

STAFF SUMMARY FORM FOR
CONSENT AGENDA ITEMS

Date: April 9, 2010

Operator: Colorado Stone Quarries, Inc

M Permit #: M-1999-058

Specialist: Russ Means

Action: Extension of Board-ordered deadline

Resolution:

Colorado Stone Quarries, Inc. is requesting that the Mined Land Reclamation Board (Board) grant an extension of a corrective action date. The request is due to design difficulties with meshing Colorado Stone's future mining plans and sedimentation control designs with location and topography of the site. The corrective action, ordered by in the Board Order signed November 13, 2009 requires Colorado Stone to provide all materials necessary to allow Division approval of a technical revision or amendment of the reclamation permit addressing sedimentation control plans, including structural designs, construction details, a schedule of compliance and, if necessary, engineer certifications for designs by April 30, 2010. The proposed activities delineated in the technical revision or amendment must be completed by August, 31, 2010.

DRMS supports Colorado Stone's request and recommends that the Board approve an extension of the corrective action due date from April 30, 2010 to June 1, 2010. Board approval of this Consent Agenda item will implement this recommendation.

Please note that this extension of the permitting portion of the corrective action does not extend the construction deadline. Implementation of final approved plans delineated in the technical revision or amendment must still be completed by August 31, 2010.

CHRONOLOGY

November 13, 2009: As a corrective action for Violation MV-2009-023, the Board ordered Colorado Stone to provide all materials necessary to allow Division approval of a technical revision or amendment to the reclamation permit, addressing sedimentation control plans, by April 30, 2010.

April 8, 2010: Colorado Stone Quarries request an extension to the April 30, 2010 compliance date.

April 9, 2010: DRMS indicates staff will support an extension of the due date, for the permitting portion of the corrective action only, to June 1, 2010.



POLYCOR GEORGIA MARBLE

GEORGIA ARCHITECTURAL STONE | GEORGIA STONE QUARRIES | COLORADO STONE QUARRIES

P.O. Box 238, Tate, GA 30177 U.S.A. | Phone (770) 735-2611 | 1 800 334-0122 | Fax (770) 735-2236 | www.polycor.com

April 7, 2010

Grand Junction Field Office
Division of Reclamation, Mining & Safety
101 South 3rd, Suite 301
Grand Junction, CO 81501

Attn: Russ Means

Re: File #M-1999-058
Notices of Violation -- MV-2009-23, MV-2009-24

Dear Mr. Means:

Although Colorado Stone Quarries closed operations in January 2010, we have been actively working to provide all materials necessary to allow Division approval of a technical revision of the reclamation permit and of an amendment to Permit #M-1999-058.

Partnering with our engineering firm, we have completed field data collection and surveying, and have prepared a base map of existing conditions which is utilized in engineering studies. We are currently working on incorporating all land affected by our mining operations. In the meantime, we have also received the first engineering report and sets of drawings regarding a possible integrated Sedimentation Control Plan. Unfortunately, this technical solution does not fit Colorado Stone Quarries' future production planning, and does not allow for long-term development of the area. We would like to take additional time to explore further alternatives while keeping in mind that the deadline for board approval is April 30, 2010. Therefore, this is a written request for an extension in an effort to deliver a solution which will be more adequate and valuable for the environment as well as our future operations.

Please be assured that we are more than willing to address these issues as quickly as possible.

Respectfully yours,

Cedric Beggar
Director of Operations, Quarry

CB:kgk



THE NATURAL STONE SOLUTION

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

Phone: (303) 866-3567

FAX: (303) 832-8106



April 9, 2010

Cedric Beggar

Colorado Stone Quarries, Inc.

P.O. Box 238

Tate, Georgia 30177

Bill Ritter, Jr.
Governor

James B. Martin
Executive Director

Re: Yule Marble Quarry, M-1999-058, Support of Extension to Board Ordered Corrective Action, MV-2009-023.

Dear Mr. Beggar,

The Division of Reclamation, Mining, and Safety (Division) has received Colorado Stone's letter requesting an extension to the compliance date for Board Order MV-2009-023. Colorado Stone Quarries, Inc. is requesting that the Mined Land Reclamation Board (Board) grant an extension of a corrective action date. The request is due to design difficulties with the project which is behind submittal schedule. The corrective action, ordered by in the Board Order signed November 13, 2009 requires Colorado Stone to provide all materials necessary to allow Division approval of a technical revision or amendment of the reclamation permit addressing sedimentation control plan, including structural designs, construction details, a schedule of compliance and, if necessary, engineer certifications for designs by April 30, 2010.

The Division recognizes the design difficulties meshing Colorado Stone's future mining plans and sedimentation control designs with location and topography of the site. Therefore, Division staff is supporting Colorado Stone's request for an additional thirty (30) days for submission of the plans.

However, please note, implementation of the final approved plans delineated in the technical revision or amendment still must be completed by August, 31, 2010.

If you need additional information please contact me at the Division of Reclamation, Mining and Safety, Grand Junction Field Office, 101 S. 3rd St., Suite 301, Grand Junction, Colorado 81501, or by telephone no. 970.241.1117.

Sincerely,

G. Russell Means

Environmental Protection Specialist II

Cc: Steve Shuey, Senior Environmental Protection Specialist, West Team Supervisor