



Board Agenda Background

Date: 3/17/2026
To: Board of County Commissioners
Through: Colton Rohloff, County Manager
From: Nanette Reimer, Executive Assistant/Senior Paralegal
Subject: Consideration of Approval of a Structure Agreement between Clear Creek County, Colorado and Mountain Top Environmental, LLC.

RECOMMENDATION

We are recommending the Clear Creek County Board of County Commissioners (BOCC) approve the Structure Agreement between Clear Creek County, Colorado and Mountain Top Environmental, LLC.

BACKGROUND

Mountain Top Environmental, LLC. (MTE) has applied to the Mined Land Reclamation Board for a permit to allow them to remove an extensive pile of mine tailings on property adjacent to Santa Fe Mine Road ("Project"). This Project is expected to take several years. As part of the permit application process, MTE is required to notify the owner of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the effected land if a mining operation will adversely affect the stability of that land and obtain a Structure Agreement as needed with adjacent property owners. Santa Fe Mine Road is located within 200 feet of their Project area and therefore MTE has provided notice of their Project to the County and is requesting that we enter into a Structure Agreement for their Project.

This Structure Agreement acknowledges the potential for damage to Santa Fe Mine Road as a result of the MTE Project and certifies that Clear Creek County shall be compensated for any damage to Santa Fe Mine Road from their Project.

Clear Creek County Public Works has reviewed the Project and has issued MTE a Right-of-way Permit for their Project. With a Right-of-way Permit issued, Clear Creek County Public Works supports the County's execution of this Structure Agreement.

ATTACHMENTS:

1. Structure Agreement
2. Project Maps