



Colorado Department
of Public Health
and Environment

WATER QUALITY INFORMATION BULLETIN

Highlights For March 2020

- Agenda: March 9, 2020
<https://www.colorado.gov/pacific/cdphe/wqcc-agendas>
- Notice of upcoming public rulemaking hearing
 - Classification and Numeric Standards for South Platte River Basin, Laramie River Basin, Republican River Basin, Smoky Hill River Basin, Regulation #38 (5 CCR 1002-38).
<https://colorado.gov/pacific/cdphe/wqcc-rulemaking-proceedings>
- Notice of upcoming administrative action hearings
 - Proposed PFAS Narrative Policy, Policy 20-1.
<https://colorado.gov/pacific/cdphe/wqcc-administrative-action-hearings>
- Notice of upcoming informational hearing
 - Regulation Controlling Discharges to Storm Sewers, Regulation #65 (5 CCR 1002-65).
<https://www.colorado.gov/pacific/cdphe/wqcc-public-informational-hearings>
- Summary of Proceedings/Motions (DRAFT)
No February Meeting
Water Quality Control Commission Regular Meeting, January 13, 2020
<https://www.colorado.gov/pacific/cdphe/wqcc-meeting-summaries>

PUBLICATION DATE: March 2, 2020

SPECIAL NOTES

"NOTICE OF PHOSPHORUS TRADE DECISION SENT TO PUBLIC NOTICE ON MARCH 2, 2020.

The Water Quality Control Division (division) is providing notice of its decision regarding a phosphorus trade under Regulation No. 73, Chatfield Reservoir Control Regulation, 5 CCR 1002-73 (Regulation 73).

Regulation 73 requires new point source wastewater facilities proposed in the Chatfield Watershed to apply for a phosphorus wasteload allocation. Atwell, LLC., on behalf of Sun Jelly Larkspur CO RV LLC (Sun Jelly) applied for a nonpoint source to point source trade to secure a total phosphorus allocation for a new discharge from the Jellystone RV Park at Larkspur Wastewater Treatment Facility. In November 2019, the Chatfield Watershed Authority conditionally approved the trade in the amount of 72.6 pounds per year.

The division provided notice of the trade application from Sun Jelly in the Water Quality Bulletin on January 30, 2020. The division received comments from the Chatfield Watershed Authority during the public notice period. The division's response to these comments is provided at the website below.

The division has since completed its review of the trade application from Sun Jelly. The division is conditionally approving the trade subject to documentation that the Chatfield Water Quality Authority's conditions are met. This trade will provide Sun Jelly with a wasteload allocation for total phosphorus of 72.6 pounds per year which will enable Sun Jelly to apply for Preliminary Effluent Limits (PELS).

Purpose of Public Notice: The division's notice of application and notice of conditional approval regarding the Sun Jelly phosphorus trade are provided in accordance with Regulations 73.3.2(j) and (k). Any person adversely affected or aggrieved by a final decision of the division on trade credits, transfers, or awards of phosphorus pounds from the Reserve Pool pursuant to section 73.3.2 may request an adjudicatory hearing before the Water Quality Control Commission pursuant to the requirements and procedures of Regulation 21.4, 5 CCR 1002-21.4.

The website to view the public notice is located at:

<https://www.colorado.gov/pacific/cdphe/tmdl-public-notice>

Questions may be sent to Joni Nuttle, joni.nuttle@state.co.us until March 31, 2020.

SPECIAL NOTES

Notice of Hearing in the matter of Mt. Crested Butte Water and Sanitation District Permit No. CO0027171.

On December 31, 2019, WQCD issued a renewal permit to Mt. Crested Butte Water and Sanitation District to discharge 1.2 million gallons a day of wastewater to Woods Creek, Washington Gulch, and the Slate River in Gunnison County. Mt. Crested Butte Water and Sanitation District requested a hearing on January 29, 2020. WQCD granted the hearing request on February 10, 2020. A hearing date has not yet been set. Requests for intervention/party status may be sent to meg.parish@state.co.us until matter is referred to OAC. More information and the documents can be found at <https://www.colorado.gov/pacific/cdphe/WQ-permit-adjudications>.

A. PERMIT ACTIONS

1. PERMITS SENT TO PUBLIC NOTICE ON FEBRUARY 13, 2020 - COMMENTS DUE BY MARCH 16, 2020

The website to view public notices and drafts:

<https://www.colorado.gov/pacific/cdphe/wq-actions-and-public-notice>

2. GENERAL PERMIT CERTIFICATIONS - JANUARY 2020

<https://www.colorado.gov/pacific/cdphe/wq-final-permit-actions> for Permits info

PERMITTEE	PERMIT	COUNTY	ISSUED
EDGE Contracting Inc	COG-076842	Adams	01/02/2020
Noble Midstream Services LLC	COG-604393	Weld	01/08/2020
Davies Mobile Park LLC	COX-634033	Larimer	01/08/2020
L4 Construction LLC d/b/a L4 Environmental	COG-076843	Boulder	01/13/2020
Concrete Works of Colorado	COG-076845	Boulder	01/13/2020
Public Service Company of Colorado	COG-076846	Adams	01/15/2020
Lawrence Construction Company	COG-076838	Larimer	01/16/2020
J.R. Filanc Construction Company Inc	COG-076847	El Paso	01/16/2020
Tezak Heavy Equipment	COG-076848	Pueblo	01/16/2020
J-2 Contracting Company	COG-076849	Weld	01/16/2020
PCI Construction Inc	COG-604394	Jefferson	01/16/2020
Garney Construction	COG-076850	Weld	01/21/2020
Connell Resources Inc	COG-076851	Larimer	01/21/2020
Hamilton Construction	COG-076830	Larimer	01/23/2020
Van De Water Investments LLC	COG-076852	Larimer	01/23/2020
Reynolds Construction LLC	COG-076853	Douglas	01/23/2020
Wildcat Construction	COG-316023	El Paso	01/23/2020
Timbers Water and Sanitation District	COX-634039	Routt	01/24/2020
Diggin It River Works Inc	COG-076854	Pitkin	01/27/2020
Connell Resources Inc	COG-076856	Larimer	01/27/2020
American West Construction	COG-076857	Adams	01/27/2020
Victory Valley LLC	COG-076858	Weld	01/27/2020
Garney Construction Company	COG-076860	Douglas	01/27/2020
JE Dunn Construction	COG-076855	El Paso	01/28/2020
Dwire Earthmoving LLC	COG-076861	El Paso	01/28/2020
Keiwi Infrastructure Company	COG-604395	Jefferson	01/28/2020
Concrete Express Inc	COG-076859	Denver	01/30/2020
American West Construction	COG-076862	Boulder	01/30/2020
Public Service Company of Colorado	COG-076863	Boulder	01/30/2020
CGRS	COG-076864	Larimer	01/30/2020
1Crow Creek Construction	COG-076865	Larimer	01/30/2020

4. CAFO GENERAL PERMIT CERTIFICATIONS - FEBRUARY 2020

PERMITTEE	PERMIT	COUNTY	ISSUED
Morning Fresh Dairy	COA-933115	Larimer	02/11/2020

B. ENFORCEMENT/CIVIL PENALTIES/CONSENT OF SETTLEMENT AGREEMENTS

Documents related to the below enforcement actions are available for public inspection at the Division. Copies of the below actions are available upon written request to the Division or, in most instances, may be obtained from the Divisions' Enforcement Action website: <https://www.colorado.gov/pacific/cdphe/wq-enforcement-actions>

1. ENFORCEMENT - NEW ACTION

RESPONSIBLE PARTY	ACTION	COUNTY	DATE
Stener Carlson III d/b/a Country Host Motel KF 103-CV, LLC	Domestic - Order for Civil Penalty Stormwater - Notice of Violation / Cease and Desist Order	Huerfano El Paso	01/28/2020 02/05/2020
Blue Sky Developments, LLC	Industrial - Notice of Violation/Cease and Desist Order/Order for Civil Penalty	Larimer	02/19/2020
Off The Chain 2 LLC	Stormwater - Order for Civil Penalty	Douglas	02/19/2020
W.E. O'Neil Construction Co. of Colorado	Industrial - Order for Civil Penalty	Boulder	02/19/2020

2. CONSENT OR SETTLEMENT AGREEMENTS TO PUBLIC NOTICE

RESPONSIBLE PARTY	ACTION	COUNTY	DATE
City of Northglenn	Industrial - Compliance Order on Consent	Weld	02/10/2020

C. CONSTRUCTION ACTIONS

1. Site Applications Reviews

APPLICANT	TYPE	FACILITY DESCRIPTION	COUNTY	ACTION
Town of Bennett	WWTF Site Application No. ES.16.SA.02764, ES.19.SA.05135	Town of Bennett Reclaimed Water Treatment Improvements	Adams	Approved 01/27/2020
Town of La Veta	WWTF Site Application No. ES.16.SA.03137, ES.19.SA.05128	Town of La Veta New WWTF Extension Request	Huerfano	Approved 01/27/2020
Town of Eckley	WWTF Site Application No. ES.15.SA.02114, ES.19.SA.05118	Town of Eckley New WWTF Extension Request	Yuma	Approved 01/30/2020
Town of Eckley	Lift Station Site Application No. ES.15.SA.02112, ES.19.SA.05116	Town of Eckley South Lift Station Extension Request	Yuma	Approved 01/30/2020
Town of Eckley	Lift Station Site Application No. ES.15.SA.02110, ES.19.SA.05117	Town of Eckley North Lift Station Extension Request	Yuma	Approved 01/30/2020
Town of Lyons	WWTF Site Application No. 4289 [ES.18.SA.04422]	Town of Lyons WWTF Capacity Re- rating	Boulder	Approved 01/30/2020
Colorado Parks and Wildlife	Lift Station Site Application No. ES.18.SA.04541	Cherry Creek State Park Main Lift Station	Arapahoe	Approved 01/30/2020

C. CONSTRUCTION ACTIONS (cont.)

1. Site Applications Reviews

APPLICANT	TYPE	FACILITY DESCRIPTION	COUNTY	ACTION
Security Sanitation District	Lift Station Site Application No. ES.18.SA.04580	River Bend Creek Lift Station	El Paso	Approved 01/30/2020
Will-O-Wisp Metropolitan District	Lift Station Site Application No. ES.19.SA.04986	Retreat Land LLC, Lone Rock Conference Center and Retreat Facility Lift Station and Forcemain	Park	Approved 1/30/2020
City of Westminster	Interceptor Site Application No. ES.19.SA.05177	North Huron Interceptor Replacement Certification Acknowledgement	Adams	Approved 1/30/2020
2000 Holly Metropolitan District	Lift Station Site Application No. ES.19.SA.05210	Evans and Holly Lift Station	Denver	Approved 2/6/2020
Snowmass Water and Sanitation District	WWTF Site Application No. ES.18.SA.04639, ES.20.SA.05347	Extension of Pilot Study Authorization for Sulfide Precipitation	Pitkin	Approved 2/6/2020
City of Glenwood Springs	Lift Station Site Application No. ES.16.SA.02677	Buffalo Valley Lift Station Replacement	Garfield	Approved 2/19/2020
University of Colorado Mountain Research Station	WWTF Site Application No. 4451[ES.20.SA.05340]	University of Colorado Mountain Research Station Influent Pump In-Kind Replacement	Boulder	Approved 2/19/2020
South 750 LLC	WWTF Sire Application No. ES.19.SA.04908	Fountain South New WWTF	El Paso	Approved 2/19/2020

2. Plans and Specifications Reviews

APPLICANT	SITE APPLICATION	FACILITY DESCRIPTION	COUNTY	ACTION
Town of Carbondale	Site Application No. 4264 [ES.18.SA.04632]	Town of Carbondale Clarifier Improvement PDR and Streamlined Design Approval ES.18.CWPDR.04633	Garfield	Approved 1/30/2020
City of Aurora	Site Application No. ES.19.SA.04824	City of Aurora First Creek Lift Station Expansion Final P/S Approval ES.19.CWPDR.04825	Adams	Approved 1/30/2020
Town of Antonito	Site Application No. 3446, 3574 [ES.15.SA.02191]	Town of Antonito New WWTF Final P/S Approval ES.20.CWFDR.05338	Conejos	Approved 1/30/2020
City of Idaho Springs	Site Application No. 3691 [ES.18.04370]	City of Idaho Springs WWTF Headworks and Equalization Final P/S Approval ES.19.CWFDR.04722	Clear Creek	Approved 2/5/2020
WCR 34 and Hwy 25-220, LLC	Site Application No. ES.19.SA.04872	WCR 34 and Hwy 25-220, LLC Raterink Lift Station Final P/S Approval ES.19.CWPDR.04873	Weld	Approved 2/12/2020

D. 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 and a draft certification determination. 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 Scott Garncarz (scott.garncarz@state.co.us), (303) 692-2374 or Trevor Klein (trevor.klein@state.co.us), (303) 691-7809.. The U.S. Army Corp of Engineers (COE) may also review 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.

APPLICANT	PERMIT	ACTIVITY	COUNTY	WATERBODY	DETERMINATION
#4450 - Southeast Metro Stormwater Authority / Big Dry Creek Reach 12	NWO-2020-00119-DEN	The project is to stabilize the channel and stream banks, and provide cover over an existing sanitary sewer line.	Arapahoe	Big Dry Creek, South Platte River Basin, Seg. COSPUS16j of Upper South Platte River Sub-basin	Draft 82.5(A)(3) Conditional Certification

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

APPLICANT	PERMIT	ACTIVITY	COUNTY	WATERBODY	CERTIFICATION
#4448 - Mile High Flood Dist / Lemon Gulch	NWO-2019-00172-DEN	This project includes stream stabilization and restoration.	Douglas	Lemon Gulch, Cherry Creek, South Platte River Basin, Seg. COSPCH04a, COSPCH01 of Cherry Creek Sub-basin	82.5(A)(2) Regular Certification

E. GRANTS AND LOANS UNIT

1. PRE-QUALIFICATION SUBMITTAL

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
Morrison Creek Metropolitan Water and Sanitation District	\$8,000,000	The project consists of decommissioning the old wastewater treatment plant and building a new treatment plant.	Routt	01/28/2020
City of Salida	\$2,500,000	The project consists of replacing existing transmission lines.	Chaffee	01/29/2020
West Jefferson County Metropolitan District	\$5,800,000	This project consist of improvements to the existing water treatment plant, a new operations building and a new chem. facility.	Jefferson	01/28/2020

E. GRANTS AND LOANS UNIT (cont.)

2. PROJECT NEEDS ASSESSMENT SUBMITTAL

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
City of Westminster	\$30,000,000	The project consists of CIPP lining and replacement of several areas of the Big Dry Creek sewer interceptor, and installing a parallel gravity sewer interceptor along Big Dry Creek.	Adams	01/09/2020

3. PUBLIC HEARING/PUBLIC MEETING

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
Town of Genoa	\$90,000	This project consists of installation of lagoon liners and associated appurtenances.	Lincoln	01/21/2020
Town of South Fork	\$3,000,000	The project consists of designing and constructing a new municipal water system to include treatment, distribution, wells, storage and meters. The project will also provide for the acquisition of existing privately owned water systems and associated existing infrastructure and water rights.	Rio Grande	01/16/2020

4. LOAN APPLICATIONS RECEIVED

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
Arabian Acres Metropolitan District	\$1,500,000	The project consists of distribution system improvements, constructing a new storage tank and existing storage improvements, new wells and existing well improvements, water treatment plant building improvements and additional contact piping.	Teller	02/14/2020
Glenview Owners Association	\$500,000	This project consists of the reconfiguration of storage tank fill configuration and the installation of two booster pumps to improve water quality and supply.	Chaffee	02/13/2020
Town of Orchard City	\$2,800,000	The project consists of improvements, upgrades and expansion of the town's existing water treatment plant.	Delta	02/14/2020

5. LOANS EXECUTED

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
Town of Bayfield	\$3,000,000	The project consists of replacing water distribution system pipe to address areas of aging or low quality pipe as well as eliminate asbestos reinforced concrete piping.	La Plata	02/14/2020
City of Wray	\$3,000,000	The project consists of replacing the aging water main, providing additional piping for a looped system, replacing hydrants and services lines, providing adequate isolation valves, and associated appurtenances.	Yuma	2/13/2020

E. GRANTS AND LOANS UNIT (cont.)

6. CONSTRUCTION COMPLETIONS

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
Town of Buena Vista	\$1,983,370	The proposed project constructed a new water supply with treatment facility, a new water storage tank, and provided improvements in various segments of the distribution system.	Chaffee	01/16/2020