

General Permit Application (Dry)

FOR OPERATIONS NOT OCCURRING IN INTERMITTENT STREAMS,
PERENNIAL STREAMS OR OTHER BODIES OF WATER

**New Mexico Energy, Minerals and Natural Resources Department
Mining and Minerals Division
1220 South Saint Francis Drive
Santa Fe, NM 87505
(505) 476-3400**

A. Instructions for Completing Permit:

1. Please read all of the following information before filling out the attached forms.
2. Please pay special attention to the Specific Requirements for General Permit, Section B, and the Exclusions from the General Permit, Section C.
3. This form is to be filled out only if you are mining in an area that is not occurring in intermittent streams, perennial streams or other bodies of water.

B. Specific Requirements for General Permit:

1. The operation must comply with the following requirements:
 - a. The operation must not excavate greater than 200 cubic yards per year. No more than 25 cubic yards and no more than 2 acres of surface disturbance may be unreclaimed at any time. All new disturbances, including excavations and roads, are included in these amounts. "Unreclaimed" means the failure to meet the requirements of B.1.c. B.1.d. and B.1.e. below:
 - (1) If excavations are less than 2 cubic yards per year and mechanized equipment is not being used, a general permit is not needed.
 - (2) If excavations exceed the limitations discussed above, then a minimal impact operation permit may be needed.

** If you exceed these limitations, please pursue a minimal impact exploration permit.

Please note. This type of operation may require an NPDES Stormwater Discharge permit. Please contact the New Mexico Environment Department, Surface Water Quality Bureau, P.O. Box 5469, 1190 S. St. Francis Drive, Santa Fe, NM 87505, phone number (505) 827-0187.

- b. The operation must not cause a discharge of process water or drilling mud;
- c. The operator must regrade the disturbed area to blend into and complement the drainage pattern of the surrounding terrain upon cessation of operations;
- d. The operator must revegetate the disturbed area with a seed mix appropriate for the surrounding area upon cessation of operations;
- e. The operator must minimize erosion and sedimentation by use of best management practices;
- f. The operation must safeguard against hazards to the health and safety of humans and domestic animals;
- g. Agree that the operation is subject to the inspection, enforcement and penalty provisions of Subpart 11 of the New Mexico Mining Rules;
- h.. The operation is subject to the enforcement provisions of the New Mexico Mining Act and Rules; and
- j. The operation must comply with applicable state and federal requirements and standards.

C. Exclusions from the General Permit:

- 1. If the proposed operation meets any of the following characteristics it does not qualify for this permit:
 - a. Located in or expecting to have a direct surface impact on wetlands, springs, perennial or intermittent streams, lakes, rivers, reservoirs or riparian areas;
 - b. Located in designated critical habitat areas as determined in accordance with the Federal Endangered Species Act of 1973 or in areas determined by the Department of Game and Fish likely to result in an adverse impact on an endangered species designated in accordance with the Wildlife Conservation Act, Sections 17-2-37 through 17-2-46 NMSA 1978 or by the State Forestry Division for the Endangered Plants Act, Section 75-6-1 NMSA 1978;
 - c. Located in an area with cultural resources listed on either the National Register of Historic Places or the State Register of Cultural Properties;
 - d. Having or expected to have a direct impact on ground water that has a total dissolved solids concentration of less than 10,000 mg/l, except exploratory drilling intersecting ground water;

- e. Expected to use or using cyanide, mercury amalgam, heap leaching or dump leaching in its operations;
- f. Located in a known cemetery or other burial ground;
- g. Located in an area designated as a Federal Wilderness Area, Wilderness Study Area, Area of Critical Environmental Concern, or an area within the National Wild and Scenic River System;
- h. Expected to result in point or non-point source surface or subsurface releases of acid or other toxic substances; or
- i. Requiring a variance from any element of the New Mexico Mining Act Regulations.

D. Application Procedures:

1. Operators must have a valid general permit prior to commencing operations.
2. This permit is valid for a period of one year once a signed copy of the permit is submitted to:

Director
Mining & Minerals Division
Energy, Minerals and Natural Resources Department
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

3. A **\$50 fee is required** for each permit application and renewal.
4. General Permits must be submitted for renewal at least 10 days prior to expiration.

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Applicant Name:

Address:

Telephone:

(Home)

(Work)

Location(s) of Operation:

Township:

Range:

Section (to ¼ section):

Name of USGS Quadrangle Map where operation is located:

Is a map of the operation location included with this application? Yes

Claim #(s), if applicable:

Directions to the site:

Provide directions from a known landmark. Include highways and street names and numbers.

Mineral(s) of Interest:

Mining Method(s):

Describe, in detail, the overall project and proposed activities. Include dimensions of any excavations and structures. If more space is needed, please attach extra sheet(s).

Project Schedule:

Provide dates and schedule of planned mining activity.

Best Management Practices:

Describe the practices that will be used to control erosion.

Reclamation Practices:

Describe the reclamation measures to be employed.

Mining Club Affiliations:

Signature

I have read and understand this permit and I agree to meet all conditions and requirements listed in this permit prior to expiration of this permit. I agree to allow the Director or her authorized representative to inspect the operation.

Permittee

Date

Attachments (available from MMD upon request):

1. Natural Resources Conservation Service/county extension contacts.
2. Agency contact for NPDES Stormwater Discharge permitting.