



Colorado Department
of Public Health
and Environment

WATER QUALITY INFORMATION BULLETIN

Highlights For September 2020

- **Agenda: No regular business meeting in September 2020.**
<https://www.colorado.gov/pacific/cdphe/wqcc-agendas>
- **Notice of upcoming rulemaking hearing**
 - Temporary Modifications Rulemaking, Classifications and Numeric Standards for
 - Arkansas River Basin, Regulations #32 (5 CCR 1002-32)
 - Upper Colorado River Basin and North Platte River (Planning Region 12), Regulation #33 (5 CCR 1002-33)
 - San Juan river and Dolores River Basins, Regulation #34 (5 CCR 1002-34)
 - Gunnison and Lower Dolores River Basins, Regulation #35 (5 CCR 1002-35)
 - Rio Grande Basin, Regulation #36 (5 CCR 1002-36)
 - Lower Colorado River Basin, Regulation #37 (5 CCR 1002-37)
 - 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 rulemaking hearing**
 - Discharger-Specific Variances Rulemaking, Classifications and Numeric Standards for:
 - Arkansas River Basin, Regulations #32 (5 CCR 1002-32)
 - Upper Colorado River Basin and North Platte River (Planning Region 12), Regulation #33 (5 CCR 1002-33)
 - San Juan river and Dolores River Basins, Regulation #34 (5 CCR 1002-34)
<https://colorado.gov/pacific/cdphe/wqcc-rulemaking-proceedings>
- **Notice of upcoming administrative action hearings**
 - FY 21 intended use plans for 1) the Water Pollution Control Revolving Fund and 2) the Drinking Water Revolving Fund
 - Voluntary Incentive Program for Early Nutrient Reductions, Policy 17-1
<https://colorado.gov/pacific/cdphe/wqcc-administrative-action-hearings>
- **Notice of upcoming informational hearings**
 - Annual public comment informational hearing
 - The Basic Standards and Methodologies for Surface Water, Regulation #31 (5 CCR 1002-31)
 - Nutrients Management Control Regulation, Regulation #85 (5 CCR 1002-85)
<https://colorado.gov/pacific/cdphe/wqcc-public-informational-hearings>
- **Notice of final adoptions**
 - 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)
 - Reclaimed Water Control Regulation, Regulation #84 (5 CCR 1002-84)
 - Colorado Primary Drinking Water Regulations, Regulation #11 (5 CCR 1002-11)
<https://colorado.gov/pacific/cdphe/water-quality-control-commission-regulations>
- **Summary of Proceedings/Motions (DRAFT)**
Water Quality Control Commission Regular Meeting, August 10, 2020
<https://www.colorado.gov/pacific/cdphe/wqcc-meeting-summaries>

PUBLICATION DATE: September 4, 2020

PROPOSED WITHDRAWAL OF PERMITTING POLICY WQP-2

The Water Quality Control Division is proposing to withdraw its *Significant Digits in Permit Limitations* permitting policy ([WQP-2](#), published in 1987). The division will accept comment on the proposed withdrawal until September 30, 2020. Comments may be sent to meg.parish@state.co.us. The division will consider, but will not necessarily respond to, public comments in its final decision regarding this policy.

The *Significant Digits in Permit Limitations* policy specifies that numerical permit limits be two significant digits at most. While the division generally follows this policy, there are certain instances where more than two significant digits are implemented in permits, particularly where the water quality standard contains more than two significant digits. For example, water quality standards for *E. coli* and temperature contain three significant digits and the division typically includes greater than two significant digits in the permit for those parameters. Therefore, the division proposes to withdraw WQP-2 as inconsistent with current standards and division practices.

Meg Parish
Permits Section Manager

Phone 303.692.3419 | Cell 720.432.3046
[4300 Cherry Creek Drive South, Denver, CO 80246](#)
meg.parish@state.co.us

Keep up to date on Colorado water quality actions! Subscribe to the [Water Quality Bulletin](#) and the [permitting mailing list](#)!

A. PERMIT ACTIONS

1. PERMITS SENT TO PUBLIC NOTICE ON AUGUST 13, 2020 - COMMENTS DUE BY SEPTEMBER 14, 2020

The website to view public notices and drafts:

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

2. GENERAL PERMIT CERTIFICATIONS - JULY 2020

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

| PERMITTEE | PERMIT | COUNTY | ISSUED |
|--|------------|------------|------------|
| Moltz Construction Inc | COG-080026 | Eagle | 07/01/2020 |
| Moltz Construction Inc | COG-080027 | Gunnison | 07/01/2020 |
| GLH Construction LLC | COG-080028 | Weld | 07/01/2020 |
| Iron Woman Construction and Environmental Services LLC | COG-080029 | Boulder | 07/06/2020 |
| Asphalt Specialties | COG-080030 | Boulder | 07/13/2020 |
| Fort Garland Water Sanitation Dist | COX-634075 | Costilla | 07/15/2020 |
| FCI Constructors Inc | COG-080031 | Larimer | 07/17/2020 |
| Garney Construction | COG-080032 | Weld | 07/17/2020 |
| Garney Companies Inc | COG-080033 | Arapahoe | 07/17/2020 |
| Zak Dirt | COG-080034 | Boulder | 07/17/2020 |
| Kerr McGee Gathering LLC | COG-604403 | Weld | 07/17/2020 |
| Arapahoe Basin Ski Area | COG-080035 | Summit | 07/20/2020 |
| Integrated Water Services | COG-080036 | Weld | 07/20/2020 |
| Symmetry Builders Inc | COG-080037 | Boulder | 07/20/2020 |
| Native Excavating | COG-080038 | Routt | 07/20/2020 |
| MCV Capital LLC | COG-318007 | Boulder | 07/21/2020 |
| BLK220 LLC | COG-318013 | Denver | 07/23/2020 |
| Lookout Road Apartments LLC | COG-318015 | Boulder | 07/24/2020 |
| BPX Energy | COG-080041 | La Plata | 07/27/2020 |
| ARTIS HRA Hudsons Bay LLP | COG-318009 | Denver | 07/27/2020 |
| Barnard Structures Inc | COG-080042 | El Paso | 07/29/2020 |
| American Civil Constructors | COG-080043 | Grand | 07/29/2020 |
| Lot 1 Block 5 SBO LLC | COG-318016 | Boulder | 07/29/2020 |
| Sargent School Dist | COX-634074 | Rio Grande | 07/29/2020 |
| Brinkmann Constructors | COG-080043 | Arapahoe | 07/30/2020 |
| Waypoint Walcott Denver Owner LLC | COG-318017 | Denver | 07/30/2020 |
| Reynolds Construction LLC | COG-604404 | Adams | 07/30/2020 |
| Mary M Dower Benevolent Corp | COG-588143 | Park | 07/31/2020 |

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 |
|---|---|----------|------------|
| Town of Naturita | Domestic - Notice of Violation / Cease and Desist Order | Montrose | 07/28/2020 |
| Sala, LLC; Orchim LLC; Sage Hospitality Resources LLC; Sage Investment Holdings LLC | Industrial - Notice of Violation/ Cease and Desist Order | Boulder | 07/28/2020 |
| Wall Development Group LLC | Stormwater - Expedited Settlement Agreement | El Paso | 07/30/2020 |
| LKA International Inc | Industrial - Notice of Violation/Cease and Desist Order/Order for Civil Penalty | Hinsdale | 08/13/2020 |
| LKA International Inc | Order for Civil Penalty | Hinsdale | 08/13/2020 |

2. CONSENT OR SETTLEMENT AGREEMENTS TO PUBLIC NOTICE

| RESPONSIBLE PARTY | ACTION | COUNTY | DATE |
|----------------------------|--|---------|------------|
| Arrowhead Mobile Home Park | Domestic - Compliance Order on Consent | El Paso | 07/30/2020 |
| Velocity Constructors Inc | Stormwater - Compliance Order on Consent | El Paso | 07/30/2020 |

SPECIAL NOTIFICATION: The Discharge Monitoring Report (DMR) Guidance Document was updated (effective August 2020) to incorporate NetDMR guidance and use, clarify reporting requirements, and update formatting. For more information or a full list of changes, please contact Andrea Beebout at andrea.beebout@state.co.us or 303.692.6498

C. CONSTRUCTION ACTIONS

1. Site Applications Reviews

| APPLICANT | TYPE | FACILITY DESCRIPTION | COUNTY | ACTION |
|---|--|---|----------|------------------------|
| City of Las Animas | WWTF Site Application No. 4373 [ES.10.SA.05555] | City of Las Animas WWTF Constructed Wetlands Partitioning In-Kind Replacement Determination | Bent | Denied 08/11/2020 |
| Morrison Creek Metropolitan Water and Sanitation District | WWTF Site Application No. 1559 [ES.20.SA.05306] | Morrison Creek WWTP Improvements | Routt | Approved 08/11/2020 |
| Snowmass Water and Sanitation District | WWTF Site Application No. ES.16.SA.02726 [ES.20.SA.05524] | Snowmass WSD WWTF Permanent Sulfide Precipitation Installation | Pitkin | Approved 08/12/2020 |
| Southwest Mesa County Rural Public Improvement District | WWTF Site Application No. 4731 [ES.16.SA.02618] | Gateway WWTF Liner In-Kind Replacement Determination | Mesa | Approved 08/12/2020 |
| City of Northglenn | Lift Station Site Application No. 3344 [ES.20.SA.05447] | Lift Station A and Force Main Replacement | Adams | Approved 08/17/2020 |
| Center Sanitation District | WWTF Site Application No. 4303 [ES.16.SA.03569] | Center Sanitation District WWTP Improvements Extension | Saguache | Approved 08/17/2020 |

C. CONSTRUCTION ACTIONS

1. Site Applications Reviews

| APPLICANT | TYPE | FACILITY DESCRIPTION | COUNTY | ACTION |
|----------------------------------|---|--|----------|------------------------|
| Town of Genoa | WWTF Site Application No. 3069 [ES.20.SA.05583] | Town of Genoa WWTF Lagoon Liner In-Kind Replacement Determination | Lincoln | Approved 08/25/2020 |
| South Platte Renewal Partners | WWTF Site Application No. 4727 [ES.20.SA.05564] | South Platte Renewal Partners TP Chemical Phosphorus and UV Disinfection | Arapahoe | Approved 08/25/2020 |

2. Plans and Specifications Reviews

| APPLICANT | SITE APPLICATION | FACILITY DESCRIPTION | COUNTY | ACTION |
|---|--|---|----------|------------------------|
| Colorado State University | Site Application No. ES.19.SA.04981 | Colorado Mountain Campus New WWTP PDR and Streamlined Design Approval ES.19.CWPDR.04982 | Larimer | Approved 07/30/2020 |
| Snowmass Water and Sanitation District | Site Application No. ES.16.SA.02726 [ES.20.SA.05524] | Snowmass WSD WWTF Permanent Sulfide Precipitation Installation PDR and Streamlined Design Approval ES.20.CWPDR.05525 | Pitkin | Approved 08/12/2020 |
| Town of La Veta | Site Application No. ES.16.SA.03137 | Town of La Veta New WWTF PDR and Streamlined Design Approval UPDATED ES.16.CWPDR.03138 | Huerfano | Approved 08/25/2020 |
| South 750 LLC | Site Application No. ES.19.SA.04908 | Fountain South New WWTF PDR and Streamlined Design Approval ES.19.CWPDR.04909 | El Paso | Approved 08/27/2020 |
| Town of Nucla | Site Location No. ES.17.SA.03831 | Town of Nucla WWTF Existing Lagoons Improvements Phase IIC PDR Approval ES.17.CWPDR.03832 | Montrose | Approved 08/27/2020 |

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.

2. 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 |
|--|------------------------|---|---------|---|-------------------------------------|
| #4454 - Town of Castle Rock/East Plum Creek Reach 5 Phase I Stabilization Project | NWO-2020- 00603-DEN | Bank stabilization activities, activities, including channel realignment and installation of drop structures and sheetpile cutoff walls, to improve habitat and protect existing infrastructure. | Douglas | East Plum Creek, Tributary D, South Platte River Basin, Seg. COSPUS10a, COSPUS11a of Upper South Platte Sub-basin. | 82.5(A)(2) Regular Certification |

E. GRANTS AND LOANS UNIT

1. PRE-QUALIFICATION SUBMITTAL

| ENTITY | AMOUNT | PROJECT DESCRIPTION | COUNTY | DATE |
|--------------|-------------|---|----------|------------|
| Town of Ovid | \$6,500,000 | The project includes replacing the primary well pump, transmission line, valves, and hydrants; as well as upgrades to pumping, yard piping, disinfection, monitoring, and operational controls. | Sedgwick | 07/31/2020 |

2. PROJECT NEEDS ASSESSMENT SUBMITTAL

| ENTITY | AMOUNT | PROJECT DESCRIPTION | COUNTY | DATE |
|---------------------------------------|-------------|---|-----------|------------|
| Alameda Water and Sanitation District | \$3,000,000 | This project consists of a water main replacement or realignment to address degradation of water mains constructed in the 1960's. | Jefferson | 08/05/2020 |

3. DESIGN AND ENGINEERING GRANT AWARDS

| ENTITY | AMOUNT | PROJECT DESCRIPTION | COUNTY | DATE |
|----------------|-----------|--|---------|------------|
| Town of Eckley | \$135,209 | This project includes storage tank repair or replacement, transmission line modifications, and associated appurtenances. | Yuma | 08/19/2020 |
| Town of Genoa | \$10,000 | This project consists of installation of lagoon liners and associated appurtenances. | Lincoln | 08/20/2020 |

4. PUBLIC HEARING/PUBLIC MEETING

| ENTITY | AMOUNT | PROJECT DESCRIPTION | COUNTY | DATE |
|----------------|-----------|--|--------|------------|
| Town of Eckley | \$739,130 | This project includes storage tank repair or replacement, transmission line modifications, and associated appurtenances. | Yuma | 08/18/2020 |

5. FINDING OF NO SIGNIFICANT IMPACT AND CATEGORICAL EXCLUSION DETERMINATIONS

| ENTITY | AMOUNT | PROJECT DESCRIPTION | COUNTY | DATE |
|------------------|--------------|---|--------|------------|
| City of Sterling | \$37,000,000 | The proposed project consists of rehabilitation of the existing headworks facility, sliplining existing force main while constructing an additional parallel main line, and various improvements wastewater treatment facility; including construction of new storage basins, reactors, clarifiers, chemical system for phosphorus removal, and a new UV disinfection system. | Logan | 07/29/2020 |

E. GRANTS AND LOANS UNIT (cont.)

6. LOAN APPLICATIONS RECEIVED

| ENTITY | AMOUNT | PROJECT DESCRIPTION | COUNTY | DATE |
|---------------|---------------|---|---------------|-------------|
| City of Lamar | \$1,089,200 | The project consists of replacement of the distribution and service pipelines along with associated Appurtenances | Prowers | 08/14/2020 |

7. LOANS EXECUTED

| ENTITY | AMOUNT | PROJECT DESCRIPTION | COUNTY | DATE |
|------------------------|---------------|--|---------------|-------------|
| Penrose Water District | \$106,500 | The project consists of improvements to water treatment facilities, water storage facilities, and associated appurtenances. | Fremont | 07/31/2020 |
| Glenview HOA | \$550,000 | 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 | 08/13/2020 |