

November 6, 2024

RE: Sweet Valley Pit, Permit No. M-2024-015 Recommendation to Approve a 112c Permit Application with Objections

Dear Party and/or Interested Person:

The Division of Reclamation, Mining and Safety (Division) hereby issues its recommendation to approve the 112c permit application (Application) for the Sweet Valley Pit, File No. M-2024-015, submitted by Central Colorado Water Conservancy District (Applicant).

This recommendation is based on the Division's determination that the Application satisfied the requirements of Section 34-32.5-115(4) of the Colorado Land Reclamation Act for the Extraction of Construction Materials, 34-32.5-101 *et seq.*, C.R.S. (Act). The Applicant addressed all adequacy issues which were identified by the Division during the adequacy review process to the Division's satisfaction. Therefore, on November 6, 2024, the Division determined the Application satisfied the requirements of C.R.S. 34-32.5-115(4) and issued its recommendation to approve the Application over objections.

The Division's rationale for approval (Rationale) identifies that the objections raised are all outside the jurisdiction of the Division and the Colorado Mined Land Reclamation Board (Board). The issues raised by the objecting parties were grouped into the following four categories:

- 1) Concerns regarding aesthetic impact and quality of life
- 2) Concerns regarding the use of County Road 25.5
- 3) Concerns regarding dust and air pollution
- 4) Concerns regarding intergovernmental agreements

The Division's Rationale provides a full and thorough analysis of the four broad categorical issues (listed above) which were raised by the objecting parties. A copy of the Division's Rationale is enclosed and is also available for public review on the Division's website at <u>https://drms.colorado.gov/</u>, by clicking on DRMS Electronic Documents (Laserfiche Weblink) then entering the file number "M2024015" into the Permit No. field and hitting Enter.

The Division's recommendation to approve the Application is to the Colorado Mined Land Reclamation Board (Board). The Division received timely written objections to the Application. Therefore, pursuant to Rules 1.4.9(2)(a) and 1.7.4(2), the Division has scheduled the Application for consideration by the Board. During the hearing, the Board will consider the Application with objections and may decide to approve, approve with conditions, or deny the Sweet Valley Pit application.

The Formal Board Hearing is scheduled to occur during the December 11-12, 2024 Board meeting, beginning at 9:00 a.m. on December 11th, or as soon thereafter as the matter can be considered. Pursuant to



November 6, 2024 Recommendation to Approve a 112c Permit Application with Objections Sweet Valley Pit, File No. M-2024-015 Page 2 of 2

Rule 2.7.1(5), the Pre-hearing Conference will be held after the Office has issued its written recommendation and at least 10 calendar days prior to the Formal Board Hearing. Additional details on the Pre-hearing Conference (once it is scheduled) and the Board Hearing will be provided under separate cover.

If you have any questions, you may contact me by telephone at 720-774-0040 or by email at brock.bowles@state.co.us.

Sincerely,

Brak Sands

Brock Bowles Environmental Protection Specialist

Encls: Rationale for Recommendation to Approve a 112c Permit Application with Objections, Sweet Valley Pit Rationale, File No. M-2024-015, dated November 6, 2024

Guide to Public Participation in the 112 Reclamation Permit Application Process for Construction Materials and Hard Rock/Metal Mining Operations

Ec: Wenli Dickinson, P.E., Division of Water Resources at: <u>wenli.dickinson@state.co.us</u> Lexi Hamous, Colorado Parks and Wildlife at: <u>lexi.hamous-miller@state.co.us</u>

Todd Scott, at: <u>toddscott35@gmail.com</u> Lacy Jo Mirus, at: <u>laceyjo17@hotmail.com</u> Hillary Ellis, at: <u>hillary@greeleylockandkey.com</u> Derek Ellis, at: <u>derek@greeleylockandkey.com</u> Town of Gilcrest, at: <u>dan@townofgilcrest.org</u>

Randy Ray, Central Colorado Water Conservancy District at: <u>rray@ccwcd.org</u> J.C. York, J&T Consulting, Inc. at: <u>jcyork@j-tconsulting.com</u>

Zach Trujillo, DRMS at: <u>zach.trujillo@state.co.us</u> Jason Musick, DRMS at: <u>Jason.musick@state.co.us</u> Russ Means, DRMS at: <u>russ.means@state.co.us</u> Jeff Fugate, AGO at: <u>jeff.fugate@coag.gov</u> Scott Schultz, AGO at: <u>scott.schultz@coag.gov</u> Charles Kooyman, AGO at: <u>charles.kooyman@coag.gov</u>



November 6, 2024

Re: Sweet Valley Pit, Permit No. M-2024-015 New Permit Application with Objections Division's Rationale for Recommendation for Permit Application Approval

Introduction

On November 6, 2024, the Division of Reclamation, Mining and Safety (Division/Office/DRMS) issued its recommendation to approve the permit application for the Sweet Valley Pit, File No. M-2024-015, over objections. This rationale document is intended to explain the process by which the Division arrived at its recommendation for approval with conditions over objections and respond to the issues raised by the objecting parties. The Division reserves the right to further supplement, amend, modify, or clarify this document and recommendation with additional details as necessary.¹

Summary of the Review Process for the Permit Application

The Central Colorado Water Conservancy District (CCWCD/Applicant) submitted a 112c permit application to the Division on April 8, 2024. The permit application was deemed complete by the Division for the purposes of filing and review on April 19, 2024. On September 10, 2024, CCWCD amended their 112c permit application, which constituted as a new filing for the purpose of determining the date for consideration by the Office and for the deadline for a final decision on the application pursuant to Rule 1.8.1(3).

The CCWCD's amended application proposes to permit 150.92 acres for a new sand and gravel pit. The site is located in Weld County, approximately 2.0 miles west of Gilcrest, CO. The Applicant intends to mine sand and gravel for road base and construction aggregate uses. The post mining land use proposed for the site is developed water resource which will consist of 2 separate ponds. The mining process will take place in four phases. Phases 1A (north pond) and 2A (south pond) will dry mine material down to 24 inches above the high-water table. Phases 1 and 2 will mine each pond down to bedrock after a slurry wall has been installed around each pond. Groundwater will not be exposed prior to the slurry wall installation, which will require the Applicant to obtain the



¹ Herein, all references to the Act and Rules refer to the Colorado Land Reclamation Act for the Extraction of Construction Materials, 34-32.5-101 *et seq.*, C.R.S. (the Act), and to the Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (the Rules or Rule). Copy of the Act and Rules are available through the Division's web site at https://drms.colorado.gov/rules-and-regulations.

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necessary associated well permit(s) and an approved Substitute Water Supply Plan with the CO Division of Water Resources (DWR).

The CCWCD is proposing to post bond for phase 1A and the facilities area. Additional bond will be posted **before** subsequent phases are started. The Applicant filed a Petition for a Declaratory Order with the Mined Land Reclamation Board (MLRB/Board) to be exempt from the Board's financial warranty requirements because of CCWCD's status as a quasi-municipal corporation. CCWCD's Petition would be considered by the MLRB if the board approves the application over objections.

Pursuant to C.R.S. Section 34-32.5-112(9)(b), Rule 1.6.2(1)(d), Rule 1.6.5 and Rule 1.8.1, the Applicant published the required public notices for both the initial permit application and for the amendment to the application once a week for four consecutive weeks. The first publication for the initial application began on April 26, 2024, with the last date of publication on May 17, 2024. The first public comment period closed on June 6, 2024. The second publication on October 4, 2024. The second public notices were published in the Greeley Tribune, a publication in general circulation in the vicinity of the proposed mine. During the public comment periods, the Division received five (5) written objections through the DRMS website and two (2) comments from the individuals and agencies listed below. There were no untimely letters of objection or comment letters to the application received by the Division.

Person or Entity	Date Objection Received
Todd Scott	June 5, 2024
Derek Ellis	June 6, 2024
Hillary Ellis	June 6, 2024
Lacey Jo Mirus	June 6, 2024
Town of Gilcrest	October 22, 2024

Timely Letters of Objection:

Timely Commenting Agency:

Agency	Date Comment Received
Division of Water Resources	April 25, 2024
Colorado Parks and Wildlife	May 3, 2024

The Division forwarded copies of the objections and comments to the Applicant and scheduled the amendment application for a mining permit for a Pre-hearing Conference and a hearing before the MLRB. The Division provided notice of the scheduled Pre-hearing Conference and Board hearing to

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all parties and interested persons. As a result of the timely objections received, the Division cannot procedurally make a decision on the application amendment for a mining permit, but rather makes a "recommendation" to the Board.

During the review period the Division generated one (1) adequacy letter. The Applicant addressed all adequacy issues to the Division's satisfaction. Therefore, on November 6, 2024, the Division determined that the permit application satisfied the requirements of C.R.S. § 34-32.5-115(4)

Issues Raised by the Objecting Parties

It is the Division's position that the objections raised are all outside of the jurisdiction of the Division and Board, and therefore should not be categorized as jurisdictional items for consideration by the Board. The non-jurisdictional issues, as explained below, are more appropriately addressed by Weld County, CDOT, and CDPHE's Air Pollution Control Division. The issues raised by the objecting parties are represented by italic bold font. The last names of the objecting parties who raised the issue are listed after the issue. The Division's response follows in standard font.

1. Non-Jurisdictional Items Raised by the Objecting Parties

In proceedings before the Board, jurisdiction is limited to enforcement of the specific requirements of the Act and Rules. The Division recognizes the importance of all timely submitted objections and comments in its review, but can address only the issues that directly relate to the specific requirements of an application as stated in the Act and Rules.

a. Concerns regarding aesthetic impact and quality of life. (D. Ellis, H. Ellis, and Mirus)

The Act and Rules do not address impacts to visually appealing landscapes, aesthetics, hours and/or days of operation, and quality of life. The Division and Board do not have jurisdiction over these issues, which are typically addressed at the local government level. These issues should be addressed with Weld County. The Applicant has affirmatively stated in Exhibit M of the permit application that a Weld County Use By Special Review Permit will be obtained prior to operations.

b. Concerns regarding the use of County Road 25.5. (D. Ellis, H. Ellis, Scott, and Mirus)

The Act and Rules which provide the jurisdiction of the Division and Board do not address public road access, use, or design issues. Such issues are under the jurisdiction of Colorado Department of Transportation (CDOT) and the Weld County Department of Public Works. The Applicant has affirmatively stated in Exhibit M of the permit application that a Weld County Use By Special Review Permit will be obtained prior to operations.

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c. Concerns regarding dust and air pollution. (Scott)

The Act and Rules do not specifically address air quality issues. Such issues are under the jurisdiction of Weld County and the Air Pollution Control Division (APCD) of the Colorado Department of Public Health and Environment (CDPHE). The Applicant has affirmatively stated in Exhibit M of the permit application that an Air Pollution Emission Notice will be obtained prior to operations.

The Act and Rules do not authorize the Division to directly regulate dust or air pollution issues. However, the protection and preservation of stockpiled topsoil is addressed under the performance standards of Rule 3.1.9. Pursuant to Rule 3.1.9(1), where it is necessary to remove overburden in order to expose the mineable materials, topsoil shall be removed and segregated from other spoil. If such topsoil is not replaced on a backfill area 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, remains free of any contamination by toxic or acid-forming material, and is in a usable condition for reclamation. The Division has determined one year to be an appropriate time frame for the establishment of a protective vegetative cover for stockpiled topsoil for similar mining operations throughout Colorado. The Applicant has committed to establish vegetation on the topsoil stockpiles and committed to taking appropriate erosion control measures to stabilize topsoil stockpiles and berms. The Applicant has indicated that water will be used for dust control at the site.

d. Concerns regarding a lack of intergovernmental agreement, cost reimbursement agreement and financial deposit between CCWCD and the Town of Gilcrest. (Town of Gilcrest)

The Act and Rules do not address intergovernmental agreements or contracts that occur between local government and quasi-government entities such as CCWCD. Such agreements are considered by the Division as business arrangements that are outside the jurisdiction of the Division or Board. The Applicant has affirmatively stated in Exhibit M of the permit application that additional required permits and licenses will be obtained prior to operations which includes a Weld County Use By Special Review Permit.

Conclusion

After conducting a thorough technical review of the application, as outlined in part in the discussion above, on November 6, 2024, the Division has determined the permit application satisfied the requirements of the Act and Rules, and specifically C.R.S. § 34-32.5-115(4), and is issuing its recommendation to approve the Construction Materials 112 permit application for the Sweet Valley Pit, File No. M-2024-015 over objections.



MEMORANDUM

Re:	Guide to Public Participation in the 112 Reclamation Permit Application Process for Construction Materials and Hard Rock/Metal Mining Operations
Date:	October 2, 2001; Revised on October 19, 2001, August 2, 2004, January 12, 2006, and October 7, 2021
From:	Division of Reclamation, Mining and Safety, Minerals Program
To:	Whom it May Concern

Thank you for taking the time to be involved in the State of Colorado's process of reviewing applications for new mining operations or amendments to existing permits. The purpose of this memorandum is to explain the 112 reclamation permit application process for construction materials and hard rock/metal mining operations, your rights as either a party or a non-party, and the jurisdiction of the Mined Land Reclamation Board (MLRB or the Board).

Background

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Colorado's general assembly codified Colorado's Mined Land Reclamation Act (§ 34-32-101, C.R.S., *et seq.*) and the Land Reclamation Act for the Extraction of Construction Materials (§ 34-32.5-101, C.R.S., *et seq.*; together "Acts") to regulate mining operations in the state. The corresponding Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for Hard Rock, Metal, and Designated Mining Operations ("Hard Rock/Metal Mining") and Extraction of Construction Materials ("Construction Materials") were subsequently promulgated by the Mined Land Reclamation Board (2 C.C.R. 407-1 and 2 C.C.R. 407-4; together "Rules"). The Acts and Rules are available at: https://drms.colorado.gov/rules-and-regulations.

The Minerals Program of the Division of Reclamation, Mining and Safety (Division or DRMS) issues various types of mining permits, including for: 110 Limited Impact Operations, 110 Limited Impact Designated Mining Operations, 111 Special Operations, 112 Regular Operations, and 112 Regular Designated Mining Operations. All permit applications are available at: https://drms.colorado.gov/forms/minerals-program-forms. This document is focused solely on the application review process for 112 reclamation permit applications.

The Role of the Mined Land Reclamation Board

Pursuant to the Acts, the Board has exclusive jurisdiction over the reclamation of a mining operation's affected lands. A reclamation permit establishes a post-mining land use for the affected lands. The post-mining land use may be for forest, rangeland, cropland, general agriculture, residential, recreational, industrial/commercial, developed water resources, or other "uses". Although the Board does not have jurisdiction over local land use decisions (e.g., visual impacts, economic impacts, noise, traffic), a permit Applicant must obtain all required permits, licenses, and approvals prior to conducting any mining operations. Local governmental entities have jurisdiction over their land use, zoning, and permitting processes. A reclamation permit Applicant may not be required to have all necessary approvals or permits from other agencies in place, including city and county zoning and land use permits, before a reclamation permit is issued.

The Board is a multi-interest citizen board which establishes the regulations, standards, and policies that guide the Division. Colorado's governor appoints five Board members from nominations submitted by each of the various constituencies represented, resulting in two members with substantial experience in the mining industry, two with substantial experience in conservation and environmental resources, and one with substantial experience in agriculture. A sixth Board member is the Executive Director of the Department of Natural Resources, or his/her appointee, and the seventh is a member of the State Soil Conservation Board. (§ 34-32-105, C.R.S.). The Board typically meets for one to two days every month. Some of the Board's responsibilities include: promulgating Rules that implement the Acts; issuing violations, civil penalties, and cease and desist orders; determining corrective actions for operators found in violation of the Acts and Rules; and conducting hearings regarding reclamation permit applications.

The Role of the Division

Division staff specialize in numerous areas including geology, biology, wildlife management, range and soil science, engineering, hydrology, and chemistry. During the reclamation permit application process, the Division is responsible for ensuring that the contents of the application adequately address the requirements of the Acts and Rules. To monitor compliance with permit requirements, the Division conducts periodic inspections of all permitted mining, exploration, and prospecting operations in Colorado. If an operator fails to timely correct any compliance issues identified during an inspection, the Division may present the possible violations to the Board. The Division calculates the reclamation bond required for a proposed mining operation based on the operator's proposed reclamation plan. The bond is reassessed periodically throughout the life of mine to ensure it is sufficient for reclaiming the site in accordance with the approved plan. Where there is a written objection to a permit application or a request for reconsideration of a Board decision, the Division serves as staff to the Board. For 112 applications that receive no timely objections, or for which, all objecting parties withdraw prior to the scheduled Board Hearing, the Division is authorized to approve or deny the application without a hearing before the Board.

The Role of the Applicant

During the reclamation permit application process, the Applicant has the burden of proving the application submitted to the Division meets all requirements of the Acts and Rules, including providing sufficient evidence that all required notices have been posted or delivered within the required timeframes.

Applicants for 112 Reclamation Permits or Amendments must place a copy of the application at the County Clerk or Recorder's office in the county containing the land to be affected by mining. The Applicant must notify the local Board of County Commissioners, the Board of Supervisors of the local Soil Conservation District, all surface and mineral rights owners of the affected lands, and all surface owners within 200 feet of the affected lands. The Applicant must also post signs at the proposed mine site and publish a public notice in a local newspaper of general circulation once a week for four consecutive weeks.

The Role of the Public Participant

A person may participate in the Board Hearing process regarding a contested reclamation permit application as a party or a non-party. Pursuant to the Acts and Rules, a person may participate as a "party" if they:

- (1) Submit a written comment or objection to the Division not more than 20 calendar days after the last date for the newspaper publication of notice of the application. The comment or objection letter must include the person's: name, mailing address, telephone number, and an explanation of how they are directly and adversely affected or aggrieved by the proposed mining operation [see "party" definition in Construction Materials Rule 1.1(38) and Hard Rock/Metal Mining Rule 1.1(50)]. To ensure timely receipt, any comments or objections on an application should be submitted via our website at: https://dnrlaserfiche.state.co.us/Forms/DRMS_Comment; and
- (2) Attend the Pre-hearing Conference *or* provide a proxy authorization form (see attached Authorization to Appear on Behalf of a Party) to the Board's Pre-hearing Conference Officer on or before the date of the Pre-hearing Conference <u>and</u> the Party's authorized representative is present at the conference [pursuant to Rule 2.7.3(4)]. Any party may be represented by an attorney; and
- (3) Attend the Board Hearing.

A party may present evidence, call witnesses, and cross-examine witnesses during the Board Hearing on the application. A party also has the right to sue or be sued in district court on matters regarding the Board's decision on the application. For additional information regarding a party's rights and responsibilities, please refer to Rules 1.7, 2.6, 2.7, 2.8, and 2.9. Per Rule 2.7.3(3), any person who is a party to a matter before the Board, and who wishes to withdraw as a party, must do so in writing prior to the commencement of, or on the record during, the Formal Board Hearing on the matter (see attached Party Status Withdrawal Form).

If you choose not to be a party, or to withdraw your party status, as a non-party, you may still address the Board on matters of concern during the public comment portion of the Board meeting. However, in this case, you will not preserve or be entitled to the rights of a party. In the event that all objecting parties withdraw prior to the Board Hearing, the Division is authorized to approve or deny the application without consideration by the Board. Thus, in this instance, there would be no opportunity for a non-party to provide public comment at a Board Hearing.

The Role of Other Governmental Agencies

Once a reclamation permit application is received by the Division and considered "filed" (or "complete"), the Division sends a notice of the application to various local, state, and federal agencies. These governmental agencies may include: county commissioners, county planning and zoning departments, Colorado Parks and Wildlife, Colorado Department of Public Health and Environment, Colorado Division of Water Resources/Office of the State Engineer, local Conservation District(s), Colorado State Land Board, State Historic Preservation Office, U.S. Army Corps of Engineers, Colorado Oil and Gas Conservation Commission (for sites that overlap oil and gas facilities or are surrounded by oil and gas activity), Urban Drainage (for sites located within the 100 year floodplain in Adams, Arapahoe, Boulder, Denver, Douglas, or Jefferson County), U.S. Bureau of Land Management and/or U.S. Forest Service (for sites located on federal lands), and any municipalities located within 2 miles of the proposed affected lands. The Division's review of the application may be coordinated with these and/or other governmental agencies as appropriate.

The 112 Reclamation Permit Application Process

<u>Completeness Review</u>: Upon receipt of an application, the Division first determines whether it contains sufficient information for it to be considered "filed" (or "complete"), as defined by Construction Materials Rule 1.1(23) and Hard Rock/Metal Mining Rule 1.1(27).

<u>Adequacy Review:</u> Once a 112 reclamation permit application is considered filed, the Division has 90 days to complete its adequacy review of the application and to make its decision to approve, approve with conditions, or deny the application. During the adequacy review process, the Division evaluates each exhibit in the application to verify that it meets all applicable requirements of the Acts and Rules (exhibit requirements are outlined in Rule 6). If the Division determines an exhibit is inadequate, it will send an adequacy review letter to the Applicant identifying the deficiencies. The Applicant must address all deficiencies in the application to the satisfaction of the Division in order for the application to be approved. The 90-day application review period may be extended at the request of the Applicant, not to exceed 365 days from the date the application was filed, in order to provide the necessary information to meet the adequacy requirements. The 90-day application review period may also be extended by the Division in accordance with Rule 1.4.1(7) in the case of "complex" applications, serious unforeseen circumstances, or significant snow cover on the affected land that

prevents a necessary on-site inspection, or Rule 1.4.1(13) where the Applicant failed to publish the public notice pursuant to Rule 1.6.2(1)(d). If the Division's review period is extended, the decision date on the application is reset.

If no timely objections are received on a 112 reclamation permit application, the Division will make the decision to approve, approve with conditions, or deny an application on or before the decision date.

If timely objections are received on a 112 reclamation permit application, the Division will schedule the matter for a formal Board Hearing, during which, the Board will make the final decision on the application. In this case, on or before the application decision date, the Division will make a recommendation to the Board on whether to approve or deny the application. Such recommendation shall identify the issues raised by the Division or by timely objectors. The Division's recommendation and rationale for approval or denial shall be sent to all parties at least 3 working days prior to the Prehearing Conference.

While a reclamation permit application may be *approved* by the Division or the Board, the permit is not issued until the required performance and financial warranties are received.

<u>Pre-hearing Conference:</u> A Pre-hearing Conference is held after the Division has issued its recommendation and rationale on the application, and at least 10 calendar days prior to the Board Hearing. Persons seeking to participate in the hearing process are encouraged to review Rules 2.6, 2.7, and 2.8 prior to the Pre-hearing Conference. The purpose of the Pre-hearing Conference, which is held by a Pre-hearing Conference Officer ("PHCO") delegated by the Board, is to explain the Division's application review and Board Hearing processes, identify issues raised that are within and outside of the Board's jurisdiction, and recognize the parties. Following the Pre-hearing Conference, the PHCO drafts a proposed Pre-hearing Order for the Board to consider at the hearing. The PHCO's proposed Order recommends a list of parties, identifies issues within the Board's jurisdiction to be considered at the Board Hearing, and proposes a hearing schedule with time allotments (the Board may adopt this Order as drafted or amend it). *Please note that parties are required to present their list of all potential witnesses and exhibits at the Pre-hearing Conference in accordance with Rule 2.6(2).*

<u>Board Hearing</u>: The Division shall provide all parties to an application at least 30 days written notice of the Board Hearing date. During the hearing, the Board will consider all of the evidence presented, deliberate on the issues, and vote on whether to approve the reclamation permit application. Subsequently, the Board's written decision, in the form of a Board Order, will be sent to all parties that participated in the hearing. Any decision by the Board is considered final agency action for purposes of appeal.

Helpful Weblinks:

Colorado Division of Reclamation, Mining and Safety homepage: https://drms.colorado.gov

The Acts and Rules for Construction Materials and Hard Rock/Metal Mining operations are available at: <u>https://drms.colorado.gov/rules-and-regulations</u>.

A list of permitting actions currently under review is available at: <u>https://drms.colorado.gov/information/permitting-actions-currently-under-review</u>.

Comments or objections on an application under review can be submitted at: <u>https://dnrlaserfiche.state.co.us/Forms/DRMS_Comment</u>.

All (non-confidential) permit files are available for public review through our online imaged document system (called Laserfiche) at: <u>https://dnrweblink.state.co.us/drms/search.aspx</u>. A Laserfiche User Guide is available at: <u>https://drive.google.com/file/d/1180Udf_Mpjo3kxIHkP5hMH-w7MeBtxX7/view</u>.

This guidance document as well as the attached Proxy Authorization and Party Status Withdrawal forms are available on our website (under the section labeled "Information") at: https://drms.colorado.gov/forms/minerals-program-forms.

AUTHORIZATION TO APPEAR ON BEHALF OF A PARTY

(Please Type or Print the Requested Information)

SIGNATURES MUST BE IN BLUE INK

(person's nan	ne)	(title, if applicable)
of etc., if applicable)	(name	e of company, association, organization
hereby delegate to	(person or entity's name)	,
the right to appear on behalf of at the Pre-hearing Conference.	(person, company, associa	tion, organization, etc.)
SIGNED AND DATED THIS	DAY OF	
Authorized Signature (must be		al)
State of County of)	
		day of,
by	as	of

SIGNATURES MUST BE IN BLUE INK

STATE OF COLORADO MINED LAND RECLAMATION BOARD

PARTY STATUS WITHDRAWAL FORM

In the matter of File No. M	 , Permit or Amendment Application.
Name of Operator/Applicant: _	
Site Name:	

____ I hereby withdraw as a party to this matter.

_____ I hereby withdraw as a party to this matter and, if the Board holds a hearing, I wish to address the Board at the formal hearing, if held, as a non-party.

(Please note that if all objecting parties withdraw prior to the date set for the Board's consideration of the application, the application may be approved by the Office without the Board holding a hearing. In that event, there will be no opportunity to address the Board on any issues related to the application. Also, the Board is not obligated to consider any issues raised by a person or an entity that has withdrawn as a party.)

Regardless of a party status, the Division thoughtfully considers each issue submitted in writing to the Division and provides a response to those issues within its jurisdiction in the Division's "Rationale for Recommendation." The Rationale is available to any person by contacting the Division. For persons who do not wish to become a party or who withdraw as a party in this matter, please contact the Division for information on application status.

Printed Name		() Home Phone #	
Address		() Work Phone #	
City, State	Zip Code	() FAX #	
E-Mail Address		Date	
Signature			