, 2024, from Patrick Lennberg) filed by Coulson Excavating Company, Inc. (Coulson).

My wife and I are residents of Thompson Crossing (TC). We live approximately 500 feet northeast of the Stroh Pit property owned by Coulson; however, over 1,000 households and the new Riverview PK-8 school in Thompson River Ranch (TRR) lie within a mile of Coulson's proposed open pit gravel mine. Although this amendment addresses the Kirtright Pit, Coulson has tied the fate of the Kirtright and Stroh Pits together. Therefore, all TC and TRR homeowners will be impacted by this Amendment.

Larimer County approved the Stroh Pit Use by Special Review (USR) permit over the objections of the TC and TRR residents. But it has recently come to our attention that the Stroh Pit USR application was based on false, or at least misleading, information regarding Coulson's right to use the Kirtright Pit property for the access, processing and storage of Stroh Pit materials. It is our understanding that at least one property owner, Linda O'Brien, has not given Coulson permission to use her land (Exhibit A) to allow access to, or across her property for any use.

Using the Kirtright Pit as an example, Coulson clearly believes it can ignore the standards and conditions set by the DRMS without consequences. With this new proposed amendment, the Kirtright Pit will not be reclaimed until May 2031 - 23 years after mining was completed in 2008.

DRMS must hold Coulson accountable by ensuring that the Kirtright Pit is immediately reclaimed as was initially required by their permit to be completed in 2013. After the Kirtright Pit has been properly reclaimed then Larimer County can deal with the Stroh Pit USR and the O'Brien property rights.

Respectfully,



Gregory R. Martino
4642 Angelica Drive
Johnstown, CO 80534

Enc: Exhibit A

Cc: Larimer County Commissioner Jody Shaddock McNally
JShaddockMcNally@larimer.org

NORTH



EXHIBIT A