

# 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



John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta E. Piñeda  
Director

May 16, 2012

Glenn Williams  
Cotter Corporation  
P.O. Box 700  
Nucla, CO 81424

**RE: JD-8 Mine, File No. M-1984-014, Consent Agenda Summary Form**

Dear Mr. Williams:

Enclosed you will find the Staff Summary Form for the Consent Agenda item requesting the Board to allow an additional 60 days for review beyond the maximum 365 days per Rule 1.4.1(9). The extension will also allow time to address the public participation process required when an objection is received so the matter can be heard during the August 8~9<sup>th</sup>, 2012 Mined Land Reclamation Board meeting. Please sign and notarize the enclosed form and return the original, signed, notarized copy to the Division of Reclamation, Mining, and Safety (DRMS) by Thursday, May 31, 2012.

Please review the Consent Agenda Summary Form. If you wish for a hearing in order to address the issue in front of the Mined Land Reclamation Board (MLRB), please inform me as soon as possible so that the matter may be scheduled for a hearing during the June 13~14, 2012 MLRB meeting.

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, by telephone at 970.241.1117, or by e-mail at russ.means@state.co.us.

Sincerely,

G. Russell Means  
Environmental Protection Specialist II

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### STAFF SUMMARY FORM FOR CONSENT AGENDA ITEMS

Date	6/13/2012	Operator	Cotter Corporation
Permit No.	M-1984-014	Site Name	JD-8 Mine
Specialist	Russ Means	Objecting Party	Sheep Mountain Alliance

#### Action:

- ☒ Permit Amendment with objections  
☐ Violation  
☐ Extension of Board-ordered deadline

#### Resolution:

#### NATURE OF ISSUE:

On June 8, 2011 Cotter Corporation submitted an Environmental Protection Plan (EPP) for the JD-8 Mine. There remain outstanding review issues that must be addressed that do not allow sufficient time for completion prior to the 365 day limit per Rule 1.4.1(9). The Division and operator agree that an additional sixty (60) days, July 15, 2012, will allow completion of review so a decision can be issued on the EPP submittal. The additional time also allows for addressing the requirements of the public participation process as an objection has been received on the EPP. A hearing will be scheduled for the August 8~9<sup>th</sup>, 2012 MLRB meeting. The objecting party has been notified of the extension request and has verbally indicated no issue with it.

#### STAFF RECOMMENDATION:

Staff recommends the Board approve the extension of the review period to July 15, 2012 to allow completion of the review of the Environmental Protection Plan and scheduling of the required Board hearing for August 8~9<sup>th</sup>, 2012.

**Operator(s) Signature:**

By signing this, the Operator agrees with the request to extend the review period beyond the 365 days allowed under the Act and Rule outlined above on the Staff Summary Form for Consent Agenda Items.

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Operator Signature

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Date

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Notary Public

My Commission expires:

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