



**COLORADO**  
Division of Reclamation,  
Mining and Safety  
Department of Natural Resources

October 3, 2024

Bill Schenderlein  
Blue Earth Solutions, LLC  
P.O Box 2427  
Fort Collins, CO 80522

**Re: 5J Pit, File No. M-2024-032, New 112c Permit Application, Adequacy Review**

Dear Mr. Schenderlein:

The Division of Reclamation, Mining and Safety (Division) has completed its review of your July 10, 2024 new 112c Permit Application for the 5J Pit in Larimer County. The current decision date for the application is set for October 8, 2024.

The Division has identified the following adequacy items in the application which require clarification or additional information:

**Rule 1.6 Public Notice Procedures**

Rule 1.6.5 Specific Provisions – 112 Reclamation Permit Application

1. The application cannot be approved until proof of publication is submitted to the Division. Proof of publication may consist of either a copy of the last newspaper publication, to include the date published, or a notarized statement from the paper, as detailed in Rule 1.6.5(2). Please provide this proof of publication.

**Rule 6.4 Specific Exhibit Requirements – 112c Reclamation Operation**

Rule 6.4.4 Exhibit D – Mining Plan

2. It is stated that a processing facility, asphalt plant, and recycling operation will be on site. Please provide the approximate dimensions of these structures as well as dimensions for any concrete footings or foundations that these structures will be on.
3. What is the approximate size of area(s) to be worked on at any one time?
4. Will the employee parking lot be a paved or dirt lot?
5. Will any roads throughout the site be paved?



Rule 6.4.5 Exhibit E – Reclamation Plan

6. Will earthmoving equipment be supported by any other machinery such as water trucks, motor graders, dozers, etc.?

Rule 6.4.11 Exhibit K – Climate

7. Please provide the average wind speeds for the area in your description of significant climatological factors.

Rule 6.4.10 Exhibit J – Vegetation Information

8. Please provide estimates of average annual production for hay meadows and croplands, and carrying capacity for range lands on or in the vicinity of the affected land, if the choice of reclamation is for range or agriculture, as detailed in Rule 6.4.10(c).

Rule 6.4.12 Exhibit L – Reclamation Costs

9. Please provide the approximate dimensions for all proposed structures that will require demolition and/or removal for reclamation. The Division must have sufficient information on these structures to accurately assess demolition costs.

Rule 6.4.19 Exhibit S – Permanent Man-made Structures

10. Please include copies of the structure agreement forms listing out the applicable structures and with the Certification and Notary for Permit Applicant sections filled out and notarized by the applicant, which were sent to each structure owner.
11. Please provide any fully executed structure agreements that have been obtained since the application was submitted.

This letter shall not be construed to mean there are no other technical deficiencies in your application. Please be advised that the decision date is **October 8, 2024**. If you are unable to satisfactorily address the comments in this review before the decision date, it will be your responsibility to request an extension of the review period. If there are outstanding issues that have not been adequately addressed prior to the end of the review period, and no extension has been requested, the Division may deny this application.

If you require additional information, or have questions or concerns, please feel free to contact me by phone at (720) 812-2002, or by email at [joel.renfro@state.co.us](mailto:joel.renfro@state.co.us).

Sincerely,

A handwritten signature in blue ink that reads "Joel Renfro". The signature is written in a cursive, flowing style.

Joel Renfro

Environmental Protection Specialist

Cc:

Kevin Anderson, Connell Resources

John Warren, Connell Resources

Amy Eschberger, DRMS