

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

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**Oak Creek Gravel Pit M-1989-084 TR-1 Adequacy Review**

1 message

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

Thu, Oct 3, 2024 at 7:53 AM

To: Andy Kagan &lt;akagan@centurytel.net&gt;

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

Good morning Andy and Beckie,

Please see the attached adequacy letter for the technical revision submitted on September 16, 2024. While reviewing the permit file for this operation, I saw that a reclamation cost estimate has not been calculated in more than 5 years. An updated reclamation cost estimate needs to be calculated, when I have the calculation completed, I will send it to you.

Let me know if you have any questions or concerns.

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



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**20241002\_M1989084\_OakCreekGravelPit\_TR1\_AdequacyReview.pdf**

185K



October 3, 2024

Beckie Kagan  
Rockbottom, LLC  
555 Ernest Avenue  
Westcliffe, CO 81252

**RE: Oak Creek Gravel Pit, Permit No. M-1989-084; Technical Revision Application (TR-1), Relocating Topsoil Stockpile and New Structures in Permit Area, Preliminary Adequacy Review**

Dear Ms. Beckie Kagan,

On September 16, 2024, the Division of Reclamation, Mining, and Safety (the Division/DRMS) received the technical revision application (TR-1) requesting a change in the location of the topsoil stockpile and providing information about structures on the permit site for the Oak Creek Gravel Pit, operated by Rockbottom, LLC. After a review of the application, there are a few adequacy issues that need to be addressed prior to the Division's approval. Please provide a letter addressing the following items along with any additional supplementary items.

1. The "Reclamation Plan for Oak Creek Gravel Pit M-1989-084" map does not meet all the requirements of Rule 6.2.1(2) or Rule 6.4.6. Please resubmit the map with the following adjustments:
  - a. The map must be prepared and signed by a registered land surveyor, professional, engineer, or other qualified person in accordance with Rule 6.2.1(2)(b). The name of the preparer is provided but it is not signed; please add the signature of the preparer.
  - b. It is not clear if the scale on the map is within the acceptable range of 1 inch = 50 feet nor smaller than 1 inch = 660 feet as outlined in Rule 6.2.1(2)(e). Please provide a scale that clearly provides the 1-inch distance ratio to feet on the map.
  - c. There is a label, "Exhibit B", at the bottom left of the map while the title of the map is given as "Reclamation Plan for Oak Creek Gravel Pit M-1989-084"; please remove the label and include in the title "Exhibit F" in accordance with Rule 6.2.1(2)(e).
  - d. The map must show proposed topography of the area with contour lines according to Rule 6.4.6(a). Please include the anticipated contour lines of the reclaimed land.
  - e. Please include the proposed final land use for the affected area in accordance with Rule 6.4.6(b).
2. The "Mine Plan For Oak Creek Gravel Pit M-1989-084" does not meet all the requirements of Rule 6.2.1(2) or Rule 6.4.4. Please resubmit the map with the following



adjustments:

- a. The map must be prepared and signed by a registered land surveyor, professional, engineer, or other qualified person in accordance with Rule 6.2.1(2)(b). The name of the preparer is provided but it is not signed; please add the signature of the preparer.
- b. It is not clear if the scale on the map is within the acceptable range of 1 inch = 50 feet nor smaller than 1 inch = 660 feet as outlined in Rule 6.2.1(2)(e). Please provide a scale that clearly provides the 1-inch distance ratio in feet on the map.
- c. There is a label, "Exhibit A", at the bottom left of the map while the title of the map is given as "Mining Plan for Oak Creek Gravel Pit M-1989-084"; please remove the label and include in the title "Exhibit C" in accordance with Rule 6.2.1(2)(e).
- d. The map must include all adjoining owners of record, according to Rule 6.4.3(a). The current map on file that has the adjoining owners of record is not up to date, please update this information on the Exhibit C Mining Map.
- e. The map must include the existing topography of the area with contour lines according to Rule 6.4.3(c). Please include contour lines depicting the current topography of the permit area.

This concludes the Division's preliminary adequacy review for the TR-1 application. Please reply to this letter at least 5 days prior to the decision date to allow for the Division to review your response. The decision date for this revision is **October 16, 2024**. If more time is needed to address these issues, an extension request must be submitted to the Division in writing prior to the decision date.

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

Sincerely,



Jocelyn Carter  
Environmental Protection Specialist

Ec: Amy Eschberger, DRMS  
Andrew Kagan, Rockbottom, LLC