



COLORADO


Division of Reclamation,
Mining and Safety

Department of Natural Resources

MINERALS PROGRAM INSPECTION REPORT

PHONE: (303) 866-3567

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

MINE NAME: WM – Colorado Springs Landfill	MINE/PROSPECTING ID#: M-2024-039	MINERAL: Borrow material	COUNTY: El Paso
INSPECTION TYPE: Illegal(Unpermitted Operation)	WEATHER: Clear	INSP. DATE: July 18, 2024	INSP. TIME: 12:00
OPERATOR: WM Colorado Springs Landfill	OPERATOR REPRESENTATIVE: Cheyenne Jurick & Jeremy Jaramillo	TYPE OF OPERATION: ILL - Illegal	
REASON FOR INSPECTION: Citizen Complaint	BOND CALCULATION TYPE: None	BOND AMOUNT: None	
DATE OF COMPLAINT: July 16, 2024	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None	
INSPECTOR(S): Hunter Ridley Zach Trujillo	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: July 23, 2024	

The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.

INSPECTION TOPIC: other

PROBLEM/POSSIBLE VIOLATION: Possible Violation: Failure to first obtain a reclamation permit from the Mined Land Reclamation Board before engaging in a new mining operation as required by 34-32.5-109(1) C.R.S.

CORRECTIVE ACTIONS: This possible violation will require a hearing before the Mined Land Reclamation Board. The schedule and other details for the MLRB hearing will be provided under a separate document to be sent via certified mail to the operator.

OBSERVATIONS

This inspection was conducted by Hunter Ridley and Zach Trujillo with the Colorado Division of Reclamation, Mining and Safety (Division) in response to an anonymous citizen complaint received on July 16th, 2024. The complainant alleges that Waste Management (WM) is hauling material off the landfill and selling said for use in a project located in Colorado Springs. The Division provided the complainant with a notice of receipt of complaint on July 17, 2024. The Division conducted this site inspection as per policy to further follow up with the citizen complaint.

The site inspection was conducted at the Colorado Springs Landfill (CSLF), owned and operated by WM. CSLF is located just off Highway 94 in Colorado Springs, with offices located north of Highway 94 and a landfill entrance off nearby Blaney Road. The Division spoke over the phone with Brian Dodek from WM's environmental team to set up the site inspection. Site representatives Cheyenne Jurick and Jeremy Jaramillo accompanied the inspection and discussed site activity with the Division.

Site representatives stated that the most recent excavation of material was coming from the northern portion of the site and was being sold offsite to support a project for Airport and Power in Colorado Springs. This area of excavation is highlighted on the site map below (Figure 1). While this area has been excavated multiple times over the years to support onsite activities and other off-site contracts, representatives stated that this particular project's excavation began on Monday July 15, 2024. Mr. Jaramillo stated that approximately 50 trucks per day, which hold 15 – 18 CY each, were transporting this material offsite for the Airport and Power Contract. The contract is volume based, meaning that the entire project would take upwards of several months to complete. Mrs. Jurick stated that a liability bond is held with CDPHE for a reseedling plan for the excavation area.

As per Rule 1.1(29), the Division defines 'mining' as the extraction of 'construction materials'. Construction materials are further defined under Rule 1.1(13). The overburden material being removed and sold from the CSLF is considered by the Division to be the extraction of construction materials and meets the definition of mining. Pursuant to C.R.S. 34-32.5-109(1), before engaging in a new operation, an operator shall first obtain from the board or office a reclamation permit. **Therefore, the Division is citing a possible violation for failure to first obtain a reclamation permit from the Mined Land Reclamation Board before engaging in a new mining operation. This possible violation will require a hearing before the Mined Land Reclamation Board. The schedule and other details for the MLRB hearing will be provided under a separate document to be sent via certified mail to the operator.**

Photographs taken during the inspection have been included below. Responses to this inspection report should be directed to: Hunter Ridley at the Division of Reclamation, Mining and Safety, 1313 Sherman St., Room 215, Denver, CO 80203. Direct contact can be made by phone at 720-868-7757 or via email at hunter.ridley@state.co.us

PHOTOGRAPHS



Photo 1: View northwest of the active excavation area.



Photo 2: View southwest of trucks lined up to receive material.

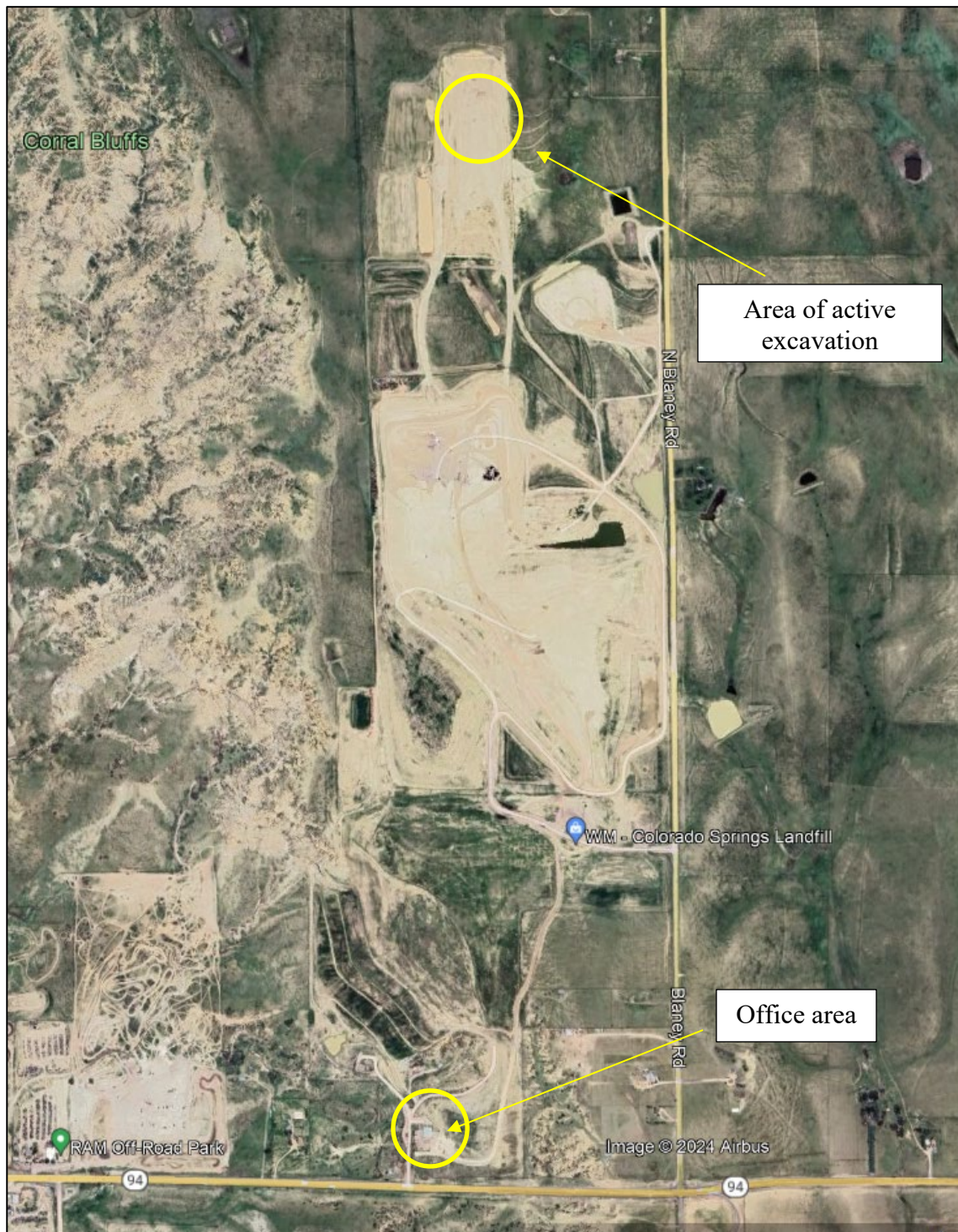


Figure 1: Site map, produced with 2023 Google Earth imagery.

GENERAL INSPECTION TOPICS

This list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each. No problems or possible violations were noted during the inspection. The mine operation was found to be in full compliance with Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials and/or for Hard Rock, Metal and Designated Mining Operations. Any person engaged in any mining operation shall notify the office of any failure or imminent failure, as soon as reasonably practicable after such person has knowledge of such condition or of any impoundment, embankment, or slope that poses a reasonable potential for danger to any persons or property or to the environment; or any environmental protection facility designed to contain or control chemicals or waste which are acid or toxic-forming, as identified in the permit.

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>N</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>N</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>N</u>	(FW) FISH & WILDLIFE----- <u>Y</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>N</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>N</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>Y</u>	(SC) EROSION/SEDIMENTATION--- <u>N</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>N</u>	(OD) OFF-SITE DAMAGE----- <u>PV</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

Inspection Contact Address

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