

# 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



August 17, 2012

John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta E. Piñeda  
Director

Notice to Parties to the Animas Glacier Gravel Permit Application

**Re: Animas Glacier Gravel (AGG), File No. M-2011-028, Proposed Permit Approval with Stipulation and Party Status - Revised**

To Whom it May Concern:

Relative to the informal hearing held on August 15, 2012, the Division of Reclamation, Mining, and Safety (Division) is proposing the approval of the application for the Animas Glacier Gravel (AGG) with the following stipulation:

*The operator will be required to submit a Technical Revision to address the final design plans for the potential effects related to storm water detention and release and run off as it pertains to discharge restrictions and impacts to the drop structure in Basin Creek. Approval of the Technical Revision and, per the Rules, all other applicable state, local and federal permits must be in place prior to any mining-related excavation at the site.*

The approval of the permit application with this stipulation will allow the operator to commence installation of the access road, provided all other applicable state, local and federal permits are in place, including the required construction storm water permit from CDPHE. This approval, however, does not give the operator permission to perform any excavation relative to mining until the technical revision process is completed.

As part of this technical revision, the current parties to the application will be notified upon submittal of the technical revision materials. The current parties will have the opportunity to provide input regarding the final designs within a reasonable time frame. Any decision by the Division may be appealed to the Mined Land Reclamation Board for a hearing if a party is not satisfied with the manner in which the operator and Division have addressed the concerns relative to the stipulation.

In that the concerns voiced by your agency will be addressed through the above process, please sign below to indicate that you and your agency are withdrawing party status relative to the approval of the permit with the above stipulation. Please return the signed document to Kate Pickford, DRMS, 691 CR 233, Ste., A-2, Durango, CO, 81303 before August 28<sup>th</sup>, 2012.

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Agency

\_\_\_\_\_  
Title


CERTIFICATE OF SERVICE

I, Kate Pickford, hereby certify that on this 17<sup>th</sup> day of August, 2012, I deposited a true copy of the foregoing Animas Glacier Gravel (AGG), File No. M-2011-028, Proposed Permit Approval with Stipulation and Party Status - Revised in the United States Mail, postage paid, addressed to the following:

Victoria Schmitt  
La Plata County Planning Department  
1060 E. 2<sup>nd</sup> Ave.  
Durango, CO 81301

Russell D. Howard  
Animas-La Plata Operation, Maintenance and Replacement Assoc.  
103 Everette Street  
Durango, CO 81303

Tyler Artichoker  
Western Colorado Area Office  
835 E. Second Ave., Ste 300  
Durango, CO 81301

  
\_\_\_\_\_  
Signature