MINED LAND RECLAMATION BOARD MEETING

FINAL AGENDA

WEDNESDAY, MAY 22, 2019

Public Notice in conformance with the Colorado Open Meetings Law: The Colorado Mined Land Reclamation Board will hold its monthly meeting on Wednesday, May 22, 2019 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.

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1. Approval of the April 2019 Summary of Minutes

2. Approval of Continuances and Withdrawals

3. Executive Director’s Office and Division Director Reports

4. A. Consent Agenda
   Bestway Concrete and Aggregate
   301 Centennial Drive
   Milliken, CO 80543

   ...File No. M-2002-120

   Weld County: Section 1, T4N, R67W, 6th P.M., 286.00 acres, 112(c), Aggregate, Bernhardt Resource. Consideration of consent agenda agreement to violation, cease and desist order, corrective actions, and civil penalties for failure to protect areas outside of the affected land from slides or damages occurring during the mining operation. (Eric Scott) 10 Minutes

5. Discussion Item
   Changes in the Coal and Minerals Programs. (Jim Stark and Russ Means) 30 Minutes

Note: All presentation times have been estimated. The Board may rearrange the Agenda after the Call to Order.
6. **Executive Session**  
The Board will meet in executive session to receive legal advice regarding the rulemaking process.

7. **Formal Public Hearing**  

**Basis and Purpose**

**I. Statutory Authority**  
These modifications to the Rules are made pursuant to the authority granted to the Mined Land Reclamation Board in Sections 34-32-104, 34-32-105(3), 34-32-106(1)(b), and 34-32-108(1) C.R.S.

The specific authority for these rules is provided in Section 34-32-108(1), C.R.S. -- “The Board may adopt and promulgate reasonable rules and regulations respecting the administration of this article and article 32.5 of this title and in conformity therewith.”

**II. Purpose of revising the Rules**

The primary purpose of the amendments include the deletion of the custom milling definition and exemption, clarifying and amending certain portions of the existing rules including the size of the required posted sign, an estimated completion date for Notices of Intent to Conduct Prospecting Activities, and general editorial clean up. (Russ Means) 60 minutes
8. **Formal Public Hearing**  

Basis and Purpose  

I. **Statutory Authority**  

These modifications to the Rules are made pursuant to the authority granted to the Mined Land Reclamation Board in Sections 34-32-104, 34-32-105(3), 34-32-106(1)(b), 34-32-108(1), 34-32.5-104, 34-32.5-105, and 34-32.5-108 C.R.S.  

The specific authority for these rules is provided in Section 34-32-108(1), C.R.S. -- “The Board may adopt and promulgate reasonable rules and regulations respecting the administration of this article and article 32.5 of this title and in conformity therewith” and Section 34-32.5-108, C.R.S. – “The board may adopt and promulgate reasonable rules respecting the administration of this article.”  

II. **Purpose of revising the Rules**  

The primary purpose of the amendments are to incorporate Senate Bill 18-184 (the new 111(1)(b) Special One-Time Excavation Operation Permit), clarify and amend certain portions of existing rules, including the size of the required posted sign, an estimated completion date for Notices of Intent to Conduct Exploration Activities and general editorial clean up. (Russ Means) 60 Minutes  

9. **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 Administrator.  

10. **Executive Session**  
None.