




MINERALS PROGRAM INSPECTION REPORT
PHONE: (303) 866-3567

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

MINE NAME: Never Summer Landscaping	MINE/PROSPECTING ID#: M-2025-020	MINERAL: Constuction Material	COUNTY: Saguache
INSPECTION TYPE: Illegal(Unpermitted Operation)	WEATHER: Clear	INSP. DATE: April 17, 2025	INSP. TIME: 11:00
OPERATOR: Never Summer Landscaping	OPERATOR REPRESENTATIVE: Justin Bunting	TYPE OF OPERATION: ILL - Illegal	
REASON FOR INSPECTION: Citizen Complaint	BOND CALCULATION TYPE:	BOND AMOUNT: \$0.00	
DATE OF COMPLAINT: April 8, 2025	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None	
INSPECTOR(S): Todd Jesse	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: April 23, 2025	

GENERAL INSPECTION TOPICS

This list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each. No problems or possible violations were noted during the inspection. The mine operation was found to be in full compliance with Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials and/or for Hard Rock, Metal and Designated Mining Operations. Any person engaged in any mining operation shall notify the office of any failure or imminent failure, as soon as reasonably practicable after such person has knowledge of such condition or of any impoundment, embankment, or slope that poses a reasonable potential for danger to any persons or property or to the environment; or any environmental protection facility designed to contain or control chemicals or waste which are acid or toxic-forming, as identified in the permit.

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>Y</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>N</u>	(EX) EXPLOSIVES----- <u>Y</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>Y</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>N</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>N</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>N</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>N</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>Y</u>	(OD) OFF-SITE DAMAGE----- <u>N</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

OBSERVATIONS

This inspection report was conducted in response to an anonymous complaint filed on April 8, 2025. The complaint was filed at 44250 Deer Play Run against Justin Bunting of Never Summer Landscaping. The site is located approximately 10 miles south of Gunnison, CO an elevation of approximately 8500 feet. The site is located directly adjacent to a private road off of County Road GYY. Justin Bunting of Never Summer Landscaping was present during the inspection.

The site consists of two disturbances that are currently less than a quarter acre combined. The operator estimates that roughly 200 cubic yards of material will be generated. The operator states that they are building agricultural infrastructure for horses that they have on their property. The current pasture is overgrazed so the landowner is creating access to an additional pasture with a corral, shelter and water source for horses. The landowner states that disturbances are occurring on private property that they own.

The landowner is utilizing a skid loader to create flat areas for infrastructure. There was also a haul truck with grubbed vegetation and screen on site. The screen appears unused and the operator states that it is staged there temporarily before being moved to a work site. Topsoil and some small boulders are being generated as a result of creating pads for agricultural infrastructure.

Acid And Toxic Materials:

No acid generating or toxic materials were observed on site.

Explosives:

No explosives were being used to remove overburden.

Hydrologic Balance:

No evidence of exposed groundwater was noted during the inspection. The excavations are shallow and it is not anticipated that groundwater will be encountered. There were no surface water features observed within the immediate vicinity of the site. No hydrocarbons were stored in the area.

Roads:

The site is directly adjacent to the road. The operator states that the road bisects his property and is a private road. The operator has cones in place along the roadway near the operation. No excessive erosion was observed along the roadway.

Topsoil:

Topsoil is being generated in two adjacent locations on the property. Operator states that the shallow excavations which are generating topsoil are for infrastructure related to agriculture – specifically a horse barn and corral with access to a pasture. The Operator states that topsoil that is being generated at the site and being placed on the property as berm material or given away to neighbors – no topsoil is being sold.

Photos that show site conditions are attached to the end of this report.

All responses to this report should be directed to Todd Jesse with the Division's Active Mines Program at DRMS, Room 215, 1001 E. 62nd Ave. Denver, CO 80216. Direct contact can be made at the Division's Grand Junction Field Office, by phone at (720) 688-0626 or by email at todd.jesse@state.co.us.

PHOTOGRAPHS



Photo 1: View to the north of excavation along roadway with screen, skidloader, and truck. To be location of shelter for horses.



Photo 2: View to the west of grading done near roadway to create horse corral.



Photo 3: View to the north of screen. Screen looks new with no evidence of that it has been used.



Photo 4: View to the west of excavation for horse shelter. Excavation will continue to the north.



Photo 5: View to the east of topsoil placement on the property.



Photo 6: View to the west of excavation for well to water livestock.

Inspection Contact Address

Justin Bunting
Never Summer Landscaping
44250 Deer Play Run
Gunnison, CO 81230

Enclosure: None

CC: Travis Marshall, Senior EPS, DRMS