

STATE OF
COLORADO

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

Falk Pit #1 M-2010-043 CN1 Incompleteness Notice #2

1 message

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

Tue, Aug 20, 2024 at 10:24 AM

To: Corie Flores <corieflores@gmail.com>, masonchamberlain@yahoo.com

Cc: Amy Eschberger - DNR <amy.eschberger@state.co.us>, Ursula Armstrong - DNR <ursula.armstrong@state.co.us>

Good morning Corie,

Please see the attached incompleteness letter outlining items that need to be corrected and resubmitted to the conversion application for this permit. The due date for a complete conversion application is August 20, 2024. Please provide these items as soon as possible.

Thanks,
Jocelyn

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

**20240820_FalkPit1_M2010043_CN1_IncompletenessNotice#2.pdf**

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August 20, 2024

Mason Chamberlain
Chamberlain Concrete
36415 U. S. Highway 385
P.O. Box 425
Wray, CO 80758

**RE: Falk Pit #1 - File No. M-2010-043,
Permit Conversion Application (CN-1)
Incompleteness Notice #2**

Dear Mason Chamberlain:

On March 11, 2024, the Division of Reclamation, Mining and Safety (Division/DRMS) received your Construction Materials Reclamation Permit Conversion application for the Falk Pit #1, which is located in Phillips County. Preliminary review of the information received determined that the application was not complete and additional information was required. On August 16, 2024, the Division received your response regarding the missing information. After review of the materials submitted, the Division has found the following incompleteness issues remain in the application and need to be addressed before the Division can consider the application complete/filed for review and technical review of the application can begin.

1. There is not an updated Exhibit B – Index Map included with the August 16, 2024, submission. Please submit an Index Map for the permit site.
2. On the application form, item number 1.1, the type of organization shows “Corporation”; according to the Colorado Secretary of State website, Chamberlain Concrete is a trade name for Chamberlain Enterprise, LLC, both of which are Limited Liability Companies. Please make the correction to the type of organization on the application form.
3. Item #3 of the application form shows conflicting information with the maps provided regarding the proposed permit. The proposed change in acreage on the application form is 2 acres, with a total acreage of 11.9 acres. However, the submitted maps indicate the proposed permit area is 13.19 acres, which would give a proposed increase of 3.29 acres (and not 2 acres, as currently listed on the form). Please make the necessary corrections to the application form and/or maps.
4. The anticipated end use of the primary commodity of gravel, sand, and clay, item #5.2 on the application form, states “2034”. The original end use was stated as “manufacture of concrete”. Please make the necessary correction to the form showing the intended end use of the mined product from the permit area.



According to the Board Order issued on August 8, 2024, the completed conversion application for this permit must be submitted (filed) by **August 20, 2024**. If the items above are not addressed by August 20, 2024, the Division may issue a possible violation for failure to comply with the Board Order.

This letter shall not be construed to mean that there are no other technical deficiencies in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act and Rules after submittal of all required completeness items.

If you have any questions, please contact me by telephone at (720) 666-1065, or by email at Jocelyn.carter@state.co.us.

Sincerely,



Jocelyn L. Carter
Environmental Protection Specialist

Ec: Amy Eschberger, DRMS
Corie Flores, Chamberlain Enterprises, LLC