



STATE OF
COLORADO

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

Falk Pit #1 M-2010-043 CN-1 Application Adequacy Review #1b

1 message

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

Tue, Nov 5, 2024 at 8:05 AM

To: masonchamberlain@yahoo.com

Cc: Corie Flores <corieflores@gmail.com>, Amy Eschberger - DNR <amy.eschberger@state.co.us>, Ursula Armstrong - DNR <ursula.armstrong@state.co.us>, Environment-Inc <environment-inc@outdrs.net>

Good morning Mr. Chamberlain,

Please see the attached letter outlining additional items to be addressed in the current conversion application (CN-1) for this permit. The issue is regarding the noxious weed present on the site at the time of the inspection conducted October 22, 2024. Please respond to this letter and the first adequacy letter I sent out on October 4, 2024, in the same response letter.

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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182K



November 5, 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)
Adequacy Review #1b**

Dear Mason Chamberlain:

On August 20, 2024, the Division of Reclamation, Mining and Safety (Division/DRMS) considered the Construction Materials Reclamation Permit Conversion application (CN-1) for the Falk Pit #1, located in Phillips County, complete and filed. This adequacy review addresses an issue observed during the per-operation inspection conducted on October 22, 2024. Please address the following item in a letter that also addresses the deficiencies outlined in the adequacy review from DRMS dated October 4, 2024.

Exhibit D: Reclamation Plan

1. During the inspection of the permitted area conducted by the Division on October 22, 2024, common mullein was observed to be growing on land that had been disturbed by past mining operations. Common mullein is listed as a class C noxious weed species with the Colorado Department of Agriculture. There is not a weed management plan in the current permit file for the mining and reclamation operation. Please include a weed management plan in the CN-1 application in accordance with Rule 6.4.5(2)(c) and Rule 3.1.10(6). This plan should be developed in consultation with the county extension agency or weed control district office and should include specific control measures to be applied, a schedule for when control measures will be applied and a post-treatment monitoring plan.

This concludes the Division's #1b adequacy review of the CN-1 application for the Falk Pit #1. The decision date for the CN-1 application is scheduled for **December 15, 2024**. Please respond in a timely manner to allow the Division about two weeks to review the responses to the issue outlined here and issues outlined in the adequacy review dated October 4, 2024. If more time is required to address all items, a written request for an extension of the decision date must be submitted before **December 15, 2024**. Please be advised that the CN-1 application may be deemed inadequate and denied on **December 15, 2024**, if the deficient items have not been addressed to the Division's satisfaction.



November 5, 2024
Mason Chamberlain
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If you have any questions, please contact me by telephone at (720) 666-1065, or by email at Jocelyn.carter@state.co.us.

Sincerely,

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

Jocelyn L. Carter
Environmental Protection Specialist

Ec: Corie Flores, Chamberlain Enterprises, LLC
Steve O'Brian, Environment, Inc.
Amy Eschberger, DRMS
Ursula Armstrong, DRMS