



Colorado Department
of Public Health
and Environment

WATER QUALITY INFORMATION BULLETIN

Highlights For February 2009

- **Agenda: Rulemaking Hearings and Business Meeting, February 9, 2009**
<http://www.cdphe.state.co.us/op/wqcc/MeetingsandNotices/wqag.htm>
- **Notice of Rulemaking Hearing**
 - Classifications and Numeric Standards for South Platte River Basin, Laramie River Basin, Republican River Basin, Smoky Hill River Basin, Regulation #38 (5 CCR 1002-38) and revisions to the Bear Creek Watershed Control Regulation, Regulation #74 (5 CCR 1002-74)
<http://www.cdphe.state.co.us/op/wqcc/MeetingsandNotices/hearingnotices/rulemaking/wqrmnot.html>
- **Notice of Administrative Action Hearing**
 - Recommended projects for FY09 section 319 nonpoint source funding
<http://www.cdphe.state.co.us/op/wqcc/MeetingsandNotices/HearingNotices/AAH/AAHNotices.htm>
- **Summary of Proceedings/Motions (DRAFT)**
Water Quality Control Commission Regular Meeting, January 12, 2009
<http://www.cdphe.state.co.us/op/wqcc/MeetingsandNotices/MeetingSummaries/wqsumm.html>
- **Water Quality Control Commission Long-Range Schedule**
<http://www.cdphe.state.co.us/op/wqcc/MeetingsandNotices/LRSandNotes/wqlongrange.html>
- **Explanatory Notes regarding Water Quality Commission Long-Range Schedule**
<http://www.cdphe.state.co.us/op/wqcc/MeetingsandNotices/LRSandNotes/wqlongrange.html>

PUBLICATION DATE: January 30, 2009

A. PERMIT ACTIONS

1. PERMITS SENT TO PUBLIC NOTICE ON JANUARY 23, 2009 – COMMENTS DUE BY FEBRUARY 23, 2009

The website to view public notices and drafts:

www.cdphe.state.co.us/wq/PermitsUnit/publicnotice/publiccomment.html

2. DISCHARGE PERMITS ISSUED – DECEMBER 2008

<u>PERMITTEE</u>	<u>PERMIT NO.</u>	<u>DATE ISSUED</u>	<u>COUNTY</u>
Bear Coal Co, Inc (A)	CO-044377	12/01/2008	Gunnison
Clifton Sanitation Dist (A)	CO-033791	12/30/2008	Mesa
City of Monte Vista (A)	CO-036927	12/31/2008	Rio Grande

(A) Denotes Amendment

3. GENERAL PERMIT CERTIFICATIONS – DECEMBER 2008

<u>PERMITTEE</u>	<u>PERMIT NO.</u>	<u>DATE ISSUED</u>	<u>COUNTY</u>
Monte Vista Dairy, LLC	COA-931060	12/03/2008	Weld
Dinklage of Colorado, LLC (A)	COA-931056	12/24/2008	Logan
Hunt Feedyard	COA-931064	12/30/2008	Weld
Blue River Construction (A)	COG-072761	12/02/2008	San Miguel
Western Summit Constructors (A)	COG-072808	12/02/2008	Adams
Garney Construction	COG-072908	12/02/2008	Teller
Scott Contracting	COG-072913	12/02/2008	Adams
Hydro Construction Co, Inc	COG-072914	12/03/2008	Larimer
T Lowell Construction, Inc	COG-072915	12/03/2008	Denver
E-Z Excavating, Inc	COG-072916	12/04/2008	Boulder
Naranjo Civil Constructors	COG-072921	12/04/2008	Arapahoe
City of Sterling	COG-072926	12/04/2008	Logan
Town of Morrison (A)	COG-641002	12/09/2008	Jefferson
Hamon Contractors (A)	COG-072749	12/09/2008	Douglas
GLH Construction, Inc	COG-072917	12/09/2008	Larimer
Redstone, Inc	COG-072918	12/11/2008	Chaffee
Connell Resources, Inc	COG-072922	12/11/2008	Larimer
Public Service Co	COG-072919	12/11/2008	Jefferson
Duckels Construction	COG-072920	12/11/2008	Routt
BT Construction (A)	COG-072892	12/12/2008	Boulder
Gerrard Excavating, Inc	COG-072931	12/12/2008	Larimer
Re Monks Construction	COG-072925	12/15/2008	El Paso
Fischer Construction, Inc	COG-072937	12/15/2008	Larimer
American West	COG-072927	12/15/2008	Adams
Dohn Construction	COG-072933	12/16/2008	Larimer
Goodland Construction	COG-072929	12/16/2008	Arapahoe
Jennison Construction Co	COG-072936	12/16/2008	Arapahoe
M.A. Concrete Construction, Inc	COG-072938	12/16/2008	Mesa
Goodland Construction, Inc	COG-072939	12/16/2008	Arapahoe
Fun Valley Resort	COG-588018	12/31/2008	Rio Grande
Ouray Ranch Homeowners	COG-588041	12/31/2008	Grand
Town of Empire	COG-588065	12/31/2008	Clear Creek
Town of New Castle	COG-588062	12/31/2008	Garfield
Fox Acres Community Services Corp	COG-589075	12/31/2008	Larimer
Durango West Metro Dist 2	COG-589071	12/31/2008	La Plata

(A) Denotes Amendment

A. PERMIT ACTIONS (cont.)

3. GENERAL PERMIT CERTIFICATIONS – DECEMBER 2008

<u>PERMITTEE</u>	<u>PERMIT NO.</u>	<u>DATE ISSUED</u>	<u>COUNTY</u>
Town of Dove Creek	COG-589079	12/31/2008	Dolores
Elk Mountain Resort	COG-589090	12/31/2008	Ouray
Lakeside Wastewater Treatment Plant	COG-589098	12/31/2008	Montezuma
Primero School Dist	COG-589099	12/31/2008	La Animas
Best Western Rambler Inn	COX-622012	12/23/2008	Huerfano
Keystone Summit House	COX-622013	12/23/2008	Summit

(A) Denotes Amendment

B. STORMWATER DISCHARGE GENERAL PERMIT CERTIFICATIONS – DECEMBER 2008

COR-010000	Light Industrial Activities	4
COR-020000	Heavy Industrial Activities	1
COR-030000	Construction Activities	87
COR-340000	Sand and Gravel Mining	1
COR-320000	State Highway Sand and Gravel	0
COR-040000	Metal Mining	0
COR-060000	Recycling	0

Stormwater permit applications, guidance documents, etc, are available at:

<http://www.cdphe.state.co.us/wq/PermitsUnit/stormwater/index.html>

To find out more about the Stormwater Program contact: Nathan Moore (303) 692-3555 nathan.moore@state.co.us,
 Matt Czahor (303) 692-3575 matthew.czahor@state.co.us, or Kathy Rosow (303) 692-3521 kathleen.rosow@state.co.us

C. ENFORCEMENT/CIVIL PENALTIES/CONSENT OF SETTLEMENT AGREEMENTS

1. ENFORCEMENT – NEW ACTION

<u>RESPONSIBLE PARTY</u>	<u>ACTION</u>	<u>COUNTY</u>	<u>DATE</u>
City of Woodland Park	Stormwater – Expedited Settlement Agreement	Teller	12/23/2008
Ridmore Enterprises, Inc	Stormwater – Expedited Settlement Agreement	Mesa	12/23/2008
Mountain Phoenix Community School	Drinking Water – Enforcement Order	Jefferson	12/24/2008
Knight Inc	Stormwater – Compliance Order on Consent	Pitkin	01/05/2009
A and B Water Assoc, Inc	Drinking Water – Enforcement Order	Prowers	01/15/2009
Alpine Village, LLC	Drinking Water – Enforcement Order	Teller	01/15/2009
Antelope Hills Assoc	Drinking Water – Enforcement Order	Gunnison	01/15/2009
Camelot Property Owner's Assoc	Drinking Water – Enforcement Order	El Paso	01/15/2009
Hidden Valley Mutual Water Co	Drinking Water – Enforcement Order	Jefferson	01/15/2009
Tina and Kim Oliver dba Elephant Rock Mobile Home Park	Drinking Water – Judicial Complaint	El Paso	01/15/2009
Holbrook Center Soft Water Assoc	Drinking Water – Enforcement Order	Otero	01/16/2009
Town of Kit Carson	Drinking Water – Enforcement Order	Cheyenne	01/16/2009
Town of Merino	Drinking Water – Enforcement Order	Logan	01/16/2009
Mountain Shadows MHP, LLLP dba Mountain Shadows Mobile Estates	Drinking Water – Enforcement Order	Pueblo	01/16/2009
North Holbrook Water Co	Drinking Water – Enforcement Order	Otero	01/16/2009
Sheridan Lake Water Co	Drinking Water – Enforcement Order	Kiowa	01/20/2009
Town of Swink	Drinking Water – Enforcement Order	Otero	01/20/2009

C. ENFORCEMENT/CIVIL PENALTIES/CONSENT OF SETTLEMENT AGREEMENTS (cont.)

1. ENFORCEMENT – NEW ACTION

<u>RESPONSIBLE PARTY</u>	<u>ACTION</u>	<u>COUNTY</u>	<u>DATE</u>
Town of Vilas	Drinking Water – Enforcement Order	Baca	01/20/2009
Wayward Wind MHP, LLC	Drinking Water – Enforcement Order	Morgan	01/20/2009
Woodland Capital, LLC dba Whispering Pines Mobile Home Park	Drinking Water – Enforcement Order	Teller	01/20/2009

2. CONSENT OR SETTLEMENT AGREEMENTS TO PUBLIC NOTICE

<u>RESPONSIBLE PARTY</u>	<u>ACTION</u>	<u>COUNTY</u>	<u>DATE</u>
Merrion Oil & Gas Corp	Stormwater – Expedited Settlement Agreement	Rio Blanco	01/16/2009
Lowe's HIW, Inc	Stormwater – Expedited Settlement Agreement	Pueblo	01/16/2009
Routt County Board of County Commissioners for the Community of Phippsburg	Municipal/Industrial – Compliance Order on Consent	Routt	01/16/2009

3. FINAL AGENCY ACTIONS

NONE SINCE LAST PUBLICATION

4. NOTICE OF ENFORCEMENT HEARINGS

<u>RESPONSIBLE PARTY</u>	<u>HEARING TYPE</u>	<u>COUNTY</u>	<u>DATE</u>
Village Homes of Colorado, Inc	Administrative – NOV/CDO	Denver	March 17-18, 2009
Cache Development, LLC	Administrative – Penalty	Grand Junction or Montrose	March 2-5, 2009

D. CONSTRUCTION ACTIONS

1. Site Applications Reviews

<u>APPLICANT</u>	<u>TYPE</u>	<u>FACILITY DESCRIPTION</u>	<u>ACTION</u>	<u>COUNTY</u>
Cherokee Metropolitan District	Site Application #4820 Extension	Extended the site location approval until 06/30/2009	Approved 12/31/2008	El Paso
Cherokee Metropolitan District	Site Application #4821 Extension	Extended the site location approval until 06/30/2009	Approved 12/31/2008	El Paso
Shorefox Development, LLC	Site Application #4930 Extension	Extended the site location approval until 01/08/2010	Approved 01/08/2009	Grand
Town of Pierce	Site Application #4953 Extension	Extended the site location approval until 10/29/2009	Approved 12/15/2008	Weld
Glacier View Meadows Water & Sanitation Association	Site Application #4985 Correction	Corrects the approved organic treatment capacity from 52 lb. BOD ₅ /day to 72 lb. BOD ₅ /day	Corrected 11/12/2008	Larimer

D. CONSTRUCTION ACTIONS (cont.)

1. Site Applications Reviews

<u>APPLICANT</u>	<u>TYPE</u>	<u>FACILITY DESCRIPTION</u>	<u>ACTION</u>	<u>COUNTY</u>
HAK Holdings & The Fort Restaurant, LLC	Site Application #5022	Septic tanks, equalization basin, dosing station to drip irrigation drain fields with monitoring wells located near the property lines	Approved 01/13/2009	Jefferson
Precision Excavating, Inc. – West End Lift Station, Town of Hayden	Site Application #5034	Lift Station and force main. Design capacities 0.026 MGD Average Capacity, 0.051 MGD Peak Capacity	Approved 12/17/2008	Routt
Town of Elizabeth	Site Application #5037	Mechanical treatment plant to include new headworks, nitrifying activated sludge treatment trains, secondary clarifiers, UV disinfection and digesters for sludge stabilization and handling. Existing lagoons to be modified for emergency storage	Approved 12/29/2008	Elbert
Peaceful Valley Ranch, LLC	Site Application #5038	Grease trap, septic tanks, recirculating sand filter with recirculating pump system, and UV disinfection	Approved 01/13/2009	Boulder

2. Plans and Specifications Reviews

<u>APPLICANT</u>	<u>SITE APPLICATION</u>	<u>FACILITY DESCRIPTION</u>	<u>ACTION</u>	<u>COUNTY</u>
Town of Manzanola	No Site Approval Required	Replacement of approximately 1080 feet of 8-inch diameter sanitary sewer pipe, 12 manholes, the replacement of a floating baffle curtain, and reconstruction of the outlet wall structures at the existing constructed wetlands	Approved 12/23/2008	Otero
Wayward Winds Mobile Home Park	Site Application #4704	Secondary rectangular clarifier; convert existing clarifier to an equalization/anoxic tank, additional aspirating mixer pump, WAS storage tank, scum manhole with pump, standby generator, three internal flowmeters	Approved 01/05/2009	Morgan
Precision Excavating, Inc. – West End Lift Station, Town of Hayden	Site Application #5034	Lift Station and force main. Design capacities 0.026 MGD Average Capacity, 0.051 MGD Peak Capacity	Approved 01/06/2009	Routt

E. WATER QUALITY CERTIFICATIONS (Section 401)

Water Quality Certifications, under Section 401 of the Clean Water Act, provide for Division determinations that federally issued permits and licenses will comply with the Basic Standards and Methodologies for Surface Water, the Basic Standards for Ground Water, surface and ground water classifications and water quality standards, and all other applicable water quality requirements for the affected waters.

- For the purposes of the antidegradation requirements found in Section 31.8 of the Basic Standards and Methodologies, the following projects have been reviewed to make a preliminary determination of the significance of such projects. Public comment on these preliminary determinations will be received for thirty days following the date of publication of this newsletter. More information on the specific projects can be obtained from John Hranac (john.hranac@state.co.us), (303) 692-3586) or Christy Pickens (christy.pickens@state.co.us), (303) 692-3584. The U.S. Army Corp of Engineers also reviews these projects, under Section 404 of the Clean Water Act, and a list of their current public notice can be found on their web site.**

<u>APPLICANT</u>	<u>C.O.E PERMIT #</u>	<u>ACTIVITY</u>	<u>COUNTY</u>	<u>WATERBODY</u>	<u>DETERMINATION</u>
*#4184- Scott Stryker-Clear Valley Estates	200701076	Construction of recreational pond	Montrose	Mexican Gulch, Gunnison River Basin, Seg. COGUUN13 of Uncompahgre River Sub-basin	Project Closed-Converted to Nationwide / No Certification Required 06/05/2008

(*) Was originally posted into bulletin August 2007

- The following projects have received a certification determination from the Division. For further information regarding these projects, please call the Division at (303) 692-3500.**

<u>APPLICANT</u>	<u>C.O.E PERMIT #</u>	<u>ACTIVITY</u>	<u>COUNTY</u>	<u>WATERBODY</u>	<u>DETERMINATION</u>
#4194 Four Corners Materials/Old Castle SW Group, Inc – BAR D Gravel Pit	SPK-2005-75-044	Construction of a Bar-D-Pit Control structure across the Animas River	La Plata	Animas River, San Juan River Basin, Seg. COSJAF05a of Animas River Sub-basin	Regular
#4204 City of Colorado Springs- Eng. Div. /Cottonwood Creek Improvements	SPS-2007-00-678-SCO	Construction of drop structures, channel bottom and bank stabilization, and widening and realignment of creek area	El Paso	Cottonwood Creek, Arkansas River Basin, Seg. COARFO04 of Fountain Creek Sub-basin	Certification - Regular/Special Condition on 11/05/2008 (Amendment on Original Certification - Regular) 11/13/2009
#4208 Northwest Pipeline GP – Colorado Hub Connection	FERC- CP08-477-000	Natural gas pipeline from near Rangely to the Meeker/White River Hub near Meeker	Rio Blanco	Spruce Gulch and Box Elder Creek and multiple unnamed tribs, White River Basin, Seg. COLCWH13a of multiple Sub-basins	Regular

F. OUTREACH AND PROJECT ASSISTANCE UNIT

1. LOAN APPLICATIONS RECEIVED

<u>ENTITY</u>	<u>COUNTY</u>	<u>AMOUNT</u>	<u>PROJECT DESCRIPTION</u>	<u>DATE</u>
Evergreen Metro Dist	Jefferson	\$2,000,000	Removal and construction of failing twin-T roof on wastewater treatment facility and parking lot and driveway paving	01/05/2009
City of Fruita	Mesa	\$30,994,472	The project consists of constructing new 3.5 MGD wastewater treatment facility, approximately two miles of interceptor sewers and a new lift station	01/15/2009
Gunnison County	Gunnison	\$474,019	The project will extend the North Gunnison central sewer collection system into an area not currently served by a collection system	01/15/2009
City of Lamar	Prowers	\$5,013,050	Relocation of the existing chlorine building, storage tank improvements, modifications and improvements to the valve house, and installation of a new 24" transmission main	01/14/2009
Town of Hudson	Weld	\$1,950,000	Construction of a new sequencing batch reactor wastewater treatment plant with an initial capacity of 500,000 gallons per day	01/14/2009
Town of Rockvale	Fremont	\$500,000.00	Rehabilitation and replacement of the raw water collection system which includes raw water wells, collection system, raw water storage and potable distribution facilities. Rehabilitation of the discharge valve house including a new roof, security door and interior platform	01/15/2009

2. LOANS APPROVED BY CWRPDA

NONE SINCE LAST PUBLICATION

3. LOANS EXECUTED

<u>ENITY</u>	<u>COUNTY</u>	<u>AMOUNT</u>	<u>PROJECT DESCRIPTION</u>	<u>DATE</u>
Town of Del Norte	Rio Grande	\$934,000	The project consists of installing water meters and replacing service lines	12/31/2008
Mountain View Village Water Sanitation Dist	Lake	\$1,500,000	Construction of a new .10 MGD wastewater treatment plant	01/06/2009

4. STATE GRANT CONTRACTS EXECUTED

NONE SINCE LAST PUBLICATION

F. OUTREACH AND PROJECT ASSISTANCE UNIT (cont.)

5. \$10,000 PLANNING AND/OR DESIGN GRANTS

<u>LOANEE</u>	<u>COUNTY</u>	<u>PROJECT DESCRIPTION</u>	<u>DATE</u>
Baca Grande Water Sanitation Dist	Saguache	The project consists of treatment upgrades, distribution system improvements, drilling a new supply well and land acquisition for the new well	01/01/2009
Town of Campo	Baca	The project consists of upgrades to wastewater treatment and lining the three existing cells	01/01/2009
City of Lamar	Prowers	Relocation of the existing chlorine building, storage tank improvements, modifications and improvements to the valve house, and installation of a new 24" transmission main	01/01/2009
Palmer Lake Sanitation Dist	El Paso	The project consists of upgrades to the existing wastewater collection system, expansion of central wastewater collection services to failing individual sewage disposal systems	01/01/2009
Town of Rockvale	Fremont	Rehabilitation and replacement of the raw water collection system which includes raw water wells, collection system, raw water storage and potable distribution facilities. Rehabilitation of the discharge valve house including a new roof, security door and interior platform	01/01/2009
Turkey Canon Ranch Water Dist	El Paso	The project is to mitigate excessive radionuclide's	01/01/2009

6. WATER QUALITY IMPROVEMENT FUND

NONE SINCE LAST PUBLICAITON

7. DRINKING WATER ELIGIBILITY ASSESSMENT

<u>LOANEE</u>	<u>COUNTY</u>	<u>PROJECT DESCRIPTION</u>	<u>DATE</u>
Baca Grande Water Sanitation Dist	Saguache	The project consists of treatment upgrades, distribution system improvements, drilling a new supply well and land acquisition for the new well	01/23/2009

8. PUBLIC HEARING/PUBLIC MEETING

NONE SINCE LAST PUBLICATION

9. FINDING OF NO SIGNIFICANT IMPACT AND CATEGORICAL EXCLUSION DETERMINATIONS

NONE SINCE LAST PUBLICATION

F. OUTREACH AND PROJECT ASSISTANCE UNIT (cont.)

10. CONSTRUCTION LOAN COMPLETIONS

<u>LOANEE</u>	<u>COUNTY</u>	<u>AMOUNT</u>	<u>PROJECT DESCRIPTION</u>	<u>DATE</u>
Littleton / Englewood Wastewater Treatment Facility	Arapahoe	\$59,242,055	The project was to expand capacity of the existing wastewater treatment plant and provide advanced treatment upgrades	12/31/2008

G. TOTAL MAXIMUM DAILY LOADS

NONE SINCE LAST PUBLICATION

SPECIAL NOTES

In Re: CDPS Permit No. CO-0035394, U.S. Energy Corporation, Lucky Jack Project

A hearing in the above-captioned matter will be held on:

Date: April 22, 2009
Time: 9:00 a.m.
Hearing Location: (DVR) Office of Administrative Courts
633 17th Street, 14th Floor
Denver, CO 80202
Hearing Type: GS – Face-to-Face Full Day

The hearing will be held pursuant to C.R.S. §§ 25-8-401 and 24-4-105, and will be conducted pursuant to the Rules of Procedure of the Office of Administrative Courts (1 CCR 104-1). For more information, contact Assistant Attorney General Trisha Culp (303)866-6107 trisha.culp@state.co.us