



Jeremiah W. (Jay) Nixon, Governor • Kip A. Stetzler, Acting Director

DEPARTMENT OF NATURAL RESOURCES

www.dnr.mo.gov

December 3, 2010

Mr. J.W. Strack
Strack Excavating, L.L.C.
5120 State Hwy 74
Cape Girardeau, Missouri 63701

Dear Mr. Strack:

Due to public notification requirements concerning the new permit application for Site #2 in Cape Girardeau County, I received several letters requesting that a public meeting be held. I am aware that you are able to view these letters on the Missouri Department of Natural Resources website. If we receive additional letters we will post them to the website. The "Land Reclamation Act" at 444.773.3, RSMo, reads in part,

"...If a public meeting is requested pursuant to this chapter and the applicant agrees, the director shall, within thirty days after the time for such request has passed, order that a public meeting be held..."

A public meeting usually involves all concerned parties sitting down in a round table type of discussion in an attempt to resolve issues expressed by concerned citizens. After the meeting, a recommendation is issued. The recommendation states whether or not the new permit application should be issued. There is also an attachment of the issues discussed at the public meeting. The choice of electing to hold a public meeting or to respectfully decline to hold a public meeting is for the company to decide.

We have an obligation to respond to the people requesting the public meeting. Does Strack Excavating, L.L.C., agree to hold the requested public meeting? If Strack Excavating, L.L.C. elects to entertain a public meeting, most likely the meeting would be scheduled in mid-January. Your prompt reply to this request will enable staff to prepare for the public meeting at the soonest possible opportunity. Thank you for your attention to this matter.

If you have any questions or concerns regarding the information in this letter please do not hesitate to contact me by telephone at (573) 751-4041.

Sincerely,

LAND RECLAMATION COMMISSION

A handwritten signature in black ink, appearing to read "Mike Larsen".

Mike Larsen, R.G.
Staff Director

ML:ct:tb

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* ALSO LICENSED IN ILLINOIS
** ALSO LICENSED IN INDIANA
*** ALSO LICENSED IN NEW YORK
**** ALSO LICENSED IN COLORADO

December 17, 2010

Via e-mail to mike.larsen@dnr.mo.gov

Mike Larsen, Staff Director
Land Reclamation Program
Division of Environmental Quality
Missouri Department of Natural Resources
Post Office Box 176
Jefferson City, MO 65102-0176

Re: *Strack Excavating, LLC d/b/a Strack Stone Company*

Dear Mike:

Based upon discussions with the Department of Natural Resources and representatives of certain groups opposing the above-referenced permit application, Strack Stone has decided to not participate in an informal public meeting. Instead, Strack Stone has requested the opportunity to meet with representatives of the Saxony Lutheran High School, and any concerned citizen's group.

I will contact you to advise as to whether any of these parties will agree to such a meeting.

Very truly yours,



Brian E. McGovern