



May 12, 2025

Alysen Tarrant  
ADT Environmental & Mineral Consultants, LLC  
26849 Road M  
Cortez, CO 81321

**Re: Rollins Construction and Trucking, LLC, Rollins-Clapper Pit,  
File No. M-2025-018, 110c Permit Application Adequacy  
Review**

Ms. Tarrant,

The Division of Reclamation, Mining and Safety (Division) is in the process of reviewing the above referenced application to ensure it adequately satisfies the requirements of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Act) and the associated Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (Rules). During review of the material submitted, the Division determined that the following issue(s) of concern shall be adequately addressed before the application can be considered for approval.

#### **6.2 General Requirements of Exhibits**

1. Pursuant to Rule 6.2.1(2), please ensure that all maps (with the exception of the index map) adhere to the following requirements:
  - (a) show name of Applicant;
  - (b) must be prepared and signed by a registered land surveyor, professional engineer, or other qualified person;
  - (c) give date prepared;
  - (d) identify and outline the area which corresponds with the application.

#### **6.4.3 Exhibit B – Site Description**

2. Per Rule 6.3.2(a), please provide a brief description of the current vegetation present within the proposed permit boundary.
3. Per Rule 6.3.2(b), please provide a brief description of any man-made structures within 200 feet of the permit boundary. Based upon the pre-operation inspection performed for this application, this should include the nearby fenceline and the overhead transmission lines located within 200 feet of the site.
4. Per Rule 6.3.2(c), please provide a statement which states that there are no significant water resources within the permit boundary.

#### **6.4.4 Exhibit C - Mining Plan**

5. On page 26 of the application, within the section labelled “overburden” the applicant

provides the approximate volume of overburden to be mined. Please provide the approximate overburden depth above the target deposit in this section as well.

6. Per Rule 6.3.3(g), please provide the dimensions of any proposed access roads planned to be built for the site. This should be provided as a description of the expected road width.
7. On page 27 of the application, please reiterate that all equipment planned to be used for this operation will be portable and will not remain following the completion of mining operations.

#### **6.4.5 Exhibit D - Reclamation Plan**

8. Per Rule 6.3.4(1)(b), please describe the maximum reclaimed slopes planned for this operation. For agricultural or rangeland operations this is typically a 3:1 final slope.

#### **6.4.5 Exhibit E – Map**

9. Per Rule 6.3.5(1)(c), please label the area planned to contain the processing equipment for this operation on the mining plan map.
10. Per Rule 6.3.5(1)(e), please label any significant man-made structures within 200 feet of the proposed permit boundary. Based on the pre-operation inspection performed for this site, this should include the nearby fenceline and overhead powerlines located along the site boundary.

#### **6.4.12 Exhibit L – Permanent Man-Made Structures**

11. The applicant states that no permanent man-made structures are located within 200 feet of the permit boundary. During the pre-operation inspection for this site a fenceline and overhead transmission line were observed within 200 feet of the permit boundaries. Per Rule 6.3.12, please provide one of the following for the structures mentioned:
  - a. provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
  - b. where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
  - c. where such structure is a utility, the applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility.

Please be advised the Rollins-Clapper Pit application may be deemed inadequate, and the application may be denied on **May 31, 2025**, unless the above-mentioned adequacy review items are addressed to the satisfaction of the Division. If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant's right to a decision by **May 31, 2025** and request for additional time. This must be received no later than the decision date.

If you have any questions, please contact me at [ben.hammar@state.co.us](mailto:ben.hammar@state.co.us) or **(720) 793-2988**.

Sincerely,

Benjamin Hammar  
Environmental Protection Specialist

Ec: Zachary Trujillo, Division of Reclamation, Mining & Safet

