

STATE OF
COLORADO

Reilley - DNR, Robin <robin.reilley@state.co.us>

Re: [EXTERNAL] DRMS's findings for T / E species Peabody Sage Creek

1 message

Ruebens, Jay C <jay_ruebens@fws.gov>
To: "Reilley - DNR, Robin" <robin.reilley@state.co.us>

Mon, Jul 7, 2025 at 2:16 PM

Robin,

Thank you for reaching out. This email responds to your July 7, 2025, request for review on the renewal of the permit for the Peabody Sage Creek Mine. We have reviewed the action, and due to the location and the baseline disturbance within the action area, we have no concerns with the impacts of the project on threatened and endangered species.

We appreciate you informing us of your analysis and your efforts to conserve threatened and endangered species. With this email, our joint responsibilities under Section 7 are fulfilled.

Reinitiation of consultation is required and shall be requested by the Federal agency, where discretionary Federal involvement or control over the action has been retained or is authorized by law and: 1) if the amount or extent of taking specified in the incidental take statement is exceeded; 2) if new information reveals effects of the action that may affect listed species or critical habitat in a manner or to an extent not previously considered; 3) if the identified action is subsequently modified in a manner that causes an effect to the listed species or critical habitat that was not considered in the biological opinion or written concurrence; or 4) if a new species is listed or critical habitat designated that may be affected by the identified action (50 CFR 402.16(a)).

Please let me know if you have any questions!

Jay Ruebens

Fish and Wildlife Biologist
U.S. Fish and Wildlife Service, Region 6
Colorado Ecological Services Field Office- Western Team
Office: 970-238-7390

From: Reilley - DNR, Robin <robin.reilley@state.co.us>
Sent: Monday, July 7, 2025 9:29 AM
To: Ruebens, Jay C <jay_ruebens@fws.gov>; Robin Reilley - DNR <robin.reilley@state.co.us>
Subject: [EXTERNAL] DRMS's findings for T / E species Peabody Sage Creek

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Dear Mr. Ruebens,

Please find DRMS's findings for T/E species for the Peabody Sage Creek RN3. DRMS is requesting your concurrence. My apologies for the short notice as the decision date is 11 July.

Thank you

Robin Reilley, M.S. GISP
Environmental Protection Specialist II

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