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**PUEBLO COUNTY
DEPARTMENT OF PLANNING AND DEVELOPMENT**

August 5, 2013

Timothy A. Cazier, P.E., Environmental Protection Specialist
State of Colorado
Division of Reclamation, Mining & Safety Department of Natural Resources
1313 Sherman Street, Room 215
Denver, CO 80203

**SENT VIA E-MAIL:
tim.cazier@state.co.us**

Re: Big "G" Gravel Pit, Permit No. M-2006-081; Notice of first 5-year period of Temporary Cessation, TC-01

Dear Mr. Cazier;

Please consider this correspondence response to your letter dated June 24, 2013 requesting comments regarding the above referenced gravel permit.

The Pueblo County Planning Commission approved Special Use Permit No. 2006-008 through the Administrative Review process on July 25, 2006 with nine (9) conditions of approval. The Pueblo County Planning Commission approved the one-year review of Special Use Permit No. 2006-008 on July 22, 2008 and placed it on a complaint basis only. The action letter outlining said conditions of approval is attached as Exhibit 1.

There does not appear to be any outstanding issues at this time. This is only a brief review of the files of Special Use Permit No. 2006-008 to provide the Division of Reclamation, Mining and Safety comments for the above referenced Temporary Cessation.

Should there be any specific questions regarding any parts of Special Use Permit No. 2006-008 (i.e. mining area, approved land use) the applicant should contact the Department of Planning and Development. The applicant should also keep the Department of Planning and Development informed of any changes, amendments, temporary cessations in as much as these items could require an amendment to the special use permit or require a new special use permit.

The Department of Planning and Development does not object to the Temporary Cessation for the Big "G" Gravel Permit.

Sincerely

Kathy Burnsed,
Planner I

Attachment: Exhibit 1
c: Joe Gagliano, L.J. Development, Inc.
Daniel and Barbara J. Guadreault

Anthony Nuñez
District 1
Chair-2008

John B. Cordova, Sr.
District 2

J.E. Chostner
District 3



Kim B. Headley
Planning and Development
Director
planning@co.pueblo.co.us

**BOARD OF COUNTY COMMISSIONERS
DEPARTMENT OF PLANNING AND DEVELOPMENT**

July 23, 2008

EXHIBIT 1

Daniel J. and Barbara J. Gaudreault
P.O. Box 69
Elizabeth, Colorado 80107

Re: PUEBLO COUNTY PLANNING COMMISSION
Administrative Review of Special Use Permit No. 2006-008 Allowing Natural Deposits
Extraction and Processing, a Concrete Batch Plant, an Asphalt Hot Mix Plant, an Office,
Scale House, and Crushing and Screening Equipment in an A-1 Zone District

Dear Mr. and Mrs. Gaudreault:

Please be advised the Pueblo County Planning Commission, at its public hearing held on July 22, 2008, voted to accept staff's Administrative Review, thereby allowing continuance of this permitted use with the existing conditions of approval and Notation as follows:

1. The special use permit shall be approved for extraction and processing of sand and gravel materials; a crusher and screening plant; hot mix (road) asphalt plant; scale house; office; materials stockpiling; and concrete batch plant within Sections 25 and 26, Township 21 South, Range 61 West of the 6th P.M., as depicted on Exhibit 2 of staff's review dated July 12, 2006. Processing and stockpiling shall be restricted to materials excavated from the site and any supplemental materials required for the operation of this project. There shall be no blasting permitted in association with the mineral extraction activities.
2. Hours of operation for the permitted use shall be limited to Monday through Saturday, from sunrise to sunset. Hauling of materials shall be limited to Monday through Saturday, 6:00 a.m. to 6:00 p.m. Should the applicants wish to extend the hours or days of operation, the applicants must apply for and obtain an amendment to this special use permit, through the public hearing process.
3. For the duration of the operation and reclamation, the applicants and/or property owners shall apply and maintain effective weed control on the permitted site, to prevent the establishment and/or spread of noxious weeds, and to maintain a vegetative cover compatible with surrounding rangeland.
4. Prior to commencement of mining activities, the applicants shall provide to this Department the following items:
 - a. Documentation of approved plans and permits, or approved waivers as follows:

- Mined Land Reclamation Board – Mining and Reclamation Documents/Permits

Mr. and Mrs. Gaudreault

Re: PCPC/Administrative Review of Special Use Permit No. 2006-008

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- Colorado Department of Health, Air Pollution Control Division – Fugitive Dust Permit
- Water Quality Control Division - Stormwater Discharge
- Permit
- State of Colorado, Department of Transportation – Access Permit

The applicants shall provide to the Department of Planning and Development a copy of all other required Federal, State, and local permit approvals, amendments, waivers, or releases (e.g., air quality, MLRB, etc.) pertaining to Special Use Permit No. 2006-008 within 30 days of their approval by the respective agency.

5. The applicants shall develop, operate, and manage the mining-related activity according to the rules, regulations, plans, and permits administered by the applicable Federal, State, and local agencies. Any violation of a rule, regulation, permit, or plan may result in the scheduling of a Show Cause Hearing to consider revocation of the special use permit.
6. Any structures to be constructed and/or extraction and processing activities which will be located within Zone "A", Special Flood Hazard Area as indicated on the Federal Emergency Management Agency's Flood Insurance Rate Map, Community Panel No. 080147 0425 B effective date September 29, 1989 shall obtain a Flood Hazard Area Development Permit prior to construction and/or commencement of extraction and processing activities.
7. Upon completion of the natural resources extraction and processing project, the applicants/owners shall submit a written request to the Department of Planning and Development to withdraw the special use permit. The request shall include the anticipated date for completion of the reclamation.
8. All extraction and processing activities will be conducted in a way to prevent erosion and sedimentation from entering the Rocky Ford Highland Canal, Thompson Arroyo, and Arkansas River.
9. All extraction and processing activities will be conducted in a way to prevent compromising the structural integrity and operation of the Rocky Ford Highline Canal.

NOTATION: The Department of Planning and Development acknowledges during the preparation of this Administrative Review that the original intent of the special use permit has been met and there is no violation of the original conditions of approval. In addition, it further acknowledges that it is unnecessary to schedule this special use permit for further review unless the use and/or property do not maintain compliance with the Pueblo County Code and/or a complaint is received and verified that there is a violation of the conditions of approval as imposed above.

Mr. and Mrs. Gaudreault

Re: PCPC/Administrative Review of Special Use Permit No. 2006-008

July 23, 2008

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If you should have any questions, please do not hesitate to contact this Department at 583-6100.

Sincerely,

Kathy Burnsed
Planner I

SMS

c: Joe Gagliano, LJ Development, Inc.