



Timeline

COLORADO OIL SHALE PERMITTING PROCESS - TIMELINE & FACT SHEET

**Pre-
Filing**

Delivery of Application: The first step in the Division of Mining and Reclamation (DRMS) permitting process for the Research, Development and Demonstration (RD&D) site requests is the delivery of the application. At that time, the applicant also is required to post a sign at the designated site, and deliver a copy to the local county clerk and recorder.

Initial Administrative Review: DRMS performs an initial review of the application, and must notify the applicant of any deficiencies within 10 working days. Applicant has 60 days to rectify any deficiencies and submit needed documents, or face application denial.

**Filing
Date**

Application Considered Filed: Once the application is filed and considered ready for technical review notices are sent to the applicant and all necessary federal, state and local agencies. **Public Comment Period begins**, and comments must be submitted to DRMS in writing.

**Days
+/-10 to
48**

Publication of Public Notice: Within 10 days of filing, applicant begins weekly publication of public notice for four consecutive weeks in a local newspaper. Immediately following first publication, the applicant must mail a copy of the notice to all landowners adjacent to or within 200 feet of the site.

**Days
48 to 58**

Public Comment Period: The public comment period ends 20 days after final published public notice. Objection letters received by DRMS are sent to the applicant within 10 days of receipt.

**Days
49-150**

Notices of Pre-hearing Conference and Formal Board Hearing: These meetings are only held if objections are received during the public comment period. DRMS issues notice of these meetings to all parties. A 30-day notice is provided in advance of the Formal Board Hearing.

DRMS Recommendation for Approval or Denial: This recommendation is due 150 days after the filing date unless the applicant extends the date. An extension can be granted for up to 365 days from the filing date. If there are no objections, the DRMS decision ends the application process.

**Days
47-167**

DRMS Recommendation Rationale Notice: DRMS must mail the recommendation and rationale for approval or denial to all parties at least three working days prior to the Pre-hearing Conference.

**Days
50-170**

Pre-hearing Conference: This conference clarifies the issues to be discussed at the Formal Board Hearing and helps set the hearing agenda. Participating parties must provide witness lists and exhibits at this conference. This conference is held a minimum of 10 days prior to the Formal Board Hearing.

**Days
52-172**

Motions Filing Period: Motions must be filed by participating parties within two working days following the Pre-hearing Conference.

**Days
78-179**

Pre-hearing Conference Order: The Pre-hearing Conference order and hearing agenda is made public to all parties prior to Formal Board Hearing.

**Days
76-177**

Motions Response: The Board must receive responses to all motions at least three working days prior to Formal Board Hearing.

**Days
79-180**

Formal Board Hearing: Formal Board Hearing on the application is held at least 10 days following the Pre-hearing Conference, but before the 180th day after the filing date. At this meeting, Board members will render a decision on the application.