



Colorado Department  
of Public Health  
and Environment

# WATER QUALITY INFORMATION BULLETIN

## Highlights For October 2022

- **Agenda: October**  
<https://cdphe.colorado.gov/wqcc-meetings>
- **Notice of continued and rescheduled rulemaking hearing**
  - Continued and rescheduled to April 10, 2023:
    - Regulation #85: Nutrients Management Control Regulation (5 CCR 1002-85) and
    - Regulations ##31-38: Lakes Nutrient Criteria (5 CCR 1002-31 - 5 CCR 1002-38)[https://drive.google.com/drive/folders/1\\_Oo-vaBFDRXd0rWizrtGZt3yY9xTzRZz](https://drive.google.com/drive/folders/1_Oo-vaBFDRXd0rWizrtGZt3yY9xTzRZz)
- **Notice of upcoming informational hearings**
  - **Issues Formulation Hearing:** Regulations #32 and #36: Classifications and Numeric Standards for Arkansas River Basin and Rio Grande Basin (5 CCR 1002-32 and 5 CCR 1002-36)  
[https://drive.google.com/drive/folders/1Tblo\\_bE7Y5P\\_Q1Yt7idbOscgHP2NAWjK](https://drive.google.com/drive/folders/1Tblo_bE7Y5P_Q1Yt7idbOscgHP2NAWjK)
  - **Issues Scoping Hearing:** Regulations #33 and #37: Classifications and Numeric Standards for Upper Colorado River Basin and North Platte River and Lower Colorado River Basin (5 CCR 1002-33 and 5 CCR 1002-37)  
[https://drive.google.com/drive/folders/1k1wAvzPT9IXP\\_fhEF68JSgTjD028C5IQ](https://drive.google.com/drive/folders/1k1wAvzPT9IXP_fhEF68JSgTjD028C5IQ)
- **Notice of upcoming administrative action hearing**
  - North Front Range Water Quality Planning Association 208 Plan Update  
<https://cdphe.colorado.gov/wqcc-administrative-action-hearings>
- **Summary of 2022 annual planning work session**
  - August 8-9, 2022  
<https://cdphe.colorado.gov/wqcc-meeting-summaries>

**PUBLICATION DATE: September 30, 2022**

## SPECIAL NOTES

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### New Clean Water Policy on Electronic Signatures - Implementation Policy Number: CW 16

The Water Quality Control Division has issued a new policy that addresses the current practice that the division implemented in 2020 to allow for electronic signatures on clean water program submittals for discharge permit applications/actions, compliance submittals, and related documents. Note that electronic submittals must still be signed in accordance with the requirements applicable to the specific submittal. This policy does not change the current requirements applicable to electronic submittals of discharge monitoring reports through NetDMR or permit actions through the division's existing electronic permit application (CEOS) system.

<https://cdphe.colorado.gov/clean-water-policies>

Any questions should be directed to the contact provided for the specific submittal or to Nathan Moore, Clean Water Program Manager, [nathan.moore@state.co.us](mailto:nathan.moore@state.co.us)

### Revised Policy - Stormwater Civil Penalty Policy

The Water Quality Control Division is noticing its intent to issue a revised Stormwater Civil Penalty Policy. The revised policy incorporates Section 25-8-608(1), C.R.S. of the Water Quality Control Act (Act) which provides for civil penalties of up to \$54,833 (and as adjusted by the Water Quality Control Commission annually for inflation in Regulation #101, Water Quality Civil Penalty Inflation Adjustment Regulation (5 CCR 1002-101)) per day per violation of the Act, any permit issued pursuant to the Act, any control regulation promulgated under the Act, or any final cease and desist order or clean up order.

The revised Stormwater Civil Penalty Policy can be viewed here: <https://cdphe.colorado.gov/water-quality-draft-permit-actions>

The division will be accepting feedback on the revised policy until October 31, 2022.

Feedback should be directed to:

Kelly Morgan, Manager  
Clean Water Compliance and Enforcement Section  
Water Quality Control Division  
[kelly.morgan@state.co.us](mailto:kelly.morgan@state.co.us)  
720-213-8426

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## A. PERMIT ACTIONS

- 1. PERMITS SENT TO PUBLIC NOTICE ON SEPTEMBER 8, 2022**  
**YOU USUALLY HAVE 30 DAYS TO MAKE COMMENTS ON THE DRAFT ACTION, BUT PLEASE CHECK THE EXACT DEADLINE ON THE WEBSITE.**

The website to view public notices and drafts:

<https://cdphe.colorado.gov/water-quality-draft-permit-actions>

- 2. GENERAL PERMIT CERTIFICATIONS - JUNE, JULY AND AUGUST 2022**

To check that your permit contact information is correct, look up your permit number in this [list of all active clean water permits](#). If your contact information is incorrect, please change your contacts in CEOS (for certifications under general permits COR400000, COG080000, COG317000, COG318000, COG603000, COG608000) or fill out the "[change of contact form](#)", and send the signed form to [cdphe.wqrecordscenter@state.co.us](mailto:cdphe.wqrecordscenter@state.co.us).

PERMITTEE	PERMIT	COUNTY	ISSUED
Crossland Construction Co	COG-317085	Denver	08/01/2022
Schofield Excavation Inc	COG-080529	Summit	08/02/2022
ARCO/Murray National Dallas Inc	COG-317083	Larimer	08/02/2022

## A. PERMIT ACTIONS (cont.)

### 2. GENERAL PERMIT CERTIFICATIONS - JUNE, JULY AND AUGUST 2022

To check that your permit contact information is correct, look up your permit number in this [list of all active clean water permits](#). If your contact information is incorrect, please change your contacts in CEOS (for certifications under general permits COR400000, COG080000, COG317000, COG318000, COG603000, COG608000) or fill out the "[change of contact form](#)", and send the signed form to [cdphe.wqrecordscenter@state.co.us](mailto:cdphe.wqrecordscenter@state.co.us).

PERMITTEE	PERMIT	COUNTY	ISSUED
Pueblo West Metro Dist	COG-608009	Pueblo	08/02/2022
CGRS Inc	COG-080518	Adams	08/03/2022
EDGE Contracting Inc	COG-080523	Jefferson	08/03/2022
Xcel Energy	COG-080531	Weld	08/03/2022
Ute Mountain Ute Tribe	COG-080534	Montezuma	08/04/2022
Haselden Construction LLC	COG-317084	Pitkin	08/05/2022
Vertex Builders Inc	COG-317088	Douglas	08/08/2022
American West Construction LLC	COG-080527	San Miguel	08/09/2022
Naranjo Civil Constructors Inc	COG-080525	Denver	08/09/2022
Tezak Heavy Equipment Co., Inc	COG-080524	El Paso	08/11/2022
Native Sun Construction	COG-080526	El Paso	08/12/2022
City & County of Denver Department of Transportation and Infrastructure	COG-317087	Denver	08/15/2022
Moltz Construction	COG-080528	Lake	08/15/2022
The Whiting-Turner Contracting Co	COG-317089	Denver	08/16/2022
Pitkin County Healthy Rivers	COG-080532	Pitkin	08/19/2022
Northern Colorado Constructors	COG-080533	Weld	08/23/2022
HCBeck LTD	COG-317086	Denver	08/24/2022

### 3. CAFO GENERAL PERMIT CERTIFICATIONS - SEPTEMBER 2022

PERMITTEE	PERMIT	COUNTY	ISSUED
Gerk Heifer Raising Facility	COA-934027	Phillips	09/13/2022
Dinklage Feed Yard Inc. Proctor Division	COA-934056	Logan	09/13/2022
Six Arrows Dairy	COA-934066	Morgan	09/13/2022
Prosper Ranch Feedlot	COA-934085	Cheyenne	09/13/2022
Harper Feedlot	COA-934112	Weld	09/19/2022
Platteville Dairy	COA-934088	Weld	09/19/2022

## 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
Ascentia Real Estate Holding Company, LLC	Domestic - NOV/CDO	Arapahoe	09/01/2022

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

### 2. CONSENT OR SETTLEMENT AGREEMENTS TO PUBLIC NOTICE

RESPONSIBLE PARTY	ACTION	COUNTY	DATE
Brookfield Residential (Colorado) LLC	Stormwater - Compliance Order on Consent	Adams, Douglas	09/08/2022

## C. CONSTRUCTION ACTIONS

### 1. Site Applications Reviews

APPLICANT	TYPE	FACILITY DESCRIPTION	COUNTY	ACTION
Perry Park Water and Sanitation District	WWTP Site Application No. 3251 [ES.22.SA.06981]	Waucondah WWTP UV In-Kind Replacement Determination	Douglas	Approved 08/31/2022
City of Aurora	Interceptor Site Application No. ES.22.SA.06921	Second Creek Interceptor E470 to Harvest Road Certification	Adams	Approved 08/31/2022
City of Fort Lupton	Lift Station Site Application No. 4043 [ES.22.SA.06842]	Metro Lift Station and Forcemain	Weld	Approved 08/31/2022
City of Loveland	Lift Station Site Application No. ES.22.SA.06976	Lakeside Terrace Lift Station	Larimer	Approved 08/31/2022
Pinery Commercial District Nos 1 and 2	Lift Station Site Application No. ES.21.SA.06445	Pinery West Sanitary Sewer Lift Station	Douglas	Approved 09/07/2022
City of Westminster	Lift Station Site Application No. 4855 [ES.22.SA.06996]	88 <sup>th</sup> and Zuni Lift Station Rehabilitation	Adams	Approved 09/07/2022
Perry Park Water and Sanitation District	WWTP Site Application No. 3251 [ES.22.SA.06963]	Waucondah WWTP Aerobic Digestion Facilities In-Kind Replacement Determination	Douglas	Approved 09/07/2022
Granby Sanitation District	WWTP Site Application No. 4872 [ES.20.SA.05762]	Granby SD WWT Solids Handling Improvements Updated	Grand	Approved 09/20/2022

### 2. Plans and Specifications Reviews

APPLICANT	SITE APPLICATION	FACILITY DESCRIPTION	COUNTY	ACTION
Crested Butte South Metro District	Site Application No. ES.21.SA.06529	Crested Butte South MD Headworks Improvements and Capacity Increase Self Certification Acceptance ES.22.CWFDR.07102	Gunnison	Approved 08/24/2022
West Jefferson County Metro District	Site Application No. ES.19.SA.05198	West Jefferson County MD WWTP Secondary Treatment Improvements Self Certification Acceptance ES.21.CWFDR.06590	Jefferson	Approved 08/31/2022
Pike's Peak Summit Visitor Center	Site Application No. ES.18.SA.04510	Pike's Peak Summit Visitor Center Localized Reclaimed Water Treatment System Self Certification Acceptance ES.21.CWFDR.06592	El Paso	Approved 08/31/2022

## C. CONSTRUCTION ACTIONS (cont.)

### 2.Plans and Specifications Reviews

APPLICANT	SITE APPLICATION	FACILITY DESCRIPTION	COUNTY	ACTION
City of Westminster	Site Application No. ES.21.SA.06112	Big Dry Creek WWTP Anoxic Zone Upgrade Project Self Certification Acceptance ES.22.CWFDR.06987	Adams	Approved 08/31/2022
Salvation Army	Site Application No. ES.18.SA.04128	High Peak Camp WWTP Improvements Phase 1B Self Certification Acceptance ES.22.CWFDR.06989	Larimer	Approved 08/31/2022
Town of Keenesburg	Site Application No. ES.21.SA.06533	Summerfield Subdivision Lift Station Final P/S Approval ES.21.CWPDR.06534	Weld	Approved 09/07/2022
Town of Crested Butte	Site Application No. ES.21.SA.06581	Town of Crested Butte WWTP Improvements Phase A Self Certification Acceptance ES.22.CWFDR.07157	Gunnison	Approved 09/13/2022

## 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](mailto:scott.garncarz@state.co.us)), (303) 692-2374. 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
#4481- Town of Castle Rock / East Plum Creek Reach 6	NWO-2020-00118-DEN	The proposed project would stabilize the channel through the project area to reduce or prevent continued degradation while protecting backs.	Douglas	East Plum Creek, South Platte River Basin, Seg. COSPUS10 of Upper South Platte River Sub-basin	Draft 82.5(A)(3) Conditional Certification

## E. GRANTS AND LOANS UNIT

### 1. PRE-QUALIFICATION SUBMITTAL

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
Town of Bennett	\$25,000,000	This project consists of the upgrade and expansion to the wastewater treatment facility.	Adams	09/13/2022
City of Cripple Creek	\$5,000,000	This project consists of replacement and improvements to the distribution system.	Teller	09/07/2022
City of Cripple Creek	\$5,000,000	This project consists of replacement and improvements to the collection system.	Teller	09/07/2022
City of Salida	\$4,250,000	This project consists of construction of a new raw water supply line.	Chaffee	09/21/2022

### 2. PROJECT NEEDS ASSESSMENT SUBMITTAL

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
Beulah Water Works District	\$1,997,000	This project consists of upgrades to a well, upgrades to raw water pipelines, improvements to water treatment plants, improvements to raw water intakes, replacement of distribution systems, install new pipelines, install potable water line connections, and associated appurtenances.	Pueblo	08/25/2022
Evergreen Lake Company	\$1,840,000	The project is to purchase an existing water treatment facility.	Gunnison	09/06/2022
Highland Lakes WD	\$1,000,000	This project consists of the installation of a new surface water membrane treatment plant.	Teller	09/20/2022
Project 7 Water Authority	\$93,500,000	The project consists of constructing a new water treatment facility, and both raw and treated water transmission lines.	Montrose	09/15/2022
Routt County Community of Milner	\$3,490,975	This project consists of replacing a lagoon wastewater treatment facility with a mechanical facility.	Routt	08/25/2022
Routt County Community of Phippsburg	\$4,086,816	This project consists of replacing a lagoon wastewater treatment facility with a mechanical facility.	Routt	08/25/2022
Yampa, Town of	\$8,347,307	This project consists of replacing a lagoon wastewater treatment facility with a mechanical facility and improving the collection system.	Routt	08/25/2022
Town of Fairplay	\$640,000	This project consists of adding cartridge filtration to the water treatment plant, upgrading instrumentation and controls, and rehabilitation to the infiltration gallery.	Park	09/20/2022

### 3. PUBLIC HEARING/PUBLIC MEETING

ENTITY	AMOUNT	PROJECT DESCRIPTION	COUNTY	DATE
Highland Lakes WD	\$1,000,000	This project consists of the installation of a new surface water membrane treatment plant.	Teller	06/30/2022

**E. GRANTS AND LOANS UNIT (cont.)**

**3. PUBLIC HEARING/PUBLIC MEETING**

<b>ENTITY</b>	<b>AMOUNT</b>	<b>PROJECT DESCRIPTION</b>	<b>COUNTY</b>	<b>DATE</b>
Pagosa Area Water and Sanitation District	\$38,444,000	The project consists of replacing the existing water treatment plant that is nearing the end of its useful life with a new treatment plant, and to address deficiencies with the existing water system.	Archuleta	08/18/2022

**4. SMALL COMMUNITIES AND NATURAL DISASTER CONTRACTS EXECUTED**

<b>ENTITY</b>	<b>AMOUNT</b>	<b>PROJECT DESCRIPTION</b>	<b>COUNTY</b>	<b>DATE</b>
Town of Cheraw	\$400,000	The project consists of water treatment plant upgrades to remove radium.	Otero	09/09/2022

Have a great day!