

ASPHALT



SPECIALTIES CO.

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October 25, 2024

Ms. Nikie Gagnon  
Environmental Protection Specialist  
Colorado Division of Reclamation, Mining, and Safety

**Re: Corrective Action Submittal for Problems Identified at ASCI's Nelson Mining Resource (DRMS Permit No. M-2005-059) During 8/21/2024 Inspection**

Ms. Gagnon,

This submittal summarizes ASCI's corrective actions conducted to address the problems identified during the August 21, 2024 inspection at the Nelson Mining Resource (Permit No. M-2005-059). Photographs of the corrective actions conducted are presented in Attachment A.

**DRMS Problem Identified #1**

**INSPECTION TOPIC:** Acid or Toxic Materials

**PROBLEM:** Improper storage and containment of toxic materials was observed at the site. Six 5-gallon buckets containing oil and other liquids were observed in the active mining area. No secondary containment was observed.

**ASCI CORRECTIVE ACTIONS:** All six (6) of the 5-gallon buckets observed during the inspection were removed from the Site that day immediately after the inspection. All remaining toxic materials on-site are stored within a flammable cabinet inside the trailer.

**DRMS Problem Identified #2**

**INSPECTION TOPIC:** Site Maintenance

**PROBLEM:** The operator is using the mine site to store abandoned equipment, trailers, and trash. This is a problem for failure to dispose of refuse in a manner that controls unsightliness or deleterious effects of such refuse pursuant to C.R.S. 34-32.5-116(4)(e).

**ASCI CORRECTIVE ACTIONS:** ASCI conducted site cleanup activities to dispose of trash and unusable equipment. ASCI organized equipment storage areas to remove unsightliness and deleterious effects.



Ms. Nikie Gagnon – DRMS  
Corrective Actions at Nelson Mining Resource

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### **DRMS Problem Identified #3**

#### **INSPECTION TOPIC:** Topsoil

**PROBLEM:** A crescent shaped topsoil stockpile on the west side of the permit area is impacted by abandoned equipment and trash, poorly maintained, and does not have established vegetation on it. Rule 3.1.9(1) states if topsoil is not replaced within a time short enough to avoid deterioration of the topsoil, vegetative cover or other means shall be employed so that the topsoil is protected from erosion. Additionally, topsoil berms on the north end of the site are not well vegetated on the interior/mine side.

**ASCI CORRECTIVE ACTIONS:** ASCI re-seeded topsoil stockpiles.

### **DRMS Problem Identified #4**

#### **INSPECTION TOPIC:** Revegetation

**PROBLEM:** There are state-listed noxious weeds present on-site. This is a problem for failure to employ weed control methods for state listed noxious weed species within the permitted area, and to reduce the spread of weeds to nearby areas as required by Section 3.1.10 (6) of the rule.

**ASCI CORRECTIVE ACTIONS:** ASCI conducted mechanical removal of weeds and contracted a commercial spraying applicator to spray weeds.


Please contact me at (303) 289-8555 or [GregG@asphaltspecialties.com](mailto:GregG@asphaltspecialties.com) if additional information or further clarification is needed.

Sincerely,

A handwritten signature in blue ink, appearing to read "Greg Geras", with a long horizontal flourish extending to the right.

Greg Geras  
Land Resource Manager  
Asphalt Specialties Co., Inc.


Attachment A – Corrective Action Photograph Log


<b>Site Name:</b> Nelson Mining Resource		<b>Site Location:</b> 6755 County Road 26, Longmont, CO 80504	<b>Document:</b> Nelson Inspection Corrective Actions
<b>Photo No.</b> <b>1</b>	<b>Date:</b> 8/21/2024		
<b>Direction Photo Taken:</b>  South			
<b>Description:</b>  Photo showing the 5-gallon buckets identified in Photo 8 of the Inspection Report have been removed.			

<b>Photo No.</b> <b>2</b>	<b>Date:</b> 10/15/2024		
<b>Direction Photo Taken:</b>  Down			
<b>Description:</b>  View of remaining toxic materials stored on-site in cabinet inside trailer.			




<b>Site Name:</b> Nelson Mining Resource		<b>Site Location:</b> 6755 County Road 26, Longmont, CO 80504	<b>Document:</b> Nelson Inspection Corrective Actions
<b>Photo No.</b> <b>3</b>	<b>Date:</b> 9/27/2024		
<b>Direction Photo Taken:</b>  Northeast			
<b>Description:</b>  View of dumpster brought on-site from trash removal.			

<b>Photo No.</b> <b>4</b>	<b>Date:</b> 10/15/2024	
<b>Direction Photo Taken:</b>  North		
<b>Description:</b>  View of dumpster load of trash removed from site.		

<b>Site Name:</b> Nelson Mining Resource		<b>Site Location:</b> 6755 County Road 26, Longmont, CO 80504	<b>Document:</b> Nelson Inspection Corrective Actions
<b>Photo No.</b> <b>5</b>	<b>Date:</b> 10/15/2024		
<b>Direction Photo Taken:</b>  North			
<b>Description:</b>  View of organization of southern storage area.			

<b>Photo No.</b> <b>6</b>	<b>Date:</b> 10/25/2024	
<b>Direction Photo Taken:</b>  East		
<b>Description:</b>  View of organization of southern storage area.		



<b>Site Name:</b> Nelson Mining Resource		<b>Site Location:</b> 6755 County Road 26, Longmont, CO 80504	<b>Document:</b> Nelson Inspection Corrective Actions
<b>Photo No.</b> <b>7</b>	<b>Date:</b> 10/15/2024		
<b>Direction Photo Taken:</b>  East			
<b>Description:</b>  View of organization of northern storage area.			

<b>Photo No.</b> <b>8</b>	<b>Date:</b> 10/25/2024	
<b>Direction Photo Taken:</b>  Southeast		
<b>Description:</b>  View of organization of northern storage area.		



**Site Name:**

Nelson Mining Resource

**Site Location:**

6755 County Road 26, Longmont, CO 80504

**Document:**

Nelson Inspection Corrective Actions

**Photo No.**

**7**

**Date:**

10/25/2024

**Direction Photo Taken:**

East

**Description:**

View of seeding of stockpiles.



**Photo No.**

**8**

**Date:**

10/25/2024

**Direction Photo Taken:**


North

**Description:**

View of seeding of stockpiles.





<b>Site Name:</b> Nelson Mining Resource		<b>Site Location:</b> 6755 County Road 26, Longmont, CO 80504	<b>Document:</b> Nelson Inspection Corrective Actions
<b>Photo No.</b> <b>7</b>	<b>Date:</b> 10/15/2024		
<b>Direction Photo Taken:</b> North			
<b>Description:</b> View of spraying weeds.			

<b>Photo No.</b> <b>8</b>	<b>Date:</b> 10/15/2024	
<b>Direction Photo Taken:</b> East		
<b>Description:</b> View of spraying weeds.		