

STATE OF
COLORADO

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RBK Pit No. 30 M-1990-106 Inspection Report

1 message

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

Thu, Oct 9, 2025 at 11:31 AM

To: Michelle Peulen <Michelle@sieteinc.net>, Jace Kirkland <Jace@sieteinc.net>

Cc: "Siete Inc. - Accounting" <accounting@sieteinc.net>, Amy Eschberger - DNR <amy.eschberger@state.co.us>

Hi Jace and Michelle,

Attached is the completed inspection report for the site visit of the RBK Pit No 30, located off Baxter Road in Pueblo County. There are three problems being cited in the report that will require follow up: 1) trash that was observed on site that needs to be cleaned up, 2) tamarisk was observed on site and needs to be treated according to the approved weed management plan, and 3) the has exceeding the 5 year period for reclamation.

Jace, I do remember having a conversation on site about how the site has ceased mining activity and that the permit has been maintained just in case. Unfortunately, because mining had occurred on site and ceased more than ten years ago, the site does need to wrap up reclamation and seek a release.

Please reach out with any questions or concerns.

Thanks,
Jocelyn

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Jocelyn Carter

Environmental Protection Specialist

**COLORADO**
Division of Reclamation,
Mining and Safety
Department of Natural Resources

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COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

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: RBK Pit No. 30	MINE/PROSPECTING ID#: M-1990-106	MINERAL: Gravel	COUNTY: Pueblo
INSPECTION TYPE: Monitoring	WEATHER: Clear	INSP. DATE: September 4, 2025	INSP. TIME: 11:00
OPERATOR: RBK Construction, Inc.	OPERATOR REPRESENTATIVE: Mr. Jace Kirkland	TYPE OF OPERATION: 110c - Construction Limited Impact	
REASON FOR INSPECTION: Normal I&E Program	BOND CALCULATION TYPE: Complete Bond	BOND AMOUNT: \$38,560.00	
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None	
INSPECTOR(S): Jocelyn Carter	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: October 9, 2025	

The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.

INSPECTION TOPIC: Gen. Compliance With Mine Plan

PROBLEM #1: Trash and refuse was noticed on the site. This is a problem at this time for failure to dispose of refuse in a manner that controls unsightliness or deleterious effects of such refuse pursuant to C.R.S. 34-32.5-116(4)(e).

CORRECTIVE ACTIONS: The operator shall submit a written notice to the Division with photo documentation, that the trash has been removed from the site by the corrective action date.

CORRECTIVE ACTION DUE DATE: November 10, 2025

INSPECTION TOPIC: Revegetation

PROBLEM #2: Tamarisk (salt cedar) trees are present within or have volunteered into the permit area and are becoming established. This is a problem for failure to employ weed control methods for a state listed noxious weed species within the permitted area, and to reduce the spread of weeds to nearby areas as required by Section 3.1.10 (6) of the rule.

CORRECTIVE ACTIONS: The operator shall implement the existing weed control plan in accordance with Rule 3.1.10 (6). Documentation of the implementation of the approved weed management control shall be submitted to the Division by the given due date.

CORRECTIVE ACTION DUE DATE: November 10, 2025

INSPECTION TOPIC: Reclamation Success

PROBLEM #3: Reclamation operations has exceeded five (5) years as dictated by Rule 3.1.3.

CORRECTIVE ACTIONS: Provide the Division with an update of the remaining reclamation tasks and a proposed timeline of when the remaining reclamation tasks will be completed.

CORRECTIVE ACTION DUE DATE: November 10, 2025

OBSERVATIONS

The RBK Pit No. 30, Permit No. M-1990-106, was inspected by me, Jocelyn Carter, on behalf of the Division of Reclamation, Mining, and Safety (Division/DRMS/Office). The RBK Pit is operated by RBK Construction, Inc. and Jace Kirkland was present for the inspection on their behalf. The inspection was performed as part of a routine inspection. Weather conditions at the time of the inspection were clear with warm temperatures.

The RBK Pit No. 30 is located about 4 miles east of the city of Pueblo in Pueblo County. The mine entrance is approximately 0.8 miles south of the intersection of U.S. Hwy 50 and Baxter Road, on the west side of Baxter Road. The operation extracted gravel on the north side of the Arkansas River by surface mining; the operation no longer extracts materials. The approved permitted area covers 9.9 acres and the post mining land use is wildlife habitat.

The disturbances observed on the site included multiple small stockpiles of material located northeast of the center of the permit area, a larger stockpile of material located in the west central area of the permit area, and a single stockpile of material that appeared to be well sorted located in the southwestern portion of the permit area. These areas are shown in the inspection map created below.

Records

The 2024 annual report, map, and fee were submitted; the 2025 annual report, map, and fees are coming due on October 16, 2025. The last inspection was performed on October 26, 2021, and it was mentioned that the annual maps being submitted do not sufficiently depict the permit area. A review of the annual maps since that inspection shows that the Operator has continued to submit the same, insufficient map. This was discussed with Mr. Kirkland on the site, and he said he would inquire about an accurate map of the site that is to scale for the upcoming annual map. A map was created as part of this inspection and is given below.

Hydrological Balance

There did not appear to be an issue with the hydrologic balance in the area. A pit holding exposed groundwater located along the north side of the permitted area has been backfilled, see Photo #3. There was a second pond located in the southeast corner of the disturbed area that has also been backfilled. There was no standing water observed on the site at the time of the inspection.

General Mine Plan Compliance

The last time materials were extracted was about 10 years ago according to conversations with Mr. Kirkland. Per Mr. Kirkland, the last disturbance to the land occurred about 6 years ago. Reclamation activities have since begun, but the operator still uses the site to store equipment occasionally.

There are some discarded items observed on the permitted area, including a metal panel, broken plaster pieces, and PVC piping; see Photos #5 - #7 below. These items need to be cleaned up and properly discarded in accordance with Rule 3.1.5(5). A problem is being cited for this, see **Problem #1** above for the corrective actions and the due date.

Signs and Markers

There is a sign posted at the mine entrance in accordance with Rule 3.1.12(1), see Photo #1. The pit area is marked by white PVC posts, see Photo #2. The permit boundary is unclear for this permit due to illegible maps in the digitized original permit and the issues with the annual maps discussed above.

The GPS coordinates of the four PVC markers was collected in the field and given in the following table.

Boundary Point	Latitude	Longitude
NW	38.262816N	104.500880W
NE	38.262702N	104.498277W
SW	38.261332N	104.501000W
SE	38.261246N	104.498348W

Acid or Toxic Materials

There are no acid or toxic forming materials present on the site.

Financial Warranty

The reclamation cost estimate was calculated as part of this inspection, and it was found that the current amount of \$38,560.00 is adequate for reclaiming the disturbances observed.

Backfill & Grading

The backfilled areas appeared to be stable and well vegetated. There are numerous stockpiles on the site of various materials. Grading of some of these stockpiles still needs to be completed.

Fish & Wildlife

There did not appear to be an issue with respect to the wildlife in the area.

Erosion/Sedimentation

There did not appear to be an issue with sedimentation or erosion on the site.

Roads

The haul road was stable and in good condition.

Revegetation

Salt cedar, a List B noxious weed species, was observed on the site at the time of the inspection, see Photo #4. This is being cited as a problem, see **Problem #2** for the corrective action details and due date.

Reclamation Plan/ Compliance

According to the past two inspection reports, the operation has been in final reclamation. Per Rule 3.1.3, reclamation shall be completed within five (5) years from the date that the Operator informs the Board or Office that reclamation has begun. The date of the inspection where it was first reported that the operation is in final reclamation was September 6, 2018. A problem is being cited for the reclamation compliance, see **Problem #3**. The operation has ceased to extract materials and has been under reclamation for seven (7) years; exceeding the five-year time timeframe for completing reclamation.

PHOTOGRAPHS



Photo #1: Mine sign at the entrance of the permit area.



Photo #2: Example of a white PVC tube used to mark the permit boundary.



Photo #3: View of the pond along the northern portion of the permit area that has been backfilled; looking to the southeast.



Photo #4: Example of the occurrence of Salt cedar on the permitted area.



Photo #5: The discarded metal panel



Photo #6: What appeared to be a plaster panel that has been broken and discarded on the site.



Photo #7: View of multiple small stockpiles; discarded white PVC pipes can be seen in the material.



Image #1: Map created by DRMS. The approximate permit boundary is shown in red; the permit boundary was created based on the GPS coordinates collected in the field of the boundary markers which are marked by the dark purple pins. The disturbances observed on the site are shown in light purple.

GENERAL INSPECTION TOPICS

The following list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each

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

Inspection Contact Address

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