

6/15/202

Forest Lakes Phase 2

**RE: MVEA mouse ground encroachment**

On June 12, 2020 representatives of Classic Homes observed Mountain View Electric driving over our storm water perimeter control to access some overhead power poles located in the mouse ground south west of the Forest Lakes Phase 2 over lot grading project. This project has nothing to do with the construction of the Forest Lakes Phase 2 project and has nothing to do with Classic Communities. MVEA was immediately notified that they were responsible for the damaged perimeter control as well as the fact that they were working without permits in a protected ecosystem. Pictures of the damage were taken on site at this time. The main issue was the damaged silt fence perimeter control as well as the tracking a de-vegetation due to repeated driving over the vegetation. MVEA was notified of the projects status regarding the impending litigation against the EPA.

MVEA was asked to stop work immediately but were unable to do so due to some customers being out of power. MVEA was asked to notify Classic Homes and ask permission to access the area through the Classic Homes job site if needed. MVEA was notified that they need to pull the correct permits in order to work in a mouse ground.

As of 6/15/2021<sup>10</sup> Classic Homes has receive no updates regarding the status of the MVEA work or work order. MVEA has been notified of the documentation of the incident that has taken place with Classic Homes, CMS who is classic's third party storm water inspectors as well as El Paso County. Classic has provided this letter along with the associated pictures outing the damage and potential damage. Classic Homes will provide this documentation to any and all jurisdictional entities that request documentation regarding this incident.

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