

MINED LAND RECLAMATION BOARD MEETING

REVISED AGENDA

WEDNESDAY & THURSDAY, MAY 24 & 25, 2017

Public Notice in conformance with the Colorado Open Meetings Law: The Colorado Mined Land Reclamation Board will hold its monthly meeting on Wednesday and Thursday, May 24 & 25, 2017 at 1313 Sherman Street, Room 318, Denver, Colorado, beginning at 9:00 a.m., unless otherwise noticed.

Due to the statutory deadlines and other responsibilities and requirements, the following Mined Land Reclamation Board meeting agenda will be revised up to the day of the meeting. If you have any questions on specific agenda items, please contact Camille Mojar, Board Secretary, at 303.866.3567, ext. 8136 or at camille.mojar@state.co.us

In accordance with the Americans with Disabilities Act, persons needing auxiliary communicative aids and or services for the meeting may call Camille Mojar at 303.866.3567, ext. 8136.

The YouTube broadcast of proceedings of the Colorado Mined Land Reclamation Board is provided only as an informational service. Service may be temporarily unavailable or limited, due to technical difficulties or bandwidth limitations, and could result in loss of signals or in the impairment of the quality of the transmission. <https://www.youtube.com/channel/UCDrrAO8bIPFlOwce-yH1fWA>

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1. *Approval of the April 2017 Summary of Minutes*
 2. *Approval of Continuances and Withdrawals*
 3. *Executive Director's Office and Division Director Reports*
 4. *Consent Agenda*

A. Consent Agenda

...*File No. M-2016-017*

Robert Blake
Mount Falcon Processing, LLC
33 Sierra Dr.
La Junta, CO 81050

Crowley County: Section 11, T21S, R56W, 6th P.M., 9.9 acres, ILL - Gold, Sugar City Mill. Consideration of Applicant's request for a 90-day extension of the Board-Ordered deadline to file a 110d permit application. (Amy Eschberger)

B. Consent Agenda

Mr. Troy Wells
Garnet Mesa Investments, LLC
1791 N. Apple Dr.
Delta, CO 81416

...File No. M-2012-024

Delta County: Section 9, T15S, R95W, 6th P.M., 9.99 acres, 112c, Sand and Gravel, Warren Gravel Pit. To consider a request by Garnet Mesa Investments, LLC for reinstatement of file no. M-2012-024 (Scottie Tate)

5. Board Action

Lance Baller
High Speed Mining, LLC
8480 E. Orchard Rd., Suite 4900
Greenwood Village, CO 80111

...File No. M-1991-037

Park County: Section 33, T9S, R77W, 6th P.M., 8.0 acres, 110c, Gravel, Gold, Faisplay Au Pit. Consideration of the Operator's petition for administrative appeal of an Office decision. (Michael Cunningham) 30 Minutes

6. Enforcement Hearing

Gary Gardiner
Max Gravel LLC
34235 CR 31
Peetz, CO 80747

...File No. M-2005-023

Logan County: Section 17, T11N, R52W, 6th P.M., 9.99 acres, Sand and Gravel, Max Gravel, LLC. Consideration of possible violation, cease and desist order, corrective action, civil penalty, and/or permit revocation for failure to post additional financial warranty within 60 days of the date of notice of adjustment. (Jared Ebert) 30 Minutes

7. Enforcement Hearing

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

...File No. M-2006-081

Pueblo County: Section 26, T21S, R61W, 6th P.M., 193 acres, 112c, Sand and Gravel, Big "G" Gravel Pit. Consideration of a possible violation, cease and desist order, corrective actions, and civil penalty for failure to first obtain a reclamation permit from the Mined Land Reclamation Board before to engaging in a new mining operation. (Elliott Russell) 30 Minutes

8. Enforcement Hearing

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

...*File No. M-2006-081*

Pueblo County: Section 26, T21S, R61W, 6th P.M., 193 acres, 112c, Sand and Gravel, Big “G” Gravel Pit. Consideration of permit revocation and finding the financial warranty subject to forfeiture for failure to submit the 2016 Annual Report and assessed Civil Penalty. (Scottie Tate) 10 Minutes

9. Enforcement Hearing

Craig Liukko
Red Arrow Gold Corporation
P.O. Box 531
Mancos, CO 81328

...*File No. P-2009-018*

Montezuma County: Section 14, T36N, R12W, 10th P.M., 0.5 acres, MP – Gold, Silver, Copper, Red Arrow Dome. Consideration of violation, civil penalty, cease and desist, corrective actions, permit revocation, and finding the financial warranty subject to forfeiture for failure to submit 2016 Annual Fee, 2016 Annual Report, and 2016 Annual Map. (Michelle Ramirez) 10 Minutes

10. Enforcement Hearing

Craig Liukko
Red Arrow Gold Corporation
P.O. Box 531
Mancos, CO 81328

...*File No. P-2012-007*

Montezuma County: Section 14, T36N, R12W, 10th P.M., 0.10 acres, MP – Gold, Silver, Copper, Red Arrow Mine Drill #2. Consideration of violation, civil penalty, cease and desist, corrective actions, permit revocation, and finding the financial warranty subject to forfeiture for failure to submit 2015 and 2016 Annual Fees, 2015 and 2016 Annual Reports, and 2015 and 2016 Annual Maps. (Michelle Ramirez) 10 Minutes

11. Enforcement Hearing

Craig Sparrow
Western Equipment & Truck, Inc.
2055 1st Avenue
Greeley, CO 80631

...*File No. M-2002-052*

Weld County: Section 2, T4N, R67W, 6th P.M., 48.5 acres, 112c, Sand and Gravel, Two Rivers Rock. Consideration of permit revocation and finding the financial warranty subject to forfeiture for failure to submit 2015’s and 2016’s Annual Fees, 2015’s and 2016’s Annual Reports and Annual 2015’s and 2016’s Maps, and assessed Civil Penalty. (Scottie Tate) 10 Minutes

12. Board Action

Snowcap Coal Company, Inc.
2352 N. 7th Street, Unit B
Grand Junction, CO 81501

...*File No. C-1981-041*

Mesa County: Section 35, T10S, R98W, 6th P.M., 732.50 acres, Roadside Portals. Formal Public Hearing on the Proposed Decision for Snowcap Coal Company, Inc.'s Technical Revision 69 for the Roadside Portals. (Jim Stark) 9 ½ Hours

13. Public Comment

This time is scheduled to provide the public with an opportunity to address non-agenda items. Those wishing to speak should do so at this time. All persons wishing to address the Board should fill out a presentation slip and present it to the Board Secretary.

14. Executive Session

The Board will meet in executive session to discuss one prospecting notice required to be kept confidential pursuant to sections 24-6-402(3)(a)(III) and 34-32-113(3), C.R.S. 10 minutes

15. Executive Session

The Board will meet in executive session to discuss the following pending litigations: *Jason Uecker v. MLRB and Division of Reclamation, Mining and Safety, 2014CV546, Transit Mix Concrete Co. v. Colorado Mined Land Reclamation Board, 2017CV30217, Pride of the West, LLC et al v. The Colorado Mined Land Reclamation Board, Division of Reclamation Mining and Safety and Colorado Goldfields, 2017CV30268.*

Notice of Temporary Cessation - Construction Materials

Pursuant to the Mined Land Reclamation Act section 34-32.5-103(11)(b) and Construction Materials Rule 1.13.6(1) the Division of Reclamation, Mining and Safety hereby posts the following Notice(s) of Temporary Cessation for the following permitted site(s) on the Mined Land Reclamation Board Agenda.

1) Rock-N-Pine, Permit No. M-2003-074

Located in Park County, Township 9S, Range 77W, Section 29, 6th Colorado P.M.

Operated by Rock-N-Pine LLC

503 Wise Street

Hamlet, NE 69040

(Michael Cunningham)

Any person directly and adversely affected or aggrieved, as defined by Rules 1.1(38.1) and 1.13.6, may file a written objection with the Division regarding this Notice of Temporary Cessation on or before Monday, May 22, 2017. If no timely written objection is received, the Notice of Temporary Cessation will be placed on the consent agenda for consideration and acceptance by the Board at the May 24, 2017 Board meeting. If the Division receives a timely objection to the Notice of Temporary Cessation, the Board will hear the objection as a contested matter at the next or future regularly scheduled meeting to be determined by the parties.